

BEFORE THE  
CALIFORNIA SECRETARY OF STATE

Citizens Redistricting Commission

1500 11<sup>th</sup> Street  
Sacramento, CA

WEDNESDAY, JANUARY 26, 2011  
9:30 A.M.

Reported by:  
Peter Petty

APPEARANCES

MEMBERS PRESENT:

Cynthia Dai, Chair  
Michael Ward, Vice Chair  
Gabino T. Aguirre  
Vincent Barabba  
Maria Blanco  
Michelle Di Giulio  
Stanley Forbes  
Connie Galambos Malloy  
Lilbert "Gil" Ontai  
Peter Yao

MEMBERS ABSENT:

M. Andre Parvenu  
Jeanne Raya  
Jodie Filkins Webber

STAFF PRESENT:

Dan Claypool, Executive Director  
Raul Villanueva

SECRETARY OF STATE'S OFFICE STAFF COMMISSIONER FORBES:

Cy Rickards, Staff Counsel  
Anne Osborne, Staff Secretary

PUBLIC COMMENT:

Trudy Schafer, League of Women Voters

I N D E X

Page

1. Swearing-in of last six commissioners.	
2. Discussion and selection of Chair and Vice Chair, and introductory remarks.	
3. Commission governance, such as limiting time for comments, establishing advisory committees, per diem guidelines and other governance matters.	14, 79
4. Appointment of Committee comprised of the last six commissioners for limited purpose of receiving Bagley-Keene Act training.	
5. Bagley-Keene training - last six commissioners.	
6. Secretary of State support efforts - update and decision.	
7. Recruiting and hiring, including training, criteria, interviewing, and choosing staff and consultants.	18
8. Discussion and action regarding redistricting matters.	
9. Schedule, operation and location of future meetings.	20, 79
10. Discussion and action regarding future training.	19
11. Evaluation of candidates and selection of commissioner, pursuant to Government Code section 8252.5(b), to replace Commissioner Elaine Kuo who resigned effective January 14, 2011.	
12. Adoption of Commission staff salary schedules.	
13. Approval of Meeting Minutes.	
Public Comment	10, 114, 142
Adjournment	146
Certificate of Reporter	147

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2  
3  
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11  
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P R O C E E D I N G S

JANUARY 26, 2011 9:37 A.M.

CHAIRMAN DAI: Okay, the time is 9:38 and I'd like to bring the Commissioner to order, sorry for starting a little bit late, we were waiting for coffee. We'll begin with roll call attendance.

MS. OSBORNE: Commissioner Aguirre - Here; Commissioner Barraba - Here; Commissioner Blanco - Here; Commissioner Dai - Here; Commissioner Di Guilio - Here; Commissioner Filkins Webber - [Absent]; Commissioner Forbes - Here; Commissioner Galambos Malloy - Present; Commissioner Ontai - Here; Commissioner Raya - [Absent]; Commissioner Ward - Here; Commissioner Yao - Here.

CHAIRMAN DAI: Okay, thank you. We've just passed out a suggestion for some detailed sub-items. I worked on this with Vice Chair Ward and with Executive Director Claypool. So I just want to give the Commissioners a little time to review this. This was my take on what we would like to get done in our last three days for this January meeting. If we don't get these things done, of course, that pushes this off into mid-February. So, if you could just take a second to review this. I kind of frontloaded the agenda for today and the reason is that we will be going into closed session for a good part of Thursday to interview candidates, finalists

1 for the Chief Counsel position. And then, on Friday, we  
2 have three items that we could not take up until Friday  
3 because they were not added to the agenda until Friday  
4 the 14<sup>th</sup>, so we will not actually be able to speak about  
5 them until Friday the 28<sup>th</sup>, and those include items 11,  
6 12, and 13 on the original agenda, the most important  
7 item of which, of course, is to replace Commissioner  
8 Elaine Kuo. So, just take a second and review it and let  
9 me know if you have any additional sub-items that you  
10 believe we need to cover some time during our three-day  
11 session.

12 COMMISSIONER BLANCCOMMISSIONER YAO: Question.  
13 On today's Item 8 for today.

14 CHAIRMAN DAI: Yeah, actually we have an update  
15 from -

16 COMMISSIONER BLANCCOMMISSIONER YAO: Oh, I was  
17 going to say, we are actually getting these presentations  
18 today?

19 CHAIRMAN DAI: Actually, we are not. So, like I  
20 said, I did this agenda on Monday, so some of this is  
21 subject to scheduling, so think of the items that we need  
22 to cover in the next three days, we're going to have to  
23 move a few things around just logistically, we're still  
24 trying to schedule a few things.

25 COMMISSIONER GALAMBOS MALLOCOMMISSIONER YAO: I

1 suggest that we add - well, I guess we would include it  
2 with the schedule, operation, and location of future  
3 meetings. If we could begin looking ahead to March, to  
4 solidify that schedule?

5 CHAIRMAN DAI: Okay, March schedule. Any other  
6 sub-items?

7 COMMISSIONER BLANCCOMMISSIONER YAO: Well, I  
8 guess along those lines, we had a long discussion last  
9 week about the first outreach sessions.

10 CHAIRMAN DAI: Yes.

11 COMMISSIONER BLANCCOMMISSIONER YAO: And I know we  
12 have this presentation from Karin MacDonald about  
13 potential locations, but -

14 CHAIRMAN DAI: We're hoping to have.

15 COMMISSIONER BLANCCOMMISSIONER YAO: We're hoping  
16 to have, but I feel like we need to nail down some dates,  
17 discuss some of these during these three meetings,  
18 regardless of where they're going to be, when they should  
19 be.

20 CHAIRMAN DAI: Yeah, so why don't we talk about  
21 the overall phases for the outreach and potential dates.

22 COMMISSIONER YAO: Along the same line, I believe  
23 last Friday we decided to have a - not a pilot program,  
24 we had another term for that -

25 CHAIRMAN DAI: A potential initial.

1           COMMISSIONER YAO: A potential initial meeting on  
2 Saturday of the first meeting in Claremont. Are we going  
3 to basically discuss that initial meeting on Item -  
4 either 8 or Item 9?

5           CHAIRMAN DAI: Yeah, but I can call that out  
6 specifically.

7           COMMISSIONER YAO: Okay.

8           CHAIRMAN DAI: And, of course, we can modify this  
9 as we go, I just wanted to give everyone a chance to look  
10 at the items we'd like to come to closure on.

11          COMMISSIONER YAO: Also, as an initial item on  
12 number three, can we go over all the open actions from  
13 last week's meeting, kind of remind ourselves as to what  
14 these issues we made last week that would impact this  
15 week?

16          CHAIRMAN DAI: Okay and I know you're  
17 volunteering to lead that discussion.

18          COMMISSIONER YAO: I am not.

19          CHAIRMAN DAI: All right, okay.

20          COMMISSIONER ONTAI: I'm following the  
21 discussion, but when I look at the agenda, are the  
22 numbering system out of whack? I see one and -

23          CHAIRMAN DAI: Some of these items, we've  
24 actually taken care of, so, for simplicity, I didn't  
25 repeat them.

1 COMMISSIONER ONTAI: That's fine.

2 COMMISSIONER DI GUILIO: Is there also going to  
3 be an opportunity for maybe some feedback from counsel on  
4 some questions, particularly in regards to the logistics  
5 of remote access and it gives an opportunity for that in  
6 this discussion at some point, too.

7 CHAIRMAN DAI: Will counsel be ready to discuss  
8 something about that? These were, I think, a question  
9 about - for our ability to do kind of standing remote  
10 call-in centers.

11 MR. RICKARDS: Yeah. I think the problem is a  
12 logistical and legal problem, combined. You have to have  
13 a call-in center - if you're going to meet remotely, you  
14 have to comply with Bagley-Keene, so it has to be  
15 accessible to the public, and the public has to be able  
16 to participate. The problem we have is, as I understand  
17 what you are asking about, the problem is what to do when  
18 nobody is going to be there, and how we notify the  
19 public. And I don't know that it makes sense to have  
20 each Commissioner have an office where they can meet from  
21 and have that open to the public every day, every time.  
22 I mean, you theoretically could do that. It might make  
23 better sense to have some kind of more regional remote  
24 center if - I take it this is for when people need to be  
25 in Southern California and Northern California, and the

1 meeting is in a different place. But that's as far as  
2 I've gotten on it, maybe you could clarify that a little.

3 COMMISSIONER DI GIULIO: Well, I think - I guess  
4 I was just looking to see if there is - the logistical  
5 issues vs. the legal issues, and whether or not the  
6 Commission decides it wants to tackle the logistical  
7 issues, but of course, that is dependent on whether it's  
8 legal. I think part of the issue is, again, I'm just  
9 taking Commissioner Galambos Malloy's situation, she is  
10 officially agendized for this whole month as being - that  
11 spot should be open in Columbia because, technically,  
12 she's agendized for the whole month, as such. So, I can  
13 foresee there may be situations, whether it be a last  
14 minute, or maybe there's a known conflict, and if that  
15 happens, well, the way we've been doing it, we have these  
16 open agendas that last for a very long time and it may  
17 only be one day, but - so, maybe this is a discussion for  
18 later, but that's why I was hoping -

19 CHAIRMAN DAI: Yeah, can we hold the discussion  
20 for later?

21 COMMISSIONER DI GIULIO: Yeah, if we could get a  
22 report from counsel about this, it doesn't have to be  
23 today, but sometime in the next three days.

24 MR. RICKARDS: That would be fine. I remember  
25 discussing this with you and I can get back to you on it,

1 but we haven't got the final advice ready yet.

2 CHAIRMAN DAI: It might be appropriate when we  
3 actually discuss the details, the draft agenda for  
4 February.

5 COMMISSIONER DI GIULIO: Yeah, and that's fully  
6 fine. I just wanted to know. Sorry for getting  
7 distracted.

8 CHAIRMAN DAI: All right, at this point, before  
9 we begin, I'd just like to open the floor and see if we  
10 have any input from the public on items either on or off  
11 our agenda today.

12 MS. SCHAFER: Good morning, Madam Chair and  
13 Commissioners. I'm Trudy Schafer representing the League  
14 of Women Voters of California. And I'm really here with  
15 just a procedural issue. It wasn't clear to me that your  
16 discussion just now was preceding your actual meeting,  
17 and whether it is or not, I would just like to say that  
18 it is very difficult, among the many different things  
19 that you have to deal with that are difficult  
20 logistically, but it is hard for people here in person,  
21 or on the Web, to follow the discussion when things like  
22 your discussion just now are about a piece of paper that  
23 no one else can see, and so I would urge you as soon as  
24 possible to put those things onto the Web. You usually  
25 have anywhere from 20 to 40 people watching at any given

1 time, or as a hand-out for people here in the audience.  
2 And I think you understand that many people, I'm one,  
3 too, will be watching more from the Web, over the Web,  
4 than from the audience. And I apologize if you're often  
5 speaking to what looks like an empty - or a non-existent  
6 audience, but, in fact, there is a considerable one.  
7 Thank you.

8 CHAIRMAN DAI: Thank you, Ms. Schafer. Yeah, we  
9 know people are watching us and I want to apologize to  
10 the public, that we had a bit of a miscommunication this  
11 morning and ask for the public's forbearance. Our poor  
12 Executive Director is getting direction from 14 people  
13 and desperately trying to add staff right now, so if we  
14 are not quite as organized as we'd like to be, I  
15 apologize, and actually, the other Commissioners only saw  
16 it this morning, as well. So that's why I gave them a  
17 few minutes to look at this. And this is not a change to  
18 the agenda, this was just a little more detail so that we  
19 can keep ourselves organized, and make sure that we cover  
20 everything that we need to cover in the three days that  
21 we have left of this meeting.

22 So, with that, let me for the benefit of the  
23 public who, I guess it hasn't posted yet, has it? Okay,  
24 so I will just announce each of these items and,  
25 actually, this is going to move around a little bit

1 because we have some updates from staff on what we're  
2 actually going to be able to do today.

3 MR. RICKARDS: Cynthia? Let me make it clear to  
4 the public that what's happening here is, when agenda  
5 items are referred to by number, the number is the number  
6 on the posted official agenda, and these are, in fact,  
7 just sub-items which fall under those numbered items, so  
8 there is not a new agenda that hasn't been noticed, this  
9 is just detail. And I think you said that, but I wanted  
10 to make that point very clear to anybody listening.

11 CHAIRMAN DAI: Yes. Thank you, Mr. Rickards.  
12 And again, this is one of the things that we struggle  
13 with, the balance between efficiency and transparency  
14 here, that we want the public to know what we're talking  
15 about, but it's often difficult to identify the detailed  
16 sub-items 14 days in advance. So, the agenda, as a  
17 result, ends up being very very broad. So, this is  
18 something we'll try to get in the practice of putting  
19 sub-items so that it's more clear, specifically what  
20 we're talking about on any particular day.

21 So, one thing you may notice is that a few of us  
22 are sitting in different places today. And one of the  
23 suggestions that I had to staff was, since we are going  
24 to be rotating the Chair and the Vice Chair for each  
25 sequence of meetings, that because of our set-up here,

1 for ease of broadcasting, that it would be easier for the  
2 Chair and Vice Chair to kind of bookend the Commission so  
3 we can see all the other Commissioners and be able to  
4 recognize them when they want to speak. So, that's just  
5 so we can keep the meeting running efficiently, and then  
6 there is actually no reason that we should sit in any  
7 particular order. So, if you want to get a new  
8 Commissioner, then feel free to move around in the  
9 meetings, but I think it's probably a good idea if the  
10 Chair and Vice Chair can see everyone in the meeting. I  
11 notice for myself, personally, that I tended to only look  
12 one way and ignore the other Commissioners, and that  
13 would be bad with my chairing the meeting. So, that's  
14 just a logistical thing.

15 I also want to make a few comments about our  
16 adherence to Robert's Rules of Order, and I'm channeling  
17 Commissioner Filkins Webber right now, and she noted that  
18 our adherence to Robert's Rules has not been very strict.  
19 We probably fall kind of on the border line between what  
20 is considered a small Board, which allows kind of more  
21 informal use of Robert's Rules, and I think every  
22 Commissioner has been extremely respectful, you know,  
23 allowing other Commissioners to speak, but I would ask  
24 everyone to keep in mind that, if we have a motion on the  
25 floor, and somebody else has not had a chance to address

1 it yet, that we let everyone speak before you speak a  
2 second time on the issue, and we'll try to do a better  
3 job of keeping straight what we're voting on because I've  
4 noticed that, several times, that was confusing, what we  
5 were voting on. So, we'll try to announce what vote is  
6 required and exactly what we're voting on, and make sure  
7 people are clear about that moving forward.

8           Okay, there are a couple of items that I wanted  
9 to take under Item 3, Commission Governance.

10 **3. Commission governance, such as limiting time for**  
11 **comments, establishing advisory committees, per diem**  
12 **guidelines, and other governance matters.**

13           CHAIRMAN DAI: So we are going to talk about  
14 the membership for the subcommittees, but we'll do that  
15 this afternoon because we're still compiling those lists  
16 and we'll get that out to everyone. One item I wanted to  
17 talk about because it affects future meetings, as I  
18 mentioned, on Friday will be our first opportunity to  
19 actually discuss specific candidates to replace  
20 Commissioner Elaine Kuo, and those of you who watched the  
21 first eight Commissioners select the slate of the final  
22 six know that we had a lot of discussion at our second to  
23 last gathering about how much time to allow for public  
24 input. I think it's important that we have a discussion  
25 on what is practical in this case, given that, if we make

1 this decision on Friday and decide that we're going to  
2 wait for public input, that would not allow us to make a  
3 decision until February 9<sup>th</sup> when we gather again, and that  
4 probably means that the new Commissioner would not be  
5 able to be sworn in right away, so I would like this  
6 Commission to talk about this and see if we can have some  
7 agreement about allowing for public input, but also  
8 understanding that we are required by the Voters First  
9 Act to replace Commissioner Kuo within 30 days. We will  
10 have burned 14 days just to do public notice, and then  
11 we're not meeting again until February 9<sup>th</sup>. So, would any  
12 Commissioners like to comment on this?

13 COMMISSIONER YAO: I would suggest that,  
14 because the list is relatively short, seven names on the  
15 list, that we formally solicit the public input starting  
16 immediately, so that we have all the input necessary to  
17 make a decision by Friday, whenever we meet, and discuss  
18 that particular topic. I think, given all day today and  
19 all day tomorrow, that's longer than the period that we  
20 solicited public input the previous time. So, that would  
21 be my suggestion.

22 CHAIRMAN DAI: Thank you. Commissioner Forbes.

23 COMMISSIONER FORBES: Yes, I would agree  
24 because I think this is a somewhat less complex decision  
25 where we had six moving pieces, we had lots more to

1 consider, I think. So, I think it's easier for the  
2 public to comment on just the selection of one.

3 CHAIRMAN DAI: Commissioner Barraba.

4 B: We were able to get the feedback from the  
5 previous exercise on each of the individuals, so it's not  
6 like we haven't heard how the public feels about them.

7 CHAIRMAN DAI: Anyone want to make a formal  
8 motion on this?

9 COMMISSIONER YAO: I will. Move that we, by  
10 this particular discussion, seek public input on all  
11 seven candidates so that we will have all the input  
12 necessary to make the decision this coming Friday.

13 COMMISSIONER FORBES: Second.

14 B: Second.

15 CHAIRMAN DAI: Okay, it's been moved and  
16 seconded that, by this motion that we are announcing to  
17 the public, that if you have a comment on any of the  
18 seven candidates for the Democratic spot that has been  
19 vacated by Commissioner Elaine Kuo, please to go ahead  
20 and submit that before our meeting on Friday, when we  
21 will actually be making that selection process.

22 COMMISSIONER DI GIULIO: Could you give a more  
23 specific deadline for people so they know they can't do  
24 it that morning?

25 CHAIRMAN DAI: What do you suggest,

1 Commissioner Yao?

2 COMMISSIONER YAO: By starting of the meeting  
3 on Friday morning.

4 CHAIRMAN DAI: Okay, by 9:30, then, Friday,  
5 please make sure that you get your public comment in and  
6 staff could, as usual, provide us with print-outs of any  
7 last minute feedback so that we have that in front of us.  
8 At the December meeting, I think we had 110 public  
9 comments, as I recall, so it was substantial and we will  
10 break, if necessary, if there is last minute comment to  
11 review that, so we can fully appreciate all the comments  
12 that we're taking in. Is there any further discussion on  
13 this?

14 Okay, so I'd liked to do a voice vote.

15 COMMISSIONER YAO: Let's seek the public input  
16 first.

17 CHAIRMAN DAI: Thank you. Is there a member of  
18 the public who would like to comment on the motion that  
19 we're considering right now, which is to basically close  
20 public comment on a replacement Commissioner by 9:30  
21 Friday this week, so that we can make a decision and seat  
22 the Commissioner as soon as possible? Seeing no one  
23 approaching the podium, I think we can go ahead and vote  
24 on this topic. So, all those in favor, please signify by  
25 raising your hand and saying "Aye."

1           (Ayes.) Those opposed? Any abstentions?  
2   Okay, great, that is unanimous. So, again, we will  
3   invite the public to peruse the applications, the videos,  
4   we have transcripts of the interviews for all of the  
5   applicants. All of this information is up on the website  
6   and we look forward to any additional input that we  
7   receive. As Commissioner Barraba pointed out, we  
8   actually had significant input already on individuals,  
9   and it should actually be easier this time since you  
10   don't have to comment on the full slate. Great.

11           At this point, I'd like to move to Item 7.  
12   **7. Recruiting and hiring, including training, criteria,**  
13   **interviewing, and choosing staff and consultants.**

14           CHAIRMAN DAI: I believe that we'll have an  
15   update from staff on where we are on Chief Counsel  
16   interviews, as well as where we are on the Communications  
17   Director position.

18           MR. CLAYPOOL: Thank you, Commissioner. We  
19   currently have all of the Chief Counsel candidates have  
20   replied and are scheduled to come for the interview. And  
21   I have interviewed all three of the candidates for Public  
22   Information Officer. They are all good candidates and I  
23   will be prepared to give you my recommendations in closed  
24   session for the person that I believe is most qualified  
25   and so forth. So, for those two positions, that's our

1 current status. We also are posting the job description  
2 for our Budget Officer and I will finish the interviews  
3 for the Administrative Assistant and we should be coming  
4 onto fully staffed as soon as we can come to an agreement  
5 that all of this should be done by Friday.

6 CHAIRMAN DAI: Excellent. So, do you need us  
7 to go into closed session sooner than Thursday -- would  
8 you like us to go into closed session sooner than  
9 Thursday?

10 DC: Yes, if we could include the  
11 Communications Officer that would be very important.

12 CHAIRMAN DAI: Okay, great. So, we can do that  
13 and let's not do that right away. I think at this point,  
14 are we ready for an update on Item 10? Are we going to  
15 move forward on training for the Commission?

16 **10. Discussion and action regarding future training.**

17 DC: I can give you an update as to where we're  
18 at with the Secretary of State's Office. They were  
19 checking the last time I spoke with Ms. Mejia, she was  
20 checking to see whether or not they could get the Sexual  
21 Harassment Training scheduled for this week, or whether  
22 or not they could provide it as an online course, and so  
23 she's working with logistics on that. It was fairly  
24 short notice for her, so I will have more information  
25 immediately after lunch.

1           CHAIRMAN DAI: Okay. And just for the public's  
2 benefit, because we're technically State employees, we  
3 are required to go through some required training by the  
4 State. I have a feeling that none of us are going to be  
5 very amused if we have to do Sexual Harassment training  
6 in March, so we are attempting to get some of this  
7 training out of the way right now.

8 **9. Schedule, operation and location of future meetings.**

9           CHAIRMAN DAI: So, with that, let's go to Item  
10 9, which is the Schedule, operation and location of  
11 future meetings. I have a suggestion for the first item,  
12 an update on the logistics for the Claremont location for  
13 our February meeting, and I wonder if Commissioner Yao  
14 has some details for us there.

15           COMMISSIONER YAO: All right. I met over the  
16 weekend with the University CEO and let me just comb  
17 through everything on my list. Stop me if you have any  
18 questions. I have them categorized by roughly 10 items.

19           As far as the main meeting space, this is the  
20 first of three rooms that will be required. They are  
21 going to take Tuesday to do the set-up, move furniture  
22 around, and test everything. And from the 9<sup>th</sup> through the  
23 13<sup>th</sup>, I believe - the 13<sup>th</sup> is a Sunday - all the rooms will  
24 be available to us, not just the main meeting rooms, but  
25 one room for closed session, plus subcommittee use, and

1 then another room strictly for subcommittee use, and then  
2 the third subcommittee, in the event that we hold three  
3 parallel sessions, can be held at the main meeting space.  
4 The facility will have a large and wide U-shaped table  
5 that will seat 14 Commissioners and multiple power strips  
6 under the head table skirts for the head table and the  
7 staff table, and a three-person staff table either at the  
8 end of the head table or adjacent to the head table for  
9 staff. Is three adequate? I see we have three in this  
10 particular setting.

11 COMMISSIONER FORBES: Yes. Three will be  
12 adequate.

13 COMMISSIONER YAO: All right. There will be  
14 approximately 50 to 100 audience chairs in the room and,  
15 immediately outside the room will be large displays to  
16 broadcast the livestream of the proceedings, if  
17 necessary, probably another 50 to 100 audience.  
18 Audiovisual set-up for audio and live video streaming,  
19 and there will be additional video camera and still  
20 camera in the event that we want to capture the event  
21 above and beyond the live stream. We specified that the  
22 cameras should be able to capture the entire table  
23 without having to pan back and forth. I believe that is  
24 the feature over the last couple meetings. There will be  
25 a literature/check-in table at the back of the room.

1 They offered to provide name plates, I don't know if we  
2 need that or not, or whether we can just take these with  
3 us. We agreed that name tags would not be necessary.

4           The closed session room, or the second room,  
5 will be needed for all of the days that we meet, there  
6 will be table seating for 20 people, with a microphone,  
7 wireless Internet, power, and a few audience chairs and,  
8 as necessary, we can move more chairs in from the main  
9 room if the audience chairs exceed the number of people  
10 that are interested in participating in this second  
11 subcommittee meeting, the first subcommittee meeting, as  
12 I said, will be in the main space, so there will be  
13 plenty of space, plenty of audience seating for that.

14           And then, the third room, which is strictly  
15 going to be used for subcommittees also will be close to  
16 the main meeting space, and this will be the smallest of  
17 the three rooms, table seating for a total of eight  
18 Commissioners and staff, and a few audience chairs.  
19 Again, we can move more chairs in as needed from the main  
20 space. Any questions on the space itself?

21           As far as technology is concerned, there will  
22 be wireless even at excess in the main space, there will  
23 be a projected screen if we need them, we just basically  
24 have to let them know ahead of time. There will be audio  
25 capability, which means wired mics and mixing boards, and

1 so on. And I specified one mic for each two  
2 Commissioners, but in this particular case, they're going  
3 to provide individual microphones. Also, they will have  
4 capability to allow any media to plug into the audio  
5 system so that they don't have to use their remote mics.  
6 There will be a standing mic for the public input. Live  
7 streaming capability, they're going to test with their  
8 webcam and laptops, etc., lapel microphones if we need  
9 them for the speakers. Can I mention that we're going to  
10 have still cameras and audio equipment to record the  
11 event above and beyond the live stream if we want them.  
12 And I asked for the feature of immediate shut-off of all  
13 the microphones at the break period, as compared to  
14 individually shutting off the microphones at the table.  
15 Signage - oh, sorry, Translators - there will be a sign  
16 language translator, there will be a Spanish language  
17 translator with wireless receivers for up to 10 people,  
18 and I suggested to them that we welcome community  
19 volunteers, as compared to the hiring of paid  
20 translators.

21 I believe that these services are going to be  
22 directly requested through the website of us and, if we  
23 don't have any need for them, then we won't have it  
24 available. Is that the understanding?

25 CHAIRMAN DAI: Yeah, I mean, I think with the

1 agenda we'll, of course, ask people to let us know if  
2 they need -

3           COMMISSIONER YAO: So we'll just ask them to  
4 let us know, let's say, five days before the meeting so  
5 they can either activate the equipment services and ask  
6 the people to come in, and if we don't get that request  
7 within five days of the meeting, then we will not have it  
8 available. Is that reasonable? All right.

9           There will be coffee and water set up  
10 immediately outside the main meeting room. There will be  
11 a water pitcher with glasses on the table. Signage -  
12 directional signage to help the audience find the event,  
13 this will include three large posters at each of the  
14 entrances, plus white binders within the building. I  
15 also suggested the Welcome Citizens Redistricting  
16 Committee [sic] sign is not necessary. Security, there  
17 will be at least two, and maybe three campus safety  
18 officers assigned to this event at all times. One will  
19 be stationed outside, one inside the room -- one outside  
20 the building, one inside the room. There will be plenty  
21 of parking available on city streets, immediately  
22 surrounding the facility. And I asked for reserved  
23 parking for the Commissioners traveling by car to the  
24 event, so let us know ahead of time if you're driving  
25 directly to the event so that we can block off a space

1 for you. There will be a room for reporters and cameras  
2 in the back of the room. As I mentioned earlier, they  
3 will have capability to plug directly into the audio  
4 system, as compared to using their remote mic. And,  
5 also, outside the building, there will be a space for  
6 news vans and power, and so on, for the vans. Lunch will  
7 be served at the Library Café, there will be a buffet  
8 lunch, and the cost will be \$10.00 to all those who would  
9 want to eat lunch. There will be a roped off areas  
10 strictly for the Commissioners and the way it's going to  
11 work is you pay \$10.00 and, then, you'll get a receipt  
12 immediately. Some of the other things that we will  
13 consider is a mail address will be available for us to  
14 use if we want to bulk ship the literature, or whatever,  
15 ahead of time to Claremont, as compared to having staff  
16 carrying it with them. A point of contact has been  
17 identified for the administration of this event and also  
18 the technology person for the event. There will be a  
19 place to store your suitcases if, on the first day, you  
20 come directly to the meeting room, and also for the last  
21 day if you intend to leave directly from the meeting.  
22 All the laptops will be secured at break and at lunch.  
23 There will be maps for visitors and maps will be  
24 available for us to be posted, both maps for the normal  
25 entrance, and maps for the ADA entrance, there to help us

1 to promote the public meeting, the CRC's public meeting.  
2 And we will have use of all the necessary office  
3 equipment, like reproduction machines and so on. So, I  
4 think everything is pretty set as far as the physical  
5 arrangement is concerned and, now, I asked whether they  
6 would welcome to all of us the option of using the  
7 Claremont facility for the second half of the February  
8 meeting and, because of the uncertainty associated with  
9 that meeting at this point in time, they declined to make  
10 that option available to us. So, unless we pin it down,  
11 saying we definitely want them to provide it to us, in  
12 which case they will be happy to, but just asking to hold  
13 it just in case we need it, and they are not willing to  
14 do that.

15 CHAIRMAN DAI: Great. Thank you, Commissioner  
16 Yao. That was extremely thorough. I think that gives us  
17 at the Commission an idea of all the detail that is  
18 required to post a Commission meeting, and really  
19 appreciate that Commissioner Yao volunteered to take this  
20 on and to arrange all these details in the absence of  
21 being fully staffed right now. Yes, Commissioner  
22 Barraba.

23 COMMISSIONER BARRABA: Yes, I would suggest  
24 that, if we can get a listing of that, that would be  
25 really good for us as we go to other -

1           COMMISSIONER YAO: Yes, I'll e-mail this to him  
2 and she can probably make corrections to it as necessary,  
3 or make it less specific to Claremont and for our use in  
4 future set-ups.

5           COMMISSIONER ONTAI: Can I make a comment here?  
6 What Commissioner Yao just stated is a good example of  
7 what event planners do, and it's admirable what he did.  
8 I'm not an event planner. And I don't think most of us  
9 are, and there are people that specialize in this because  
10 I've contacted San Diego State University, Santa Barbara  
11 State University, UCSD, and all of them are willing to  
12 host our events. But these are questions that are being  
13 raised, similar to some of the specifics that  
14 Commissioner Yao had mentioned, that they are asking all  
15 to me, and I'm unable to answer that.

16           CHAIRMAN DAI: Yes.

17           COMMISSIONER YAO: So I think we'll have to  
18 address how we're going to get our staff to interface,  
19 what our effort is going to be, how we're going to  
20 outline all these details and venues that we're going to  
21 start outlining in the future, but this has to be done.

22           CHAIRMAN DAI: Right. And I think it's just a  
23 matter of not having the staff right now.

24           COMMISSIONER FORBES: Actually, I have worked  
25 on this list, it had been asked for earlier by

1 Commissioner Galambos Malloy for her use with the open  
2 venue. It will be done today. I wanted to run it by  
3 Commissioner Yao, the actual list that I put together,  
4 and then we should have something that we can hand out  
5 that will be beneficial as a starting point, to make sure  
6 that they know the technical needs that we need.

7 COMMISSIONER DI GIULIO: Just out of curiosity,  
8 Commissioner Yao, how much of this are they providing in-  
9 kind, or do we have any cost estimates with this that  
10 they provided us? Because I'm just curious as a baseline  
11 for the rest of us to be able to -

12 COMMISSIONER YAO: The offer they've made to us  
13 is that they are willing to pick up all the costs that we  
14 ask them to pick up, okay? So we agree if, on any of  
15 these things that I've mentioned, if we want to pay for  
16 it, then they're not going to fight us. But for the time  
17 being, they're picking up all the costs. And also,  
18 they're going to basically track all the costs and  
19 provide that number to us, not only do they have to file  
20 a report to give to the state, a report, but I also  
21 wanted to review that to future sponsors so that they can  
22 tell how much it's going to cost them because, if you add  
23 up the staffing cost, it's significant.

24 COMMISSIONER ONTAI: And let me add on to that.  
25 With the public institutions that I talked to, the

1 question was, "Well, if we can't pay for this, how are we  
2 going to do this?" And I told them, "Well, we're both  
3 State agencies, it's just taking money off of one pot and  
4 putting it into the next, but we'll try to work on  
5 something." So that's a good question that we have to  
6 iron out.

7 COMMISSIONER FORBES: What is the name of the  
8 building that we're going to be in? Do you know?

9 COMMISSIONER YAO: It's called the Honnold  
10 Library.

11 COMMISSIONER FORBES: Can you spell that?

12 COMMISSIONER YAO: H-o-n-n-o-l-d.

13 COMMISSIONER FORBES: Thank you.

14 COMMISSIONER YAO: The exact address will be -  
15 I'll provide that with all the details to -

16 COMMISSIONER FORBES: And a campus map and -

17 COMMISSIONER YAO: Right, all the maps will be  
18 provided in time.

19 CHAIRMAN DAI: And don't worry, we have to put  
20 it on the agenda anyway. Go ahead.

21 COMMISSIONER GALAMBOS MALLOY: I have a  
22 question about the Claremont meeting and an update about  
23 the Oakland. The question is regarding evening use of  
24 the space. Is it available for use in the evening?

25 COMMISSIONER YAO: The space is ours to use and

1 it's not limited to 9:00 to 5:00, it's basically we can  
2 use it as long as we want, so I haven't specifically  
3 asked them at this point in time, but the understanding  
4 is that - the Library, by the way, is open extensive  
5 hours, so it's -

6 CHAIRMAN DAI: It's a good choice.

7 COMMISSIONER YAO: Yeah.

8 CHAIRMAN DAI: Thank you. Any other questions  
9 or comments on the logistical item here?

10 COMMISSIONER YAO: As far as the hotels and the  
11 evening program, I don't think we need to address that in  
12 this meeting, but all of that has also been arranged.

13 CHAIRMAN DAI: Okay. So, yes, and Commissioner  
14 Galambos Malloy brought up another item that we should  
15 discuss, which is alternate locations for the second half  
16 of February. And we will have to amend our agenda no  
17 later than the first day that we meet in order to meet  
18 the public notice requirement, so we do have until  
19 February 9<sup>th</sup>, to make a final decision, but it will be  
20 helpful to hear what our options are. So, go ahead.

21 COMMISSIONER GALAMBOS MALLOY: Well, Oakland is  
22 definitely an option. I spoke with Mayor Jean Quan's  
23 staff and they would be happy to host us. Given how many  
24 Commissioners we are, the Council Chambers is not the  
25 best location to have us and facilitate the public

1 involvement. On the second floor of the City Hall, there  
2 is what we call a media room and it has more flexibility  
3 in terms of set-up, and it's also wired to do the things  
4 we need to do for the live streaming, etc. So, based on  
5 the conversation we're having now, I can go back and  
6 finalize some of the technological specifications, but  
7 based on the fact they do many of the same things that  
8 we're wanting to do, our thinking is that it will work.  
9 They are in the process - they rescheduled a couple of  
10 standing committee meetings that the City has in order to  
11 accommodate us and to free up some subcommittee spaces,  
12 as well. The location is right downtown above the 12<sup>th</sup>  
13 Street City Center BART, and so it's very accessible for  
14 folks coming from different locations. There are hotels  
15 within two to three blocks, many places to eat, so I  
16 think it will work for our use. And so they've blocked  
17 the dates that final week of February, including Saturday  
18 and Sunday. The main questions, in addition to the  
19 technological questions that they had, were at what point  
20 we would know for sure if we would be needing evening use  
21 of any of the spaces, and at what point we'd be able to  
22 confirm or release the weekend dates. So that is a  
23 question I wanted to pose to the Commission.

24 CHAIRMAN DAI: Okay, I don't know if we have an  
25 answer to that yet, but definitely it is something we

1 will have to take up by the 9<sup>th</sup>. Any other options?

2           COMMISSIONER DI GIULIO: I did contact the City  
3 of Visalia as an option, which is half way between  
4 Bakersfield and Fresno, and they are very interested.  
5 The problem we're going to run into with a community like  
6 Visalia being a smaller community is they don't have the  
7 capacity to do live streaming. Similarly, they don't  
8 have the City meeting space, their Chamber of Council is  
9 much smaller. But they did suggest the Convention  
10 Center. The School District also does have the ability  
11 to stream meetings, but not - she wasn't exactly sure of  
12 the details, but basically they stream it, and that's it,  
13 it's out there in space, unless our staff can capture it.  
14 But the problem with the School District is, during the  
15 regular business hours, oftentimes those meeting spaces  
16 are used. So, at this point, if the rest of the  
17 Commission is interested, I could also begin to look - I  
18 would suggest Fresno as opposed to Bakersfield, only  
19 because Fresno is more centrally located, and I think  
20 with some of the Universities there and being a bigger  
21 city, we might have a better chance. But, in terms of  
22 the end of February, I'm not sure, I can check in the  
23 next few days and have something to report on before the  
24 end of the session. But Visalia, I would think, at this  
25 point, unless we are okay with not live streaming, it's

1 going to be very difficult.

2 CHAIRMAN DAI: Yeah, I would say if we can live  
3 stream, we should. So, if we have other options, we  
4 might look at those first. Commissioner Ward.

5 VICE CHAIR WARD: I was just curious as to  
6 whether or not there would be an advantage for us as a  
7 commission to plan our meeting back in Sacramento after  
8 Claremont, the meeting immediately following, just  
9 because, again, most of our critical resources are  
10 located here, we'll have a whole new staff on board, the  
11 facility is trying to set up, things like that, and I  
12 think, again, getting out is good, but perhaps in between  
13 off-site business meetings, we should plan on coming back  
14 to this vicinity just so we can, again, coordinate with  
15 staff and we connected to our critical resources.

16 CHAIRMAN DAI: I think Sacramento is definitely  
17 an option. Were there any - I know people were starting  
18 to look into things. Anything else that is a real option  
19 for the second half of February? So, we have Sacramento,  
20 we have Claremont, and Oakland, it sounds like, are kind  
21 of options that we could pull the details together and be  
22 able to notice it adequately by February 9<sup>th</sup>. Any others?  
23 I think three options are good. So, we don't actually  
24 have to make a decision on this right now, I just wanted  
25 to throw that out. Go ahead.

1                   COMMISSIONER BARRABA: I got the sense from  
2 Commissioner Malloy that it would be helpful if we did  
3 try to make a decision, so that they can start getting  
4 arrangements made, and I like Commissioner Ward's  
5 suggestion about coming back here on the second part of  
6 February, it's easier for the staff to get prepared, and  
7 then we can commit to March for both Oakland and Fresno,  
8 and I think Fresno is a much better location. So, we  
9 could probably make that kind of a decision now, and that  
10 way we can start working on getting it done.

11                   COMMISSIONER GALAMBOS MALLOY: It would be  
12 great if I could get some dates for March that I could  
13 work with, if Oakland is something the Commission wants  
14 to pursue; that way, they can go ahead and lock those  
15 dates in for us.

16                   B: Is there a scheduled subcommittee for the  
17 [inaudible] [50:11]?

18                   CHAIRMAN DAI: Well, actually, the next item on  
19 the agenda was to talk about the agenda, where we will  
20 have to provide notice. So, again, we can make a  
21 decision whenever we like, I just wanted to let the  
22 Commission know when we have to make a decision.

23                   B: Really, I think it would be best for  
24 everybody if we could do that.

25                   CHAIRMAN DAI: So, Commissioner Yao?

1                   COMMISSIONER YAO: I think Commissioner Jodie  
2 Webber suggested that March would be a good time to hold  
3 it at University of California at Riverside. I think she  
4 is working actively to solicit that site for March. The  
5 reason is, I think that is a down time for the university  
6 and the facility is rarely available, so maybe before we  
7 make the decision on March, maybe we postpone it for a  
8 few hours until we can get her input.

9                   CHAIRMAN DAI: Yeah, she'll be back a little  
10 bit later. Go ahead, Commissioner Blanco.

11                   COMMISSIONER BLANCCOMMISSIONER YAO: So, I'm  
12 thinking that maybe we should decide that - make a  
13 decision today, now, about that second February meeting  
14 being held or not in Sacramento. On that point, we have  
15 so many moving parts to this Commission and expenses  
16 related to the Commission, and I do think we should focus  
17 the time that we're going to be out in alternative  
18 locations. We should think about that more for the  
19 outreach meetings and, then, for the meetings when we  
20 present the maps, which is not to say that if we want to  
21 explore this U.C. Riverside option or Oakland. But I  
22 really think, you know, paying the expense of staff, not  
23 just us, but all the staff, to go down, and then with all  
24 the - and then we'll have [inaudible] [52:18] staff by  
25 then, hopefully, and they'll all have to be there.

1           CHAIRMAN DAI: Not all.

2           COMMISSIONER BLANCCOMMISSIONER YAO: Not all,  
3 but there are some key people that will probably have to  
4 come along to these meetings, and who then won't be in  
5 their offices, and so I just think it's a nice idea to  
6 alternate, but let's think about that more for the  
7 meetings, you know, for the outreach meetings, and not so  
8 much for our business, if this is basically working,  
9 because we've got all the technology in place here.

10           CHAIRMAN DAI: I just want to point out that we  
11 probably will not have this location available after this  
12 month. Is that a correct assumption?

13           MR. CLAYPOOL: We haven't broached that with  
14 the Secretary of State, and so we'd have to ask; however,  
15 we do have the Capitol, and so we have a very good option  
16 insofar as the facilities are concerned.

17           COMMISSIONER BLANCCOMMISSIONER YAO: Okay, then  
18 maybe I'd like to make a motion that the second February  
19 meeting be held in Sacramento.

20           CHAIRMAN DAI: Okay, is there a second?

21           B: Second.

22           VICE CHAIR WARD: Second.

23           CHAIRMAN DAI: All right, it's been moved and  
24 seconded that the latter half of February that we hold  
25 the Commission business meeting back here in Sacramento.

1 So, let's have some discussion about that.

2 COMMISSIONER YAO: A wasted method of doing  
3 outreach is having the Commission being out in the public  
4 not necessarily just doing the outreach. I find that  
5 having the Commission going down to Southern California  
6 as an entire Commission generates a lot of excitement in  
7 terms of people wanting to get involved with the process.  
8 Yes, our business meeting is pretty dry and I can't see  
9 how anybody would want to spend eight hours listening to  
10 us on these kinds of detailed discussions, but  
11 nevertheless, having the community see the entire  
12 Commission in one setting probably is a good thing. So,  
13 it may be convenient to hold it in Sacramento, but I  
14 think that should be our last resort and, for example, if  
15 San Jose is ready to host us during the second half of  
16 February - Oakland, I'm sorry - I really would want to  
17 push for that to happen. Again, having the Commission  
18 working at various parts of the state is a strong  
19 message, as compared to we're just here in Sacramento.

20 CHAIRMAN DAI: Okay, go ahead Commissioner Di  
21 Guilio.

22 COMMISSIONER DI GUILIO: And I do agree with  
23 Commissioner Yao to the extent that we do want to get  
24 ourselves out there as much as we can, but I think the  
25 overriding issue here is always the wise use of our time.

1 I think that, if we have the ability to meet in  
2 Sacramento and we don't have to deal with some of the  
3 logistics, I know that - I like the idea of kind of going  
4 maybe back and forth, touching base in Sacramento and  
5 still continuing to do those meetings, and I don't know  
6 if Commissioner Galambos Malloy is seeing this, too, but  
7 just kind of initially doing some outreach, Commissioner  
8 Ontai, it does take a back and forth and logistics. I  
9 think we've been very fortunate with Commissioner Yao  
10 having those connections and starting us off, but I  
11 really don't think we'll be quite as fortunate nor have  
12 that much of a direct connection - maybe some people  
13 will. But I'm just concerned that we use our time right  
14 now to focus on the business meetings, and then use our  
15 community outreach as the point where we really go out  
16 there. So, maybe we can mix it up a little bit. So, at  
17 least for now, I like the idea of coming back to  
18 Sacramento.

19 CHAIRMAN DAI: Commissioner Barraba?

20 B: Yeah, this motion is only for the second  
21 week of February -

22 CHAIRMAN DAI: Correct, yeah.

23 B: -- so it's not precluding us from moving  
24 out.

25 COMMISSIONER DI GIULIO: Exactly.

1                   CHAIRMAN DAI:  Commissioner Ward.

2                   VICE CHAIR WARD:  I agree that the motion is  
3 just for this weekend, but I couldn't help but take the  
4 opportunity to feel a little heart warmed because I know  
5 the panel has heard from me ad nauseum about this issue,  
6 and I hear some of my similar concerns from last week  
7 being raised this morning, and I just want to echo them,  
8 that again, I think there's a little difficulty for me in  
9 understanding what the mission is, the difference is,  
10 between outreach and between business meetings.  As we  
11 continue to evolve to discuss these things, they tend to  
12 blur.  When we talked about Claremont, specifically,  
13 again, as I mentioned last week there were some very  
14 definitive goals with that, very defined reasons why we  
15 were going down to Claremont, and none of them were to  
16 just get out into the community, they were budget  
17 reasons, they were logistical reasons that made sense, so  
18 it wasn't - at least as I understood it when we took the  
19 motion, the goal wasn't to - the main goal was not to do  
20 outreach, it was literally that logistical and budget  
21 issues were met by meeting in Claremont and doing  
22 business there.  And it also did take - make some sense  
23 to take the business meeting down south, we're talking  
24 about two completely different areas, and the facilities  
25 were readily available, thanks to the great work of

1 Commissioner Yao. So, that made sense. But that seems  
2 to kind of evolve now into a traveling business and I  
3 think that's an entirely different discussion that needs  
4 to have some definitive, defining goals between outreach  
5 and between moving around as business, and we need to  
6 define a mission, you know, a statement kind of for each  
7 one, or something like that, so that we can better make  
8 preparations because, if we are going to start a  
9 traveling business meeting, then we really do need to  
10 talk about how to piggyback outreach and things like that  
11 off of it, which again changes kind of the whole scope  
12 and vision of what I understood we were considering  
13 today, so, thank you.

14 CHAIRMAN DAI: Any other Commissioners who have  
15 not yet spoken that would like to speak on this topic? I  
16 just wanted to add, build on Commissioner Ward's comment,  
17 actually it was budget reasons that was the original  
18 driver, which is we were going to get free facilities,  
19 and most of our Commissioners are actually down there, so  
20 travel expenses would actually be reduced by meeting in  
21 Southern California. At this point, I'd like to open it  
22 up for public comment on the motion that the Commission  
23 is considering, which is to actually hold a second half  
24 of the meeting in February in Sacramento. Would any  
25 members of the public like to address the Commission on

1 this topic? Okay, no one is approaching the mic, so let  
2 me bring it back to the Commission. Any further  
3 discussion before we take a vote on this topic?

4           COMMISSIONER YAO: Let me just add that I  
5 certainly appreciate fiscal and logistical questions  
6 related to this. It would be great if there were  
7 opportunities for institutions like UC Riverside, maybe  
8 UCSD, other public facilities, that would provide space  
9 and cover the costs the way that Claremont has done. Of  
10 course, we're lucky that Mr. Yao did the great work that  
11 he has done, and his connections certainly are very  
12 strong, but ultimately if we can work out the financials  
13 in other areas of California where the cost for providing  
14 the carrying out of business meetings would not be fully  
15 borne by the Commission, I think we should consider that.  
16 The other thing about the logistics aspect of it is that  
17 Mr. Yao, in the absence of staff, kind of put it on his  
18 shoulders to make sure that all of those items were  
19 covered, and I think he did a terrific job with that and  
20 certainly set a template that we can use at other places.  
21 But, as far as the logistics are concerned, that's why  
22 we're hiring the staff. So, as far as the staff, they  
23 will be available, I think, that given the suggestion in  
24 this case maybe go to Oakland very soon after perhaps our  
25 February meeting we decide to come back in Sacramento the

1 latter part of February, then it's not going to fall on  
2 Ms. Malloy to do the set-up, it's going to fall on our  
3 staff and, as far as having business meetings are  
4 concerned, I don't think we have to carry our whole  
5 staff. I think our counsel, our Executive Director, and  
6 perhaps two or three other staff would be sufficient for  
7 us to carry on the meeting. And certainly, the  
8 importance of outreach is not to be undervalued, but also  
9 the idea of having a business meeting, the actual  
10 business of the Commission, throughout the State of  
11 California, is a way of validating geographic regions of  
12 California that certainly have felt under-represented and  
13 untouched by the process. So, for us to go out there and  
14 to validate those areas by scheduling business meetings,  
15 I think, would be a wonderful thing. And so, if we can  
16 work it out with our schedule, we can work it out with  
17 logistics with our staff, and perhaps if we can share  
18 costs, I would say that it would be great to continue to  
19 have these business meetings throughout California, in  
20 addition to doing all the outreach that we need to do.

21 CHAIRMAN DAI: Commissioner Blanco.

22 COMMISSIONER BLANCCOMMISSIONER YAO: So, I know  
23 we have to vote on this specific motion and I think we  
24 should, but I'd like to say that, after we vote on that,  
25 it's a little tricky, you know, because I definitely have

1 reactions to the suggestions about the business meetings  
2 being in different locations, but I don't want to - I'm  
3 willing to withdraw my motion, and then we have a larger  
4 -

5 CHAIRMAN DAI: You can, like I said, you can  
6 withdraw your motion because, you know, we can agree to  
7 make a decision before Friday, we don't have to make it  
8 right this minute. I know that two Commissioners who are  
9 not here today, both are working on alternate locations;  
10 Commissioner Raya is going to contact the City of San  
11 Jose, who also made this generous offer, although it was  
12 unclear whether they wanted that for outreach, or wanted  
13 a Commission business meeting, and Commissioner Filkins  
14 Webber was also working on alternate locations. So, we  
15 could not vote on it right now -

16 COMMISSIONER BLANCCOMMISSIONER YAO: What I'd  
17 like to do is vote on the second meeting, and then what  
18 I'm suggesting is that - I don't know if it's already on  
19 the agenda in some form or another - that we have the  
20 subsequent discussion about whether there seems to be  
21 these differences that, you know, I think we can work  
22 them out, but differences about the business meetings  
23 rotating geographically. So, could that be put on the  
24 agenda?

25 CHAIRMAN DAI: Sure.

1 COMMISSIONER BLANCCOMMISSIONER YAO: Okay.

2 CHAIRMAN DAI: All right, so any other  
3 Commissioner want to weigh in on this before we vote?  
4 Okay, so, again -

5 COMMISSIONER AGUIRRE: Just one comment related  
6 to Maria's suggestion. I stand in support of the motion  
7 for reasons that were brought up by Commissioner Ward,  
8 which were that we're going to have a new staff, and  
9 after this week, if we don't get to meet them soon, then  
10 you know, that's not good team work. So, I think that in  
11 order for us to do the good work that we're going to do,  
12 then the whole team needs to meet together, and we need  
13 to be facile with the mission and we need to know each  
14 other face to face so that we know that we're all in this  
15 together. So, for that reason, then I am in support of  
16 the motion.

17 CHAIRMAN DAI: Okay, so, again, the motion is  
18 very narrow, it is strictly about the meeting for the  
19 second half of February and, again, the motion on the  
20 table is to come back to Sacramento for that meeting. Do  
21 we need to have a roll call vote on this? Or are people  
22 comfortable doing a voice vote? Yes, Commissioner Ontai?

23 COMMISSIONER YAO: So, the second half of  
24 February, we're looking at the 23<sup>rd</sup>, 24<sup>th</sup>, and 25<sup>th</sup>. Am I  
25 understanding that correctly?

1 CHAIRMAN DAI: That is correct.

2 COMMISSIONER BLANCO: What were those dates  
3 again?

4 CHAIRMAN DAI: The 23<sup>rd</sup>, and, again, potentially  
5 running through the weekend, which would be the 27<sup>th</sup>, but  
6 probably at least the 23<sup>rd</sup>, 24<sup>th</sup>, and 25<sup>th</sup>.

7 COMMISSIONER ONTAI: So those are the specific  
8 dates to conduct business and the motion is to have that  
9 meeting done here in Sacramento.

10 CHAIRMAN DAI: Correct.

11 COMMISSIONER ONTAI: Okay, thank you.

12 CHAIRMAN DAI: So I'm going to try a voice vote  
13 and, then, if we need to have a roll call, we will. All  
14 those in favor for the second half of February, again,  
15 those are February 23<sup>rd</sup> running potentially through the  
16 weekend, which is the 27<sup>th</sup>, to move the meeting back to  
17 Sacramento and, again, it may or may not be in this  
18 particular facility, we're just specifying a city right  
19 now. All those in favor, please specify by raising your  
20 hand and saying "Aye."

21 (Ayes.) Opposed? Any abstentions? Okay, the  
22 motion carries and was unanimous that we will come back  
23 to Sacramento. I thought it was an excellent point  
24 Commissioner Aguirre made because we should hopefully be  
25 fully staffed by then. And it is 10:45, time for a bio\*

1 [1:07] break, so let's have a 10-minute break - yes,  
2 Commissioner Yao?

3 COMMISSIONER YAO: Before we break, can we -  
4 may I suggest that we try to have that meeting at the  
5 Capitol as compared to at this facility because, in the  
6 long run, if we were to continue having meetings in  
7 Sacramento, it's more likely to be at the Capitol than it  
8 is at the SOS building because of the weekend issue.  
9 It's - I don't think we want a vote, but I would like to  
10 make that as a suggestion.

11 CHAIRMAN DAI: I think that's the only facility  
12 that's been offered to us so far in Sacramento, so... No  
13 other offers, right? So that probably will be the  
14 default decision.

15 COMMISSIONER YAO: Thank you.

16 CHAIRMAN DAI: Let's go ahead and - yes?

17 COMMISSIONER GALAMBOS MALLOY: Can I clarify -  
18 are we going to come back after the break to revisit the  
19 longer term plan for our meetings?

20 CHAIRMAN DAI: Yeah, we can do that. I would  
21 like everyone to know that we are going to break early  
22 for lunch at 11:30 because apparently we as a Commission  
23 need some training on how to do our expense reports, so  
24 we won't bore the public with those details. And one  
25 other thing we need to do today is approve the agenda for

1 our February meeting, and I wonder if we want to do that  
2 first. So, we can do one or two of those things and  
3 bring this up after lunch. I think the agenda is a  
4 little more urgent, so we will get those passed out, you  
5 can review it over the break, and be ready to discuss it.

6 COMMISSIONER YAO: I suggest on the February  
7 agenda, we can discuss it, but let's don't have the  
8 Commission approve it, otherwise you set a precedent that  
9 is very difficult to follow. I think having the Chair  
10 and the Vice Chair working with staff to set up the  
11 agenda is a more workable process, otherwise if we as a  
12 group have to approve the agenda, then any changes to the  
13 agenda we would have to approve, and that would make it  
14 very awkward to follow, so I suggest we can discuss it,  
15 but we don't have to approve it.

16 CHAIRMAN DAI: Right. I would like each  
17 Commissioner to see it just because it's the first time  
18 we're going to be doing subcommittees, so at least we can  
19 look at it. So, with that, let's take a break. Can we  
20 try to come back at five 'til? Okay, thanks.

21 (Recess at 10:48 a.m.)

22 (Reconvene at 11:04 a.m.)

23 CHAIRMAN DAI: All right, we're going to call  
24 the meeting back to order at 11:05. Apparently we are  
25 unable to break for 10 minutes, so maybe we'll try for 15

1 next time. So, you have received a couple of handouts,  
2 one is a draft of the agenda for February, the second  
3 item is a handout, we will discuss this after lunch.  
4 It's a handout for our Executive Director's Report on  
5 staffing and budget that we requested last week. So we  
6 will give you some time to look it over, over the lunch  
7 break. So we have a couple items we'd like to deal with  
8 before we break for our expense report training. So, why  
9 don't we take a brief look at the agenda and see if any  
10 of the other Commissioners have any input. Mr. Yao's  
11 point was well taken that it's going to be much more  
12 workable for the Chair and the Vice Chair of that meeting  
13 to work with staff to finalize what is actually posted,  
14 but I just wanted to offer the full Commission an  
15 opportunity for final input, particularly because this  
16 will be the first time that we will be doing agendas for  
17 our subcommittees, our advisory subcommittees. Keeping  
18 in mind, again, that we want our items to be as broad as  
19 possible, and the Chair and Vice Chair of that meeting, I  
20 am certain, will work on a more detailed version of that,  
21 so we can work more efficiently as we approach that date.

22 COMMISSIONER ONTAI: Chair Dai, I think that's  
23 an excellent idea that the Chair and the Vice Chair put  
24 some structure to our agenda. And I'm assuming that the  
25 Commissioners all have a chance to submit ideas?

1 CHAIRMAN DAI: Yeah.

2 COMMISSIONER ONTAI: Thank you.

3 CHAIRMAN DAI: So, anything that we're missing?  
4 Note that Item 7, we agreed last time to make a standing  
5 item in case, God forbid, that somebody else should  
6 resign, that we always have that as something we can act  
7 on. I have a question. We had talked about having  
8 committee reports back to the full Commission as a  
9 standing item. Is that necessary, given that we have the  
10 detail for each of the advisory subcommittees?

11 MR. RICKARDS: It doesn't hurt to have it as a  
12 standing item. We can put that in there easily. Just  
13 put down Reports of Advisory Committees as a standing  
14 agenda item, so it's always there.

15 COMMISSIONER DI GIULIO: Commissioner Dai,  
16 could I just make a suggestion that, on Item 7, the  
17 evaluation of candidates, do we just remove Commissioner  
18 Elaine Kuo's name and just say for any -

19 CHAIRMAN DAI: Right.

20 MR. RICKARDS: We can just, if it's acceptable,  
21 cut that sentence off right at the end of the reference  
22 to the Government Code.

23 CHAIRMAN DAI: Great. Great. Good suggestion.

24 MR. RICKARDS: I would also add, the other word  
25 I'd add is it's a selection of a replacement Commissioner

1 so it identifies what we're doing.

2 CHAIRMAN DAI: Oh, so insert "replacement."

3 Okay, so we have two changes.

4 COMMISSIONER YAO: If we're able to invite  
5 speakers to address the entire Commission, which agenda  
6 item would that fall under?

7 CHAIRMAN DAI: I imagine it would be Item 6.

8 COMMISSIONER YAO: So that would encompass the  
9 actual training itself. Thank you.

10 MR. RICKARDS: I think you can put it into Item  
11 6 or Item 4, Redistricting Matters, and that's a pretty  
12 broad one, so if you have a speaker come in and talk  
13 about the nuts and bolts of using maps and software, I  
14 think it would fall under four or six.

15 COMMISSIONER YAO: And how about the discussion  
16 about consultants and so on, would that fit under -

17 CHAIRMAN DAI: Item 4.

18 COMMISSIONER YAO: Cy, is that your  
19 interpretation?

20 MR. RICKARDS: You mean the topic of their  
21 discussion?

22 COMMISSIONER YAO: No. Let's say discussion of  
23 hiring consultants and hiring expertise and so on.

24 CHAIRMAN DAI: Item 3.

25 MR. RICKARDS: Yeah.

1 COMMISSIONER YAO: Ah, I'm sorry, I now see it.

2 Okay, thank you.

3 MR. RICKARDS: It's been there and my brain just  
4 blanked on it, as well, it is right there.

5 CHAIRMAN DAI: And I would also imagine that,  
6 at every meeting, we would have a report from the  
7 Executive Director on our finances, etc., updates on  
8 staffing for the purpose of this meeting, and I assume  
9 for the purpose of future meetings, that that would fall  
10 under a general commission governance item, which is Item  
11 1 on the February agenda.

12 MR. RICKARDS: Does that work, or would you  
13 like to just add Executive Director to the report?

14 CHAIRMAN DAI: Why don't we call that out,  
15 yeah.

16 MR. RICKARDS: All right.

17 COMMISSIONER GALAMBOS MALLOY: Chairperson Dai,  
18 has any thought been given to the actual logistics of how  
19 the subcommittees will be scheduled on the Wednesday,  
20 based on who is on the various committees?

21 CHAIRMAN DAI: Thought has been given, we're  
22 still sorting that out right now. Hopefully we can  
23 finalize it this afternoon.

24 MR. RICKARDS: And with regard to that, Bagley-  
25 Keene is satisfied by an announcement at the meeting

1 itself, so long as the time and place is nearby, near in  
2 time and near in place. Obviously, if we kind of get it  
3 sorted out, and get better information, it would be good  
4 to put it on the Web ahead of time, but it can be done at  
5 the meeting. And if it's not clear from the verbiage I  
6 have in there, one of the things I meant to convey was  
7 the Bagley-Keene provision that the committee agendas can  
8 be used - committees can have the agenda of the  
9 Commission as a whole as their agenda, so even if the  
10 committees didn't have anything listed separately under  
11 them, as I read the statute, as long as they discuss  
12 matters within the items listed on the Commission as a  
13 whole agenda, they would be fine. I put these in there  
14 specifically because they were part of the notes that we  
15 had of what you want to discuss in these advisory  
16 committee meetings.

17 COMMISSIONER YAO: The sign language  
18 translators and foreign language translators, we've got  
19 the request - the solicitation for requests, does that  
20 need to be included in this announcement somewhere?

21 CHAIRMAN DAI: It is, on the bottom.

22 COMMISSIONER GALAMBOS MALLOY: I think we  
23 discussed it at a previous meeting of throwing in there  
24 some examples of the types of auxiliary aids or services,  
25 so, for example, the sign language translation, or

1 Spanish, just maybe adding a phrase in that sentence?

2 CHAIRMAN DAI: Uh huh. Could we add some  
3 detail, for example, in the last paragraph?

4 MR. RICKARDS: Well, yeah, absolutely we can.  
5 And just I would ask for any suggestions, or we could  
6 just put in there for persons with disabilities and  
7 language - something about language - if somebody has got  
8 some nice words, "translation?"

9 COMMISSIONER YAO: I would say for the February  
10 meeting, as I identified earlier, the only provision  
11 we're considering is just the sign language and Spanish  
12 language. I'm not sure we're ready to handle any  
13 additional requests beyond that. Do you want to somehow  
14 note that in this announcement? I think maybe at future  
15 meetings in Sacramento we can -

16 CHAIRMAN DAI: Well, I think we're not  
17 promising anything, we're just saying that, if you're  
18 requesting it, you have to let us know five days in  
19 advance. I don't think we're committing to actually  
20 providing it, so the main thing is they need to know that  
21 they have a deadline.

22 MR. RICKARDS: Well, let me just be sure I got  
23 it right. I heard two things, 1) in that last paragraph,  
24 which is kind of a general notice, that if you need help  
25 of some kind, or would like it, here's how you request

1 it, and to include in there language, something about  
2 language.

3 COMMISSIONER GALAMBOS MALLOY: Yes.

4 MR. RICKARDS: Now, secondly, I thought  
5 Commissioner Yao was saying can we make a special notice  
6 for the Claremont meeting, indicating signage and Spanish  
7 translation will be available, if that is what you meant?

8 CHAIRMAN DAI: At least request it.

9 MR. RICKARDS: And we can certainly do that, as  
10 well.

11 COMMISSIONER YAO: I just wanted to make sure  
12 that we have an understanding that we're not going to  
13 request for any additional [quote unquote] "services"  
14 unless staff or this Commission is bringing that with us;  
15 in other words, if somebody wants a German translator,  
16 and there's enough requests for it, I feel uneasy making  
17 that last minute request at the host and expect it to  
18 happen automatically.

19 COMMISSIONER GALAMBOS MALLOY: Well, given the  
20 language that I see here, it says any person who wishes  
21 to request special accommodations or auxiliary aids, I  
22 don't see that as locking us into providing it, but -

23 COMMISSIONER YAO: As long as there is that  
24 understanding, I'm fine with it, I'm not asking for  
25 anything further. If it's here in Sacramento, I have

1 absolutely no issue with it.

2 COMMISSIONER AGUIRRE: Madam Chair, there's  
3 also, I think, if this is the agenda, or even a modified  
4 form that will be available to the public, there needs to  
5 be something about public comment period.

6 CHAIRMAN DAI: Did I miss that? Yes, there is  
7 at the end of the agenda.

8 COMMISSIONER AGUIRRE: Okay.

9 MR. RICKARDS: Again, just as a reminder,  
10 Bagley-Keene requires you allow the public to comment  
11 after each - before a vote on each item you're going to  
12 vote on. The rest of that is really up to you.  
13 Typically, Commissions allow somewhere in their meeting  
14 public comment on matters not on the agenda, which is  
15 usually very helpful. But the thing to know is, if you  
16 err on the side of public comment, you're fine. There's  
17 no prohibition against public comment.

18 CHAIRMAN DAI: On the contrary! Any other  
19 input? So, this agenda will be - this general agenda  
20 will be posted today, so that will give us adequate  
21 notice for the committees to meet on Wednesday. I notice  
22 that it is - this is right now the time to really be  
23 noticed very specifically for the first half. I wonder  
24 if we want to - it may not be practical because we may  
25 not have the facilities in Claremont, but I wonder if -

1 originally, we had talked about noticing the entire  
2 month, and then revising it later as we updated things,  
3 just so we had the flexibility to meet, if necessary, if  
4 there was some kind of emergency. And, of course, it  
5 couldn't be more than a two-week emergency, but I just  
6 wanted to see if there were any thoughts on that.

7           COMMISSIONER BARRABA: Well, I think we might  
8 give staff the chance to see what the facilities might -  
9 which facilities we might end up with on the second  
10 meeting in February.

11           MR. RICKARDS: Just to be clear now, I heard  
12 Commissioner Dai asking a different question. The way we  
13 agendized and noticed our first meeting was basically  
14 beginning to end of January. When I was just sort of  
15 throwing this together last night, I had no location  
16 other than Claremont, but we did have two sets of dates.  
17 That's obviously helpful to the public and it does limit  
18 your flexibility somewhat, so I wanted to be sure that  
19 what we sent out is what you intended us to send out in  
20 terms of how you wanted to notice February.

21           CHAIRMAN DAI: Right, and originally we had  
22 talked about giving ourselves the flexibility, but making  
23 it clear that, right now, we expected to meet certain  
24 days, so I just want to throw that out because, even if  
25 Claremont were not available, and we decided we needed to

1 meet, say, a couple days earlier for the second half of  
2 February, you know, we would have time with that meeting  
3 to provide that notice, so that the question is whether  
4 that's practical or not, whether that really buys us  
5 anything.

6 COMMISSIONER YAO: On the first line that reads  
7 "Wednesday, February 9<sup>th</sup>, through Sunday, February 13,"  
8 and we can specify the Claremont location, and I'm  
9 continuing, "February 14<sup>th</sup> through the end of the month,"  
10 maybe we can at this point, specify Sacramento, and then  
11 identify the location will be posted 14 days in advance  
12 of the 14<sup>th</sup>.

13 CHAIRMAN DAI: Uh huh.

14 COMMISSIONER BLANCCOMMISSIONER YAO: And so  
15 we'll just revise this top thing that says Claremont  
16 College because, if -

17 COMMISSIONER YAO: Yeah, I'll provide you the  
18 exact address. In other words, go ahead and announce it  
19 and go ahead and announce the second half of the meeting  
20 in Sacramento and promise to give the exact date 14 days  
21 in advance of the February 14<sup>th</sup> or by February 1<sup>st</sup>.

22 COMMISSIONER BLANCCOMMISSIONER YAO: Right, no,  
23 no, no, I agree. On just the top of the meeting notice  
24 and agenda, in bold under that, it says "Claremont  
25 College."

1 COMMISSIONER YAO: Right, I'll provide the  
2 exact address and location.

3 CHAIRMAN DAI: Did you get that?

4 MR. RICKARDS: So, we want to specify Claremont  
5 location for February 9 through 13.

6 COMMISSIONER YAO: Correct.

7 MR. RICKARDS: We then want to -

8 COMMISSIONER YAO: Specify a different location  
9 for starting from the 14<sup>th</sup> through the end of the month,  
10 and promise to revise the agenda on or before February 1<sup>st</sup>  
11 for the second half of the meeting.

12 MR. RICKARDS: Okay. All right, let me see  
13 what I can do. I think I know what you want to do. You  
14 want to - but I want to be sure - you want to continue  
15 right after Claremont through the rest of the month.

16 COMMISSIONER YAO: We want to -

17 CHAIRMAN DAI: To give us maximum flexibility -

18 COMMISSIONER YAO: -- to hold a meeting without  
19 - in other words, if we decide on the 13<sup>th</sup> that we need a  
20 couple more days -

21 CHAIRMAN DAI: Then we can meet.

22 COMMISSIONER YAO: That we can meet, okay?

23 CHAIRMAN DAI: It's the same principle we used  
24 for January, which is we wanted the maximum flexibility.

25 MR. RICKARDS: Yeah, but I'm just trying to

1 think of it through -

2 COMMISSIONER YAO: Actually, it may not be  
3 necessary or appropriate to specify the second half of  
4 the meeting because wherever we're going to hold the  
5 meeting on February 14<sup>th</sup>, we're going to have to notice it  
6 by February 1<sup>st</sup>. So why don't we just notice it through  
7 Sunday, February 13<sup>th</sup>, and then we'll take care of any  
8 future date in a timely manner so that we can legally  
9 hold a meeting.

10 COMMISSIONER GALAMBOS MALLOY: A second  
11 question I had, we had talked about the idea of doing  
12 this pilot, or some sort of public outreach for education  
13 and I noticed that the timing, even when the space is  
14 available to us in the evenings, we only have agendized  
15 9:30 to 4:30 p.m.

16 MR. RICKARDS: Yeah, that was just a holdover  
17 from the last agenda. Whatever time you want to put in  
18 there is fine.

19 COMMISSIONER YAO: I think the - I keep on  
20 wanting to call it a pilot meeting, but the first initial  
21 meeting, I think we probably need to notice a different -  
22 or have a second notice for that, as compared to  
23 combining it with the business meeting.

24 CHAIRMAN DAI: Okay, so keep in mind that we  
25 probably, assuming that the soonest we would be able to

1 do that would, say, be Friday evening. That means we  
2 have to decide that before we leave here.

3 COMMISSIONER YAO: Correct.

4 CHAIRMAN DAI: So, we can keep that separate  
5 and put a different agenda together for that meeting.

6 COMMISSIONER YAO: We need a separate notice  
7 for the outreach on the 12<sup>th</sup> if we decide to have one.

8 MR. RICKARDS: Okay, yes, that's one thing.  
9 And the second thing is, now I understand - I'm hoping I  
10 understand correctly - that we're going to do a notice  
11 solely for Feb. 9 through 13, and then, once we figure  
12 out where to meet for the second half of the month, we'll  
13 do another notice.

14 COMMISSIONER YAO: Correct.

15 CHAIRMAN DAI: Which we'll probably have to do  
16 before we leave, so we'll just need to get some details.

17 MR. RICKARDS: Okay.

18 CHAIRMAN DAI: Any other input? Things that  
19 are missing and we want to make sure that we can cover in  
20 February? Okay, so the next Chair and the Next Vice  
21 Chair can caucus with staff to finalize this, but I think  
22 we have all the input that we need. Well, we are going  
23 to need to break in five minutes, so I'm trying to see if  
24 it's going to be useful for us to start a discussion for  
25 the last five minutes. I think our discussion on the

1 philosophy of business vs. meetings to take public  
2 testimony will probably go longer than five minutes, so  
3 I'm wondering if there's any other item that we would  
4 like to take care of, or whether we should just go ahead  
5 and break early and get our expense report training. No  
6 suggestions? Okay, why don't we go ahead and just break  
7 now, it's 11:25, we're going to recess to take care of an  
8 administrative matter, and then for lunch, and then we  
9 will reconvene at 1:00 here to continue the agenda. And  
10 we will have a couple items - I think maybe we'll start  
11 with the staff report, which is ready now, so please  
12 review that over lunch and have questions ready, and then  
13 we can continue our discussion about meetings for  
14 February. All right, thank you.

15 (Recess at 11:25 a.m.)

16 (Reconvene at 1:06 p.m.)

17 CHAIRMAN DAI: Apparently we're not so good at  
18 coming back on time from lunch either. It is 1:08 and we  
19 are resuming our meeting. We got a handout before lunch  
20 that I had asked the Commissioners to review, to be ready  
21 for questions, so I thought maybe we would start with a  
22 report from the Executive Director about the staffing and  
23 budget, which we requested from him last week. I also  
24 wanted to let the Commission know that our staff, our  
25 limited staff, has been successful in scheduling the

1 training that was requested, so we will have  
2 presentations on both Thursday and Friday afternoon, and  
3 I'll let Daniel tell you a little bit more about those.  
4 So, with that, are you ready to go?

5 MR. CLAYPOOL: Yes. There we go, thank you.  
6 First of all, to the training, if I could, we have a  
7 presentation tomorrow from Ditas Katague, the former  
8 Director of the Census for the 2010, she did the 2010  
9 Outreach. Everyone has got it?

10 CHAIRMAN DAI: That is 8A on our revised agenda  
11 - number 8A on the revised agenda.

12 MR. CLAYPOOL: That presentation is tentatively  
13 scheduled for 2:30. I'll confirm that with her this  
14 afternoon. Ditas is very well known for having done an  
15 extraordinary amount of work with very little staff and  
16 very little funding, so it seemed to fit right into where  
17 we wanted to possibly head. And the second presentation  
18 will be by Karin MacDonald of the Center for Governmental  
19 Studies in Berkeley, and she will be here at 2:30 on  
20 Friday, tentatively again, because I'm confirming that  
21 with her.

22 COMMISSIONER BARRABA: Can you get her a little  
23 bit earlier?

24 MR. CLAYPOOL: Well, I'm sorry, yes, and we'll  
25 try for 2:00. I realize there are going to be a lot of

1 questions for these two, and they have a lot of  
2 information regarding Outreach and also what you're going  
3 to be seeing insofar as the types of meetings that we'll  
4 have for the hearings. Any questions before I move on to  
5 the budget?

6 COMMISSIONER BLANCO: The first training is at  
7 what time?

8 MR. CLAYPOOL: Ditas would be here at 2:30 on  
9 Thursday, and then Karin would be here - I actually  
10 misspoke, I asked her for 2:00 on Friday. And then, as I  
11 know, if there are changes to that, I'll let you know.  
12 Okay, so we will move on to the budget. What I handed  
13 out to you is what I originally - if you look at the top  
14 page, and this has, as I understand, posted, so to those  
15 who have been watching this, it would be - the first page  
16 was my original proposal on staffing, and a great deal of  
17 this proposal contemplated doing a lot of the work just  
18 within the staff. If you look on the second page, Table  
19 1, you're going to see the cost of this type of a  
20 staffing proposal, and when you look at the one month  
21 totals, so that we're not confused, each one of these  
22 staffing totals for each month is the actual salary plus  
23 the benefits, payroll costs, and gross monthly salary  
24 multiplier that's used. It's an estimate, it is 1.3  
25 percent, so that's not to be confused with what was

1 originally advertised for these positions. After looking  
2 at this and looking at the different types of staffing  
3 costs, I thought about it and went to a much more slimmed  
4 down approach, this is page 3, and this is now what I  
5 would like to propose to you. And it has some caveats  
6 that go with it that we need to discuss. As you see,  
7 we've gone from lots of staff to just seven people. And  
8 it would include the original four positions of myself,  
9 the Legal Counsel, the Public Information Officer, and  
10 the Admin Assistant. I would propose to add on an  
11 additional AGPA position and the position that was  
12 approved for Budget Officer. What's missing from this  
13 proposal is a Tech, kind of what we'll call a Web Tech,  
14 but our IT Specialist. And the reason this is missing,  
15 after you would please go to page 4, the Secretary of  
16 State's Office had just a very good idea, and that was  
17 that we should go ahead and contract for these services.  
18 And page 5 is actually from their IT Chief. This person  
19 proposed that we look at a three-quarter time position  
20 for the Web Administration and a half time position for  
21 the desktop support. What this really does is it gives  
22 us a lot of support for the different types of technology  
23 that we're going to be using, without stacking on the  
24 payroll cost of PERS and so forth, the benefits package.  
25 And it will give us, I think, the support we need to

1 maintain our website once we have our Public Information  
2 Officer on board to kind of guide us through what he or  
3 she is going to need for that position, to help maintain  
4 the website. So, this is the scaled down version. On  
5 the page after that, you're going to see the Statement of  
6 Work for the Desktop Support Analyst, the page after  
7 that, you'll see a Statement of Work for the Web  
8 Application Program Analyst. These are the people we're  
9 going to contract for. And then, the back is just for  
10 any of the positions that you see listed, it will give  
11 you just a detailed description of what we intend  
12 generally, what the State actually intends generally for  
13 a person in this classification to do. Now, everyone  
14 that I'm interviewing right now understands two things,  
15 they understand that this is an exempt position, so it  
16 doesn't actually lay on the State Government, that we're  
17 only tying them to these types of descriptions so that we  
18 can hire them. They also understand that the most  
19 critical thing in their description will be the other  
20 duties as required because they have to be very flexible  
21 in such a scaled down group. We're all going to be doing  
22 a lot of things that may not be in these descriptions,  
23 but so far everyone that I've interviewed has been very  
24 enthusiastic about joining us in this endeavor, and  
25 understanding that they're going to have to be flexible

1 in their hours.

2           What I would like to say also about scaling  
3 this down is it presumes that we're going to do more  
4 contracting, so it doesn't mean that we've necessarily  
5 cut out the difference between the estimate on page 2 of,  
6 I believe, through September, \$747,000, down to \$470,000.  
7 So, yes, we're going to see a \$300,000 decrease in  
8 salary, and also that 30 percent that comes out into  
9 benefits, but that money is going to be very quickly in  
10 contracts that we're going to need for people who are  
11 going to provide us professional services; most  
12 specifically, we see the Web Tech, but we're also going  
13 to be putting that money into people who can specialize  
14 into certain areas insofar as getting us -- possibly  
15 securing this labor, or possibly securing us venues, and  
16 so forth. So, it's a savings on one hand, but we will  
17 see the expenditure in other services.

18           But what I would like to propose is, if this  
19 scaled down model is acceptable to you, is that I come  
20 back to you on the 9<sup>th</sup> with a full budget of the proposed  
21 costs for not only our Web Technician and our Map  
22 Drawers, but also, after we have some presentations, some  
23 proposals for the people that we might want to, or the  
24 organizations that we might want to contract with in  
25 order to give us some other services, particularly in

1 securing venues, and in providing us professional  
2 services at those venues, people who have a great deal of  
3 experience in public outreach and working with the  
4 public. When we have that, because I believe that it  
5 will be the framework of a plan, the plan that we're all  
6 so anxious to have before we start, then we can take that  
7 to the Legislature, and it will give them a very good  
8 idea of what we believe to do it as professionally as  
9 possible, with as few staff as possible, and with as much  
10 money dedicated to outreach as possible, that they should  
11 fund that and, most importantly, at the very least,  
12 release the budget augmentation that is in last year's  
13 budget, so that we can have that money available to us,  
14 the \$1 million. So, that's my proposal. And I can  
15 entertain any comment.

16 CHAIRMAN DAI: Any questions? Commissioner

17 FORBES:

18 COMMISSIONER FORBES: This is not a question,  
19 rather it's a comment. I personally appreciate your  
20 sensitivity to the Commission's fiscal conservativeness,  
21 and I do appreciate - it shows clear effort and I think  
22 it really - it's a good demonstration of how we are  
23 handling the money.

24 CHAIRMAN DAI: Commissioner Yao had a comment,  
25 as well.

1                   COMMISSIONER YAO: Mr. Claypool, could you  
2 address the reliability of the staffing - not reliability  
3 of the staffing - which approach do you think you can get  
4 up to speed faster in terms of having an organization  
5 that can jump in and do the work that is necessary? In  
6 other words, the initial approach of 14 positions vs. the  
7 seven positions plus outsourcing various activities?

8                   MR. CLAYPOOL: Commissioner, I believe that the  
9 second approach is actually a much quicker approach, and  
10 as we started looking at the different positions - I'll  
11 give you an example - right now, we're out looking for  
12 our Budget Officer; we finished the job description  
13 today. Under State rules, we're going to have to publish  
14 that for seven days and give people the opportunity to  
15 apply, and then I'm going to have to interview them. So,  
16 I will have that person's name for you by the February 9<sup>th</sup>  
17 meeting. If we start going out to all the rest of the  
18 staff people that we're talking about here, we've got at  
19 least that amount of work to do to accomplish staffing at  
20 that full staff proposal. On the other hand, if we're  
21 more flexible and we enter into contracts with people who  
22 already have the staff available, then it really becomes  
23 their problem in providing us with the services that we  
24 need, and they already have the staff in place to do the  
25 things that we need to do. Now, let's just take the

1 worst case scenario that we don't get the appropriations  
2 we need. At that point, this is pretty much all the  
3 staff - the second plan - it's pretty much all the staff  
4 we could afford anyway, given that we would then have to  
5 start driving this entire operation using volunteer  
6 staff, and anyone that we could get from CSU Sacramento,  
7 or UC Davis to assist us in this, as well as the  
8 different groups around Sacramento that have people who  
9 are available and possibly retired, that could assist us.  
10 So, to answer your question, I believe the second  
11 approach is a more responsive approach. It will give us  
12 - it's going to put a lot of work on those seven people,  
13 but then there would have been a lot of work for those 18  
14 people, there is a lot of work in this no matter what.  
15 But if we go to contracting, I believe that you will end  
16 up with a caliber of staff and a caliber of outreach that  
17 you all believe is necessary for us to do to meet the  
18 intent of the Initiative.

19 COMMISSIONER YAO: Thank you.

20 COMMISSIONER ONTAI: I like the idea of  
21 independent contractors. In the event along the way we  
22 feel that a consultant is not performing, then we can  
23 fire them immediately and find someone else, but we would  
24 not be able to do that if we had someone employed.

25 CHAIRMAN DAI: Any other questions or comments?

1                   COMMISSIONER AGUIRRE: Mr. Claypool, regarding  
2 the issue of Legal Counsel, you had a legal analyst at  
3 your previous scheme, so do you anticipate that we will  
4 be subcontracting out for additional legal services as it  
5 becomes necessary?

6                   MR. CLAYPOOL: I am certain that our legal  
7 counsel will need some assistance. I won't say that, at  
8 some point, I wouldn't be back to saying, "Well, we're  
9 not finding someone that's suitable to help them, so we  
10 need an extra person." So, I won't say that that won't  
11 come up as a possible future budget item; the same way  
12 that, if we get out and we look at the Web Technician  
13 contract and it's too expensive, I wouldn't come back and  
14 say, you know, "We can probably, even with benefits, find  
15 somebody who can handle this better." So, I would say  
16 that this is what I think we can get it done with and  
17 that our Legal Counsel will - or may have to use either  
18 existing staff in some of the work that they need,  
19 additional work that they need, or we may have to go out  
20 and find someone who is willing to work with them,  
21 volunteer, outside and provide their assistance through  
22 them to help them. I think those people are available, I  
23 really do, particularly to work with the caliber of  
24 attorneys that you're interviewing, I think that there  
25 are a great number of people who would take that and this

1 process and think that it would be a great privilege to  
2 provide that type of assistance. I'm relying on that  
3 with this, but, again, we would have to rely on that  
4 pretty much either way. Unless the Legislature decided  
5 to fund us fully for all that we wanted, I think that we  
6 all know right now the State isn't in that position. So,  
7 I'm relying on that second path and I think we can get it  
8 done that way.

9 COMMISSIONER AGUIRRE: All right, thank you.

10 CHAIRMAN DAI: Additional questions from  
11 Commissioners who have not spoken? Commissioner Blanco?

12 COMMISSIONER BLANCO: Yeah, I have a question.  
13 When we get to the map drawing itself, with whatever  
14 software we choose to use, I guess I had been assuming  
15 that, even though we're all going to be really really  
16 proficient in that, that we would need support for that  
17 part of the process of map drawing, both - and technical,  
18 you know? I don't - I'm a little worried that if we just  
19 rely on the fact that we have people on the Commission  
20 that are good at this stuff, that we all are interested  
21 in learning the program, that that might not always work,  
22 that it's going to be complicated. Maybe I'm overstating  
23 the complication.

24 CHAIRMAN DAI: No, actually, Steve Lynn, who  
25 was the Chair of the Arizona Redistricting Committee,

1 strongly recommended that we never touch a line and that  
2 we have consultants do it, so that is probable.

3 COMMISSIONER BLANCO: So that's not in this  
4 budget?

5 MR. CLAYPOOL: No, it's not. The budget you  
6 see in front of you is strictly a staffing budget for  
7 direct staff to the Commission. Now, I'd like to explain  
8 a little further what I think I would be proposing to you  
9 on the 9<sup>th</sup>. Right now, we have Karin MacDonald coming to  
10 give us this presentation on Friday, and she's going to  
11 be explaining to you what the process is like, what you  
12 can expect, and she might possibly have some suggestions  
13 on where you might go in your hearing process, so that  
14 will provide some clarification to us as to the direction  
15 we want to head. We will be putting - because we can't  
16 do the RFP process because it takes so long, we're going  
17 to have to reach out to people who are technically state  
18 employees and that is UC Davis and the CSU system. We  
19 can go on an interagency contract with them and that cuts  
20 down on the time it's going to take to get their services  
21 dramatically, depending on the turnaround from the  
22 regions, or the CSU's. So, my plan is to do a short-term  
23 contract with Ms. MacDonald and have her be available to  
24 you, to help with the process of planning the outreach,  
25 and how we should do it. The second part of my plan is

1 to go to a long-term contract and have that same group  
2 provide the map drawing capabilities to us, and we'll  
3 have the ability to ask Ms. MacDonald what comes with  
4 those services when she has her presentation. But I  
5 think that I believe they were the same group that worked  
6 with the 2000 redistricting process and provided those  
7 services, and undoubtedly for the same reason.

8 Government Code requires that we use California State  
9 resources whenever we can, and as long as we have a  
10 resource to the caliber of the Center for Governmental  
11 Studies, it makes all the sense in the world to use them.  
12 So, for a variety of reasons, that's the direction that I  
13 think we need to head as far as our contracts go. Beyond  
14 that, again, there are groups out there that have  
15 contacts up and down the state and have provided, as  
16 Ditas will explain tomorrow, have provided the venues and  
17 all of the tactical requirements to make a presentation,  
18 an outreach presentation to all the groups in California.  
19 They are seasoned, they know exactly how to have  
20 translators available, they know which groups need to be  
21 reached out to because they were the same group that - at  
22 least one of the organizations was the same organization  
23 that reached out to the hard to reach communities. So,  
24 this is the type of representation I think will get you  
25 the best outreach. And if we pair it together, I think

1 we'll have within our budget, along with staffing costs,  
2 we can keep it under the amount that has been allotted,  
3 or close to it.

4 CHAIRMAN DAI: Thank you. Commissioner Di  
5 Guilio?

6 COMMISSIONER DI GUILIO: I guess maybe just two  
7 questions, 1) I'm assuming with all this contracting out  
8 you'll be the one providing us with the options for the  
9 contractors? Giving us a list for all these different  
10 positions that need to be contracted out, whether it be  
11 technology or -

12 MR. CLAYPOOL: Yes, for the technology,  
13 actually the technology contract within this budget is  
14 significantly low enough so that I believe I could simply  
15 do it as a procurement, I'll have to check on that, but I  
16 - and I don't know that this is something that we need to  
17 wait for the Commission to talk about, these are people  
18 who are just going to make sure that the website works  
19 and that, if your computer breaks down, you have somebody  
20 to call and say, you know, "What's wrong?" So, what you  
21 see in this budget is going to be a fairly low dollar  
22 item.

23 COMMISSIONER DI GUILIO: Again, I guess one of  
24 my original concerns was, one of the things I do see, as  
25 Commissioner Aguirre had mentioned, a lot of those

1 positions that were cut were kind of the supportive  
2 positions to the original staffing suggestions, or just  
3 in general, and I guess my one concern with this would be  
4 that there's enough support - there's enough staff to  
5 support the requests that are being made from the  
6 Commission, as well as the needs of the staff,  
7 themselves, whether it be Legal Counsel, or Public  
8 Information Officer. I'm trusting that you've looked at  
9 this, but I like how we've really pared down and are  
10 going to be utilizing contract services, but the one  
11 thing I see internally that might not be as easy to  
12 contract out would be the administrative support. Do you  
13 feel like you have enough with the one AGPA and the one  
14 Administrative Assistant to help you and Raul and the  
15 other staff, as well as to handle all the requests that  
16 are coming from the Commission?

17 MR. CLAYPOOL: It will directly depend on the  
18 path that we choose to take. If the path is to use some  
19 of these contractors who have this experience for the  
20 outreach, then I feel confident that we will have enough  
21 to do this. We may need to go out and advertise for  
22 volunteers, and so forth, to do some of the work within  
23 the office, but I think we can get it done. I'm not that  
24 concerned. If, however, we either can't use consultants  
25 or choose not to use consultants because of their

1 expense, and we have to move to a model where we would  
2 have to schedule all the venues ourselves, then that's  
3 really what the original model - when I was asked to say  
4 how much would it cost, and how many people do I need, I  
5 was taking it on more in the vacuum of if I just had to  
6 go out and do this myself, how many people do I think I  
7 would need. Since that time, I've had meetings with  
8 different organizations and different people who have  
9 given me a great deal of insight as to what is available  
10 out there in the way of organizations who can do this  
11 type of work, and more importantly, organizations who are  
12 more than willing to assist us in getting our message out  
13 and so forth. And as I've seen those organizational  
14 structures out there, the ideas come into my head and  
15 it's kind of rounding out that we can get that done.

16 COMMISSIONER DI GIULIO: And I guess I was - I  
17 do like the idea of contracting out with an organization  
18 to do the outreach and the scheduling, it was more of the  
19 internal aspects, and I know from personal experience,  
20 I've used a lot of volunteers and things, and they are  
21 wonderful, great resources, but they are volunteers, and  
22 they're not being paid to be there, there can be much  
23 more flexibility, and because we're on a short deadline,  
24 I just wanted to make sure we have enough internal  
25 support, that we aren't relying so heavily on volunteers

1 that we'll get ourselves into a position where it'll  
2 become a lot of extra burden for staff and for the  
3 Commission, that was just my concern I just wanted to  
4 raise.

5 MR. CLAYPOOL: Well, I appreciate that.  
6 Between now and the 9<sup>th</sup>, and as I put together the budget  
7 that I would propose, and the one we take the  
8 Legislature, we're going to work with this level of  
9 staff. I assure you, if we're losing people, or people  
10 are having to work around the clock, then I won't  
11 hesitate to come back and say, "I need more." But I'm  
12 really trying to move around the part about needing to  
13 staff up with the State position.

14 CHAIRMAN DAI: More questions or comments? I  
15 was also going to mention that Commissioner Blanco and I  
16 were going to put our heads together also to look at  
17 resources potentially from foundations. Many of them  
18 have fellow programs that might be able to give fairly  
19 skilled [quote unquote] "volunteers" basically in-kind,  
20 who might be able to assist at a much higher level for  
21 some length of time.

22 MR. CLAYPOOL: And all of that help is  
23 appreciated, and we'll take it all.

24 CHAIRMAN DAI: So, do we need to approve this  
25 or just indicate that we are happy with your Plan B?

1           MR. CLAYPOOL: I think just simply indicating  
2 you're happy with the Plan B and acknowledging that we're  
3 going to move forward to try to find a Web Tech to do  
4 what we'd originally scheduled for is sufficient.

5           CHAIRMAN DAI: Yeah, we approved those  
6 positions, so you don't have to fill them, so -

7           MR. CLAYPOOL: Right, okay. And in the mean  
8 time, the one thing that I will need to do as far as  
9 staffing goes, by Friday I'll know how I'm going to fill  
10 my positions within that second one, and I just need to  
11 get those approvals, and then bring them aboard as  
12 quickly as possible, with the exception of, clearly, the  
13 Budget Officer, and we'll be doing interviews for that.

14          CHAIRMAN DAI: Yeah, so as we discussed this  
15 morning, we'll probably go into a closed session at some  
16 point today to at least discuss the Public Information  
17 Officer, and you're ready to move on that, right?

18          MR. CLAYPOOL: Say it again?

19          CHAIRMAN DAI: The Public Information Officer,  
20 you'd like us to -

21          MR. CLAYPOOL: Well, absolutely. I have the  
22 recommendation for that, and also, we're going to at some  
23 point before we adjourn from this session, we're going to  
24 need to have the salary schedule approved, as well. And  
25 I don't know that it has to be done right now, but we

1 just have to have that so that we can go ahead and -

2 CHAIRMAN DAI: So, this is a question for Mr.  
3 Rickards because, technically, that wasn't added to the  
4 agenda until the 14<sup>th</sup>? The thing on the salary schedules?  
5 Items 11, 12, and 13 were not added to the agenda until  
6 Friday the 14<sup>th</sup>.

7 MR. RICKARDS: So we'll bring them next Friday.  
8 Yes, thank you.

9 CHAIRMAN DAI: Okay, so that was the ED report  
10 on proposed staffing and budget under Item 3. At this  
11 point, why don't we resume our discussion under, well, it  
12 started under Item 9, but I think we were talking  
13 philosophically about the difference between Commission  
14 Business meetings and Outreach meetings. So, that could  
15 be under 9, it could be under 3. So, why don't we go  
16 ahead and continue our discussion about that. I know  
17 that people have some ideas beyond February about whether  
18 we should be moving around the state for the business  
19 meetings, or separating those out from the fact that we  
20 will definitely be moving around the State for the  
21 Outreach meetings. Commissioner Ward.

22 VICE CHAIR WARD: Sure, I'll start. I think,  
23 in my mind, and from past professional experience, you  
24 know, business is business and outreach is outreach. And  
25 I think it's important to, like I said, every time we

1 meet, have a very defined purpose for what we're  
2 gathering for. And in business meetings, obviously that  
3 is well agendized and we have a tight schedule. With  
4 outreach, we're yet to kind of broach into that and make  
5 those same kinds of plans. But, to me, when we're  
6 talking about business, we're talking about needing to be  
7 in a place that connects us closely to all of our  
8 support, and that connects us to all of the tools that we  
9 have, whether it be office space, or low cost rent, and  
10 audio visual support, things like that. And obviously,  
11 we've already agreed that our goal is 50 outreach  
12 locations, certainly that is a sufficient amount to be  
13 able to show that we're considering everyone in the state  
14 and that we're interested in everyone and anyone, and I  
15 would just question as to what we gain by separating  
16 ourselves from the center of our spokes by moving this  
17 around to the various locations.

18 CHAIRMAN DAI: Commissioner Yao.

19 COMMISSIONER YAO: Well, let me chime in at  
20 this point. In the outreach type of meeting, it's  
21 unlikely that we're going to be able to have a majority  
22 of the Commission present at most of the outreach  
23 meetings. As you mentioned, budget is a concern and 50  
24 meetings with moving 14 Commissioners around to all the  
25 sites is probably beyond the budget that we have. And I

1 truly believe that, as a total commission, we need to be  
2 present before the people of the State; for example, down  
3 in San Diego, even when we are having meetings in the  
4 Inland Empire, in the City of Claremont, you are unlikely  
5 to drive 100 miles to come up to see the whole commission  
6 and so I think the business meeting is really the only  
7 opportunity where we have the entire commission present  
8 at the same time. So, for that reason, especially during  
9 the early phase of our project, we just need to be  
10 visible. And people see us more than just things that we  
11 say, they want to see how we interact with each other,  
12 how we try to get a sense as to how we think, how we act,  
13 so that they can be able accordingly, in terms of how to  
14 get their input to us. And so, by having business  
15 meetings in as many sites as possible, I think it will  
16 give the public that opportunity to observe us better.

17 COMMISSIONER GALAMBOS MALLOY: I like the idea  
18 of a balance between the two perspectives because I think  
19 they both have a lot of validity. Even though, really,  
20 the focus of our work, our product that we need to come  
21 out with, are the maps, all the decisions that we're  
22 making during our business meetings will impact what the  
23 maps look like, they'll impact what the outreach process  
24 is, all the number of decisions that we're handling. And  
25 the fact that, in recent meetings we've had less than a

1 handful mostly nobody in the audience at our meetings, I  
2 think we want to provide - err on the side of providing  
3 more opportunities for the public to come, and also  
4 balance that with the fiscal responsibility. So, I  
5 believe someone put out the idea of perhaps alternating  
6 meetings. I don't know if we're having, say, two  
7 meetings a month, maybe we have one in a site that  
8 rotates around the state, and have one in Sacramento, or  
9 every third meeting, but I'd like to put that out for  
10 other Commissioners' feedback.

11           CHAIRMAN DAI: Commissioner Aguirre.

12           COMMISSIONER AGUIRRE: Sure. I certainly hear  
13 what Commissioner Ward is saying. But, the way that I  
14 look at it, we're not only involved in awareness, but  
15 we're also involved in education. The hearing aspect of  
16 it essentially from what I understand, we're going to  
17 have the public that will come and share testimony with  
18 us, which we will not be able to discuss with them. We  
19 merely take their comments, they're logged in, and then  
20 we'll work with them later. It's the later aspect that I  
21 think we need to take back to the people of California.  
22 So, by scheduling business meetings, then, we are engaged  
23 in a community education process where individuals that  
24 are interested can really come and see how we're moving  
25 forth on this [quote unquote] "drawing of maps,"

1 understanding that, as was just mentioned by our Chair,  
2 we ourselves are not really going to - well, the  
3 recommendation is that we ourselves do not take pen in  
4 hand or stylus in hand, to actually do the maps, but  
5 merely direct our consultant, as was just shared by Mr.  
6 Claypool, if we hire one, direct our consultant to look  
7 at the existing, and based on our input, then, modify  
8 them in this way, or that way, to a design that is  
9 acceptable within Prop. 11, the Voting Rights Act and,  
10 also, that listens to and considers the testimony that we  
11 hear from the public and our so-called communities of  
12 interest. So, for me, if I can think about my homeland  
13 in Ventura County, I think that there is great interest  
14 in what I'm doing up here in Sacramento. And I would say  
15 that that's the same for you all in your particular areas  
16 that we come from, understanding that we're not  
17 representing that one particular area. So, for this  
18 commission, as was mentioned by Mr. Yao, as a full  
19 commission, then, presents itself in Ventura, from what I  
20 understand, we'll have a very good turnout, certainly a  
21 better turnout than we have in front of us right now, and  
22 we'll have a good turnout and we will go through the  
23 process even though it might get boring at times to an  
24 audience that's not part of the process itself, but we  
25 will do our work in a forum that is accessible to the

1 public. And then, after they see how we're doing our  
2 work, then when we actually roll out the maps, I think  
3 there will be a better understanding of how we got there.  
4 Absent that discussion, public discussion in front of  
5 those that are interested, then, it's almost like a black  
6 box. We take the input, we go somewhere, we work it, and  
7 we come back and we present it. So there's very, I  
8 think, not as much engagement as we would have otherwise,  
9 so I like the suggestion of perhaps alternating meetings.  
10 My recommendation would be, given that we have about six  
11 months or so, maybe, five months, that that would - if we  
12 agree on two business meetings a month, then at least  
13 once a month we're in San Diego, or one of those months,  
14 we're in San Diego, another month we're out in Riverside  
15 and the Imperial Valley, Coachella Valley area. Another  
16 month we are in the Central Valley, another month we're  
17 up north, another month, we're in the Bay Area, another  
18 month, we're in the LA area, so I think that's the spirit  
19 of the Proposition and the spirit of the work that we do,  
20 is that we don't act like a black box, that we be as  
21 accessible and as transparent as possible. And, getting  
22 back to the outreach concept, then, so, okay, we have a  
23 business meeting, let's say, in San Diego - as a full  
24 commission - that doesn't mean that if there's hearings  
25 scheduled that weekend or the following week, then those

1 particular [quote unquote] "teams" are going to leave  
2 that centralized point and going to distribute themselves  
3 to those areas where we have hearings throughout  
4 California, and then we will do that hearing, come back  
5 at the next meeting, share what we have learned about  
6 Northern California, about the Central Valley; and in  
7 this case, perhaps we are in San Francisco, and then  
8 those folks around San Francisco will get to know what  
9 the concerns are in the northern part of California, what  
10 the concerns are in other pieces of California, so we get  
11 more of an integrated whole in terms of information and,  
12 most importantly, being that my name is Clamatini, which  
13 means "one who facilitates the education of others," then  
14 we get that educational aspect to the process itself,  
15 which it's cool that we have the Internet, but from where  
16 I come from, even though folks might have computers, they  
17 do not have the Internet.

18           COMMISSIONER ONTAI: You know, I think,  
19 Commissioner Aguirre, that we can probably do the  
20 business - and I'm just throwing this out on the table  
21 here - we can probably do the business and the outreach  
22 together if we get some pre-planning, but as an  
23 architect, I like to work on the schedule, so let me look  
24 at the months ahead.

25           CHAIRMAN DAI: That's right.

1                   COMMISSIONER ONATI: And there are really three  
2 key things, I think, let me work backwards. August 15<sup>th</sup>  
3 is when we need to submit the maps, we all agree with  
4 that, right? And I think we had discussion that we've  
5 got - as a commission, we've got to make the maps - we've  
6 got to put them together on a preliminary basis on June  
7 1<sup>st</sup>, that's the draft map. Do we all agree with that?

8                   CHAIRMAN DAI: Why don't you back up first,  
9 though? August 15<sup>th</sup>, the maps have to be done, August 1<sup>st</sup>,  
10 they have to be posted.

11                  COMMISSIONER ONTAI: Okay, so on August 1<sup>st</sup>, we  
12 have to post the maps. Now, working back from there, or  
13 in between, where do we give the public a chance to  
14 respond to our draft maps? And that's a crucial issue,  
15 we need to get response back to our first draft. If it's  
16 August 1<sup>st</sup>, that just gives us two weeks. Now, is that a  
17 reasonable approach in term of outreaching to the public?

18                  COMMISSIONER DI GIULIO: Well, I think to build  
19 on Commissioner Ontai, if we wanted to look - if you go  
20 backwards, if you say, in our earlier discussions it was  
21 suggested that July 1<sup>st</sup> - if you say July 1<sup>st</sup>, that gives  
22 you two shots at posting a map and getting feedback with  
23 the 14-day notice, so that gives you two shots; if you  
24 want to have four shots, you back up to June 1<sup>st</sup>, so you  
25 can extrapolate out as to how many times we want to have

1 our final map and then get feedback.

2 COMMISSIONER ONTAI: And so those are the  
3 alternatives, and maybe we should discuss that. How much  
4 time do we want to give the public enough time to respond  
5 to our first cut?

6 CHAIRMAN DAI: Commissioner Blanco, and then  
7 Commissioner Barraba.

8 COMMISSIONER BLANCO: So, I'm really glad we  
9 have an Architect. I have to follow court schedules, so  
10 I do the same thing, I work backwards from the date of  
11 the submission of my brief, you know? And then you  
12 really realize how much time you have to do all these  
13 things you want to do. So - and I don't want to get into  
14 the - so we have six months, right? Less than six months  
15 to do everything we're talking about. I don't want to  
16 get into the deadlines in between. But I want to make a  
17 couple of sort of philosophical points about this. I  
18 think it's more important for the entire Commission to be  
19 at all the regions than it is to have business meetings  
20 at different places, okay? I do. I think that that's  
21 where it's important to have the presence of the full  
22 Commissioners so that those people see that this is truly  
23 a cross section commission and they feel comfortable that  
24 it's not three people taking back the word to this larger  
25 body. So, I see it completely differently. I see that

1 that's where we go as a full body, and I'm looking at the  
2 business agenda that's our standing business agenda, and  
3 I'm hoping that a lot of this business agenda isn't going  
4 to be a standing agenda, that a lot of it is frontloaded  
5 with details, and that what our business meetings will  
6 become more and more about will be the maps, the drawing  
7 of the maps, with our consultants. So, I don't see a lot  
8 of business meetings, hopefully. I mean, if they're  
9 business, it's the business of redistricting. And I'm  
10 not saying that can't happen anywhere, but that might  
11 actually pose some limitations if the business meetings  
12 are where we're actually having our map drawer help us do  
13 this stuff. So those are my - I'm also thinking about  
14 the deadlines, but I just wanted to say philosophically,  
15 I almost see it completely the inverse.

16 COMMISSIONER ONTAI: Yeah, and I agree. I  
17 think a lot of the business things that we're talking  
18 about are really shop setting up - setting up shop.

19 COMMISSIONER BLANCO: Start-up items.

20 COMMISSIONER ONTAI: Yeah, and that's going to  
21 be done, I think, in another week or two, I don't know.

22 CHAIRMAN DAI: I'm trying hard.

23 COMMISSIONER ONTAI: And the rest of our time  
24 should be devoted to the legal issues of communities of  
25 interest, listening to experts, to get us into the real

1 business of why we were created.

2 CHAIRMAN DAI: Commissioner Barraba.

3 COMMISSIONER BARRABA: I think there is another  
4 deadline we've got to be sensitive to, and that is  
5 submitting to the Department of Justice, and I think  
6 that's in July.

7 COMMISSIONER ONTAI: That is a key date.

8 CHAIRMAN DAI: Commissioner Ward.

9 COMMISSIONER WARD: Yeah, I just appreciate all  
10 the comments here, I think it's been really clarifying  
11 for me, on both ends. I think, in my mind, after hearing  
12 all of that, what it just comes down to is, again, going  
13 back to my first statement, business is business, and  
14 outreach is outreach, and I want to do as much outreach,  
15 just as you all, I think that really needs to be our  
16 focus. And as the business of the Commission changes  
17 over the next few weeks from setting up and the  
18 intricacies of running a commission to literally the task  
19 at hand and the maps and the process of redistricting, I  
20 think we're going to see the - we already know the  
21 business meetings are actually going to cut down, we're  
22 talking about every other week, so that's going to limit  
23 how much time is available for us to actually work a lot  
24 of issues, but also I think it is going to become more  
25 intense and more time intensive. So, to me, and

1 understanding what Commissioner Aguirre was having to  
2 say, I agree with every bit of it, education, outreach,  
3 awareness, all those things are key to being successful  
4 and are what the public expects, but I think that all  
5 falls into outreach, and if we can centralize, follow  
6 kind of a new model, and leverage technology by being  
7 kind of in a central location, leverage technology,  
8 provide the same access, if not more, by being here, than  
9 being on the road, then all the things you mentioned  
10 about feedback and people having an interest and wanting  
11 to see, they have that now. And I don't think that  
12 moving the business meeting that is not designed to  
13 necessarily take testimony, but to conduct the business  
14 of the commission, I don't see an advantage to doing that  
15 other than, like Commissioner Blanco said, possibly  
16 limiting consultant access and access to other experts,  
17 but following kind of what the public expects, as well, a  
18 more efficient and streamlined model of meeting at a  
19 location kind of like we are presently, and that we have  
20 been following, that is central, connected, and  
21 leveraging technology and government resources.  
22 Unfortunately, Sacramento is the ideal place to do that,  
23 and it also allows for efficiency of business, so I just  
24 think that is something to keep in mind, whereas, all the  
25 other goals and concerns that we've stated, I think, are

1 not only met, but again, allow us to focus on outreach  
2 and put more resources by saving money and saving  
3 resources that we can put towards, again, the arena of  
4 outreach and education.

5 CHAIRMAN DAI: Commissioner Forbes.

6 COMMISSIONER FORBES: Yeah. It seems to me  
7 that, you know, the comment was made earlier that, I'm  
8 hoping that the more mundane part of our business work is  
9 close to being done, and I think that is properly done in  
10 Sacramento. However, as Commissioner Blanco suggested, I  
11 think, that as we get further down the road, many of our  
12 business meetings will indeed be discussions about the  
13 maps, and it strikes me that those discussions could be  
14 most beneficially done in the field. So, if we're  
15 talking about getting testimony regarding - or put  
16 together regarding Southern California districts, that if  
17 we have our business meeting in Southern California, that  
18 behooves us to do that, and likewise if we're looking at  
19 Bay Area maps, it behooves us to having our business  
20 meeting in the Bay Area, so people who are directly  
21 affected by what we're doing that meeting, will have an  
22 opportunity to speak to us at that meeting. And so, for  
23 when we have general business meetings like we're having  
24 today, I think Sacramento is fine. But I think once we  
25 start where the maps will become a major part of the

1 agenda, I think we should be - if we could work it - we  
2 should be meeting where those maps are.

3 CHAIRMAN DAI: Commissioner Blanco.

4 COMMISSIONER BLANCO: We're not going to be  
5 doing San Diego maps, and LA maps, and San Francisco  
6 maps, and Fresno maps, that's not the way - I mean,  
7 that's not the way it works, I don't think. I mean, we  
8 will be working on maps and looking at how everything  
9 affects everything. We're not going to sit down and say,  
10 "Now we're going to look at Congressional Districts, you  
11 know, whatever whatever," or "Assembly District this and  
12 this, which covers Southern California." I haven't done  
13 this before, but I have done parts of this before, and  
14 I've never seen a conversation that is about a particular  
15 geographical area's map. It's about, "Okay, now we've  
16 got this new data and, you know, we've seen the  
17 population growth here, if we do this here, how does the  
18 - you know, the domino effect here, but we have to think  
19 about the contiguity, you know," and this would be  
20 helpful to hear about from our consultants because, if it  
21 is that, as you say, then I can see trying to meld the  
22 two things together, I would agree with you that that's a  
23 perfect marriage of trying to do both - be in the public  
24 and be addressing their business, you know, in that  
25 community. But I don't think that's the way it's going

1 to play out, so that's something for us to really ask our  
2 experts, if that's really the way it works.

3 CHAIRMAN DAI: Commissioner Yao. And then  
4 Commissioner Ontai.

5 COMMISSIONER YAO: You know, I think the term  
6 "business meeting" is what's throwing us off. I think  
7 you are all right, beyond this week, hopefully by the  
8 time we get down to the South Land, we'll be finished  
9 with this organization set-up type of meeting. So, the  
10 two types of meetings we basically have is a small  
11 subgroup that are doing the outreach the way we have  
12 previously defined it, in terms of the 50 meetings that  
13 we have throughout the state, and the meetings where the  
14 entire commission is present. I mean, those are the two  
15 distinctions. And it is very likely that we're going to  
16 be, well, obviously the outreach meeting, we're trying to  
17 collect input, whereas in the combined meeting, we're  
18 going to be discussing policies and philosophies and  
19 approaches, and making those types of decisions. So,  
20 maybe we shouldn't really worry about trying to  
21 distinguish between the two types of meetings and just  
22 make it a policy that if we can possibly get out into the  
23 community, we should do so. Now, the reason, I mean,  
24 cost has been brought up as an issue, I don't think cost  
25 is really an issue because, if it's in Northern

1 California, the Southern California group has to fly in  
2 an airplane and get up here, and if Southern California,  
3 it's vice versa, if it's in the middle of the State, it  
4 may be cheapest that way because most of us probably  
5 would drive and get there and be less hassle. But,  
6 outside of that consideration, especially if we're able  
7 to get most of the cost covered by the host of these  
8 meetings, the difference is going to be very marginal,  
9 and as such, maybe what we should shoot for is just do it  
10 when it's available, convenient, and with the philosophy  
11 as much as possible, if we can't make it for whatever  
12 reason - last minute fallouts, things of this nature,  
13 we'll just default back to a location that is readily  
14 available to us, and don't try to go beyond that.

15 CHAIRMAN DAI: Commissioner Ontai.

16 COMMISSIONER ONTAI: Again, I would go back and  
17 have all of us think about working backwards in terms of  
18 key benchmark dates and until we've gotten that time  
19 skeleton, all of this discussion is good, but it has no -  
20 there's no structure to it, in terms of when those  
21 benchmarks are. We have the Department of Justice  
22 review, how much time will that take? And that's going  
23 to be part of that time structure. The only thing that's  
24 posted on the website right now, the maps are due August  
25 15<sup>th</sup>, and there's nothing in between. And I think it

1 behooves this commission to start putting some structure  
2 to that so that the public knows what to expect.

3 CHAIRMAN DAI: Right, setting some milestones.  
4 So, did you want to - Commissioner Ontai, I would like  
5 you to continue - so, we got to July 1<sup>st</sup>, and then June  
6 1<sup>st</sup>, did you want to propose some other points?

7 COMMISSIONER ONTAI: Yeah, these are just  
8 ideas, so please step in, anyone. When would we be  
9 submitting something to the Justice Department? When  
10 would that occur?

11 COMMISSIONER BARRABA: I don't know the  
12 specific date, but as I recall, it was sometime in July  
13 that it had to be submitted.

14 COMMISSIONER ONTAI: And do we know how long  
15 that will take?

16 COMMISSIONER BARRABA: That is an unanswerable  
17 question, everything I've heard so far, but I think we  
18 could ask that question of Karin MacDonald because she is  
19 very familiar with it. She comes Friday.

20 CHAIRMAN DAI: Yeah, we're going to have an  
21 expert here on Friday who will probably be able to answer  
22 a lot of these questions and maybe inform our schedule a  
23 little more to some degree where we're guessing a little  
24 bit.

25 COMMISSIONER ONTAI: Okay, so that is a key

1 question that let's all mentally keep track of. Then,  
2 moving beyond that, or up from that point on, it would  
3 appear to me that March, April, May, June, we've got four  
4 months to do public outreach, and we've talked about 50  
5 venues, distributed over the state of California. The  
6 subcommittee I will suggest to us how that is going to be  
7 done, combining business, I think, is semantics of what  
8 we mean by business vs. - setting up shop vs. legal  
9 issues - but I think all of that can be part of outreach,  
10 as well, so it's really two tiers here in all of our  
11 meetings. The question would be, how many members of the  
12 Commission have to be there, whether it is two at a  
13 minimum, or eight at a minimum. So we've got four  
14 months to outreach and that's what we have, that's our  
15 window.

16 CHAIRMAN DAI: Four months to do outreach and  
17 also probably do some of that map drawing, as well,  
18 during that time. I don't think we can solve that -  
19 Commissioner Yao.

20 COMMISSIONER YAO: Let's look at the timeline  
21 from a different direction. We know we're going to get  
22 the data on April 1<sup>st</sup> or March 30<sup>th</sup>, April 1<sup>st</sup>, and the  
23 question that we posed to the Arizona speaker that was  
24 here was, approximately where is the midpoint of the  
25 process, and he clearly identified that the midpoint

1 would be when we release the draft maps, the first cut of  
2 the maps. So, starting with April 1<sup>st</sup>, it appears that we  
3 probably need to have a draft map released by June 1<sup>st</sup>,  
4 let's say at the latest, and so in order to get all the  
5 public outreach input into that draft map, because you  
6 don't want to be drawing maps and then modifying it  
7 simultaneously, you probably should have all of the input  
8 available not much later than the first part of April.  
9 So, to think that we can go into June to finish the  
10 outreach, we're probably going to have a very tough  
11 process of drawing the map and modifying it  
12 simultaneously. So, when I talk about having a meeting  
13 every day in the last meeting, I probably am completing  
14 the outreach program in the month of March, April, and  
15 probably not too much beyond that, okay? And so, the 50<sup>th</sup>  
16 meeting, on one hand, appears to be on the low side, but  
17 that's almost like, you know, one meeting every work day  
18 type of scenario. So, looking at it from that  
19 perspective, I think our outreach activity is much more  
20 compressed than the date that you offered up by going at  
21 it from the other direction.

22 COMMISSIONER ONTAI: I agree with you.

23 COMMISSIONER FORBES: I think you're right.

24 That means basically in March and April, we need to do  
25 about six outreach meetings a week.

1           CHAIRMAN DAI:  And keep in mind, this is the  
2  accepting public testimony part, and we talked about  
3  splitting up into groups of three.  So, we wouldn't all  
4  have to do them all, but it's possible we will have one  
5  of these meetings every day.

6           COMMISSIONER FORBES:  We also talked about  
7  making them accessible, they may need to be more on the  
8  weekends or at night.

9           CHAIRMAN DAI:  Right.

10          COMMISSIONER FORBES:  So our actual days that  
11  would be most effective to do them are really, you know,  
12  not many.  And most of our Saturdays in the month of  
13  March and April should probably be -

14          COMMISSIONER YAO:  They're gone.

15          CHAIRMAN DAI:  They're gone.  So, Commissioner  
16  Di Guilio had made a good point that, for different  
17  segments of the population, during the day is better, so  
18  I think the key thing is to vary them.

19          MR. RICKARDS:  And the one thing to keep in  
20  mind is that you've got to do outreach before and after  
21  you release the map.  So the outreach has to - I mean, it  
22  doesn't say "equal parts" or anything like that, but just  
23  keep in mind that you have to do outreach after you  
24  release the maps.

25          COMMISSIONER YAO:  Can we spend a minute and

1 just discuss that particular point? Because I really can  
2 - that Forbes proposed that after we release the maps, we  
3 take a different process to do [quote unquote] "the  
4 outreach" of post map, release outreach, that is not the  
5 same as the pre-release outreach.

6 CHAIRMAN DAI: Commissioner Forbes, do you want  
7 to refresh our memories?

8 COMMISSIONER FORBES: Yes, what I thought we  
9 would be able to do is we would have - before we did the  
10 maps, we would have the 50 outreach meetings we're  
11 talking about, and perhaps one set of regional meetings  
12 so people would have one more opportunity to talk to us  
13 before we attend to maps, so to speak, and then we could  
14 have as many as perhaps six regional meetings on one or  
15 two versions of the maps as we reacted to public comment.  
16 But the concept was to go to regional meetings for the  
17 first initial set because it would be, I think,  
18 impractical to have us have 50 meetings to try to do  
19 this. [Inaudible]

20 CHAIRMAN DAI: So just to repeat that, since  
21 Commissioner Forbes' microphone went out for a second  
22 there, the process that Commissioner Forbes was suggested  
23 is the post-map release feedback meetings would actually  
24 be by region. And were you also suggesting that this  
25 would then be, of course, the full commission?

1                   COMMISSIONER FORBES: That's correct, that was  
2 my comment.

3                   CHAIRMAN DAI: Okay. Commissioner Blanco.

4                   COMMISSIONER BLANCO: Could we take - I'd like  
5 to see this charted out, even right now. I think this is  
6 really hard to do without like a big map and dates and  
7 deadlines. I don't know if everybody else feels that, I  
8 just think - I would almost say, could we take like 10  
9 minutes time out and go get something that we can flip  
10 and look at? I'm serious, because it's a little  
11 difficult just - can we do that?

12                  CHAIRMAN DAI: We certainly can. Commissioner  
13 Barraba has a comment.

14                  COMMISSIONER BARRABA: I'm not sure you all  
15 have it, but several meetings ago, I handed out a flow  
16 chart and we can maybe get copies of that for - and it's  
17 been submitted to the public. It's a highly generalized  
18 pretty much what we've just been discussing, and what we  
19 could do is we could use that to start putting some dates  
20 on it, and then, as soon as we get that done, we're going  
21 to realize there are some other boxes in between, and  
22 that would be a way of getting these conversations  
23 started in kind of a formal way that would allow us to  
24 maybe have something tangible, rather than jumping from  
25 one idea to the other.

1           CHAIRMAN DAI:  So, this was a document entitled  
2  "Initial thoughts on process flow," just -

3           COMMISSIONER BLANCO:  And another point I want  
4  to make is that, on the question of how long will the  
5  pre-clearance take, the Section 5 pre-clearance, I wish  
6  Karin could tell you that, but - well, nobody knows, but  
7  also Karin really is not - she is not a lawyer, and she  
8  hasn't done pre-clearance, and she will tell you, that's  
9  not what she knows.  She knows maps, she knows - but she  
10 won't be able to answer that question.

11          CHAIRMAN DAI:  Can you?

12          COMMISSIONER BLANCO:  This is a question that  
13 the people who litigate Section 5 know.  I mean, and it  
14 varies because it varies on who is in office politically,  
15 it varies on what district the map comes from, you know,  
16 a lot of political factors, frankly.

17          CHAIRMAN DAI:  Sure.

18          COMMISSIONER BLANCO:  And then there are some  
19 practical factors about what the submission looks like  
20 and what you're really asking to do, and how big the  
21 change is, so there are really in the country a handful  
22 of practitioners that not only within Voting Rights, but  
23 within Voting Rights do a lot of Section 5 pre-clearance  
24 work.  And I think that when we get our General Counsel  
25 on board, one of the first things we have to do is sort

1 this out, but I just want to say that I don't expect  
2 Karin to be able to answer this for us, she really can't.  
3 But we do have people. I mean, I know people - the  
4 handful I know, like four of them, but I worry about  
5 proposing them because they're all people that come from  
6 Civil Rights organizations and they might be perceived as  
7 having a particular point of view, but, you know,  
8 [inaudible] [1:05] in Texas has done maybe 30 or 40 pre-  
9 clearances. Joaquin Avila did the Supreme Court case  
10 that was about a Section 5 in Monterey County about  
11 whether Judges had to be voted on, etc. So, there are  
12 some real experts, we have them close, and they would be  
13 willing to do this, but I personally don't want to  
14 recommend them just because it feels too close to people  
15 I know and that I work with.

16 CHAIRMAN DAI: I think we can wait for our  
17 Chief Counsel who we hope we will hire very soon --

18 COMMISSIONER BLANCO: Yeah.

19 CHAIRMAN DAI: -- to advise us on that.

20 COMMISSIONER DI GIULIO: Can I just suggest -  
21 I'm looking at what I'd written down, and this initial  
22 discussion I started with, business meetings vs. outreach  
23 meetings, and I think I would love to see a flowchart,  
24 but maybe before we break to do that, if I could maybe  
25 bring it back to that and kind of merge a little bit of

1 what I had heard - I'd like to suggest maybe that we  
2 revisit exactly how we're going to - how many times we're  
3 going to go out into the community to do business  
4 meetings. I think that, after we do Claremont in the  
5 beginning of February, and back here in Sacramento, we  
6 will have a better idea of what business we have left, as  
7 Commissioner Blanco said, I think maybe by that point,  
8 February will be a goal of ours just to get a lot of this  
9 start-up done, and then we will also have hopefully  
10 people on staff who can give us an idea of what our  
11 outreach meetings are going to look like, and we will  
12 also have a better idea hopefully of what will be  
13 required of us when we start doing the maps. So I'd  
14 like to maybe suggest that we - if we want to continue  
15 this discussion, but knowing that probably at the end,  
16 towards the end of February, we'll have a better idea of  
17 whether or not we really need to have this discussion of  
18 business meetings vs. outreach meetings, I think some of  
19 it will be determined for us based on what we accomplish  
20 in February and what our consultants tell us.

21 CHAIRMAN DAI: I think that's a good point, and  
22 I think people have thrown out a lot of good points and  
23 we clearly don't have the information to make this  
24 decision right now, and we don't have to make this  
25 decision right now, although I will recall that

1 Commissioner Di Guilio is the one who put the March  
2 schedule on the agenda, it might be that our March  
3 schedule is 100 percent outreach meetings, and that we  
4 don't need a full Commission business meeting during the  
5 month of March because we're just trying to get as many  
6 of these outreach meetings done as possible, and then we  
7 may not have to have another one of these meetings until  
8 April 1<sup>st</sup> when we get the Census data.

9 COMMISSIONER DI GUILIO: One last thing, I do  
10 think it helps us to understand, it might not be bad to  
11 touch base in Sacramento because a lot of our staff - and  
12 I would imagine our consultants will probably be in this  
13 area, as well, too. So, if we do have a traditional  
14 business meeting, maybe, as Commissioner Galambos Malloy  
15 mentioned, is at least touching base every certain amount  
16 of time just for the sake of making sure we're in contact  
17 with the staff and our consultants.

18 CHAIRMAN DAI: So, with that point made, which  
19 I think it's a very valid one, is the rest of the  
20 Commission okay with kind of deferring a decision on  
21 this? I think we have a plan, a game plan for February,  
22 we have experts coming in starting this week, and many  
23 more after that, that I think will inform a decision  
24 about this, and maybe we can move to Mr. Ontai's  
25 suggestion of actually looking at the phase of this, and

1 milestones, and starting to look at what our overall  
2 schedule might look like?

3           COMMISSIONER ONTAI: That would make sense. I  
4 also think that we need to further define what outreach  
5 means. It's a little confusing to me. You know, I can  
6 see three levels of outreach coming out of this, one  
7 level is just all of us, or a combination of us, reaching  
8 out to groups and individual leaders within our  
9 respective areas, educating people on what is  
10 apportionment, what is redistricting, what is the  
11 process, who we are, information items. That's one level  
12 of outreach. Another level of outreach is going to come  
13 later and it's going to be more serious. We want your  
14 input on what you think the maps should be, that's the  
15 public hearing process, and maybe that's more of a  
16 collective regional level of outreach, and then a third  
17 part will be sharing what we've come up with the map and  
18 getting public response to it. And that's, again, it  
19 could be on a regional level. But I see three levels of  
20 outreach and perhaps we should discuss that later on.

21           CHAIRMAN DAI: Yeah. Actually, we did discuss  
22 this a couple of weeks ago. We talked about the first  
23 phase, the first part you mentioned, is education, and  
24 the second one as input, and the third as feedback. So,  
25 I think that's consistent with what we're talking about.

1           COMMISSIONER ONTAI: Which is good. I think we  
2 did talk about that. But to the viewing public, I think  
3 they have to be reminded of what that means.

4           CHAIRMAN DAI: I think that's a good point and  
5 we can label our phases appropriately. Commissioner  
6 Barraba.

7           COMMISSIONER BARRABA: It seems to me that the  
8 initial part of that outreach, which is the education,  
9 there is a lot of organizations out there that are  
10 already undertaking that activity, and rather than our  
11 using resources, we should take full advantage of those,  
12 including, I think, there was some material recently  
13 gathered that is an indication of the extent to which  
14 these organizations are capable of the candidate  
15 outreach.

16          CHAIRMAN DAI: As a matter of fact, I'm passing  
17 out some information right now from one of those  
18 organizations that would qualify as education. Yes, we  
19 certainly will not be alone in the education phase of  
20 this and we absolutely should leverage all the resources  
21 that are dedicated to this.

22          COMMISSIONER YAO: May I make a comment on this  
23 brochure? Yesterday, a group called Common Cause held a  
24 redistricting conference in Los Angeles. Commissioner  
25 Raya, Commissioner Parvenu, and myself were there to make

1 introductory remarks. Jeanne and Andre made the opening  
2 remarks and I was there at the noon hour to make the  
3 luncheon remarks, and we did not stay for the conference.  
4 In attending that conference, they had a lot of data they  
5 prepared, a lot of handouts. And this is one such  
6 handout. This basically is funded by the James Irvine  
7 Foundation, and it's a booklet teaching people how they  
8 can get involved with the redistricting process, and they  
9 try to use layman's language to explain as to what  
10 redistricting is about and how to kind of get input to  
11 this Commission, as well as to get inputs onto the  
12 websites, so this is a - I'm not trying to endorse the  
13 organization, endorse the brochure, so this is what I  
14 brought back from that event as some of the material that  
15 are available by a lot of groups that are overseeing this  
16 particular event.

17 COMMISSIONER BARRABA: There's a comment, that  
18 notion if you turn to page 14 and 15 of this, there are  
19 13 organizations who are involved in this activity that  
20 we should take full advantage of.

21 CHAIRMAN DAI: Yes, and this printing of this  
22 brochure was also funded by the Irvine Foundation, who  
23 also funded the six redistricting centers that are open  
24 to the public.

25 COMMISSIONER GALAMBOS MALLOY: I would just

1 note, I think all of the Commissioners received a letter  
2 directly from the James Irvine Foundation that we got a  
3 little more detail on what they're funding and who all  
4 these partners are.

5 COMMISSIONER BLANCO: I think we'll have a lot  
6 of partners, and I think the question for me is, you  
7 know, when we're sort of thinking, can we piggyback, or  
8 not reinvent the wheel because, you know, a lot of these  
9 groups will actually be going out into communities and  
10 taking testimony. But I think us taking testimony is  
11 different than them taking testimony. I wish it worked  
12 more smoothly because it would be more efficient, but I  
13 think, unless we could figure out a way where the meeting  
14 itself makes a distinction between when they're  
15 addressing the Commission officially, and when they're  
16 addressing these other organizations, because they want  
17 them to go advocate on their behalf, I mean, I think - I  
18 know there's a lot of people doing this and I know  
19 they're going to hold hearings, and they're going to go  
20 out there and get input from people about what people  
21 want in their maps. I don't know really how we work in  
22 tandem with them because of this thing where we, I think,  
23 need to take official testimony.

24 COMMISSIONER BARRABA: I would just suggest,  
25 just for the education part of it, not the outreach -

1           COMMISSIONER YAO: Right, specifically I'm just  
2 thinking of the education component of it, yes.

3           CHAIRMAN DAI: So, again, there are three  
4 different types, and the education part, absolutely we  
5 should leverage these resources, and in keeping with  
6 that, the brochure that we've been handing around is -  
7 can be found at [www.redistricting.ca.org](http://www.redistricting.ca.org), and it is  
8 called *California's New Redistricting Commission*, and so  
9 you can order your copy.

10           COMMISSIONER DI GIULIO: And I do think it does  
11 behoove us to at least know what they're doing and where  
12 they're going so we're not double-dipping in the same  
13 places all the time, and wearing people out. So, I'm  
14 sure the staff will be able to coordinate that fine, but  
15 I do think that beyond the educational aspects they can  
16 provide, we also need to coordinate with logistics to  
17 some degree.

18           CHAIRMAN DAI: Yeah, I mean, certainly these  
19 groups are almost certainly going to want to testify in  
20 front of the Commission.

21           COMMISSIONER ONTAI: You know, Commissioner  
22 Blanco, I think it's a case in point where probably the  
23 public is confused on what is outreach, who is doing it,  
24 when is it educational, when is it the proper time when  
25 they want to hear, they want us to hear their input, and

1 when is it the proper time for us to allow them to  
2 respond to our maps? So, I think we're going to have to  
3 package these outreach and label them so that we  
4 ourselves are not confused.

5 COMMISSIONER BLANCO: Uh huh, uh huh, yeah.  
6 Can somebody remind me if we have the obligation to do  
7 the educational outreach meetings, statutorily?

8 CHAIRMAN DAI: We don't have that obligation,  
9 although I suspect most of us feel that's an important  
10 part of our charter.

11 COMMISSIONER BLANCO: Okay, I just wanted to  
12 know that.

13 CHAIRMAN DAI: The obligation is to draw the  
14 maps -

15 COMMISSIONER BLANCO: You know, I'm inclined to  
16 - there are people all over this in terms of educating  
17 people about what redistricting is, and how they should -  
18 and that it's important to have participation, and given  
19 what we're about to do when we're going to work backwards  
20 with the timeline, you know, I know I may seem the last  
21 person in the world that would be saying this because my  
22 background is sort of in communities, but I don't think  
23 that is our - given the time limitations, I don't think  
24 that's our key function. I think we do have to be  
25 extremely careful about taking - hearing people out about

1 what they want, and then going back with our maps, and I  
2 think those are our two key functions, and not the  
3 educational component. I think we should establish good  
4 relationships with the people doing the components - the  
5 educational part of this, and maybe figure out if we want  
6 to go on the road with them sometimes and have them meet  
7 a Commissioner, you know, and that kind of thing, so that  
8 we're present, but I don't think that's our major  
9 function. And given our time limitations, I don't want  
10 to - I don't think we have the time to do it, but I think  
11 we should look at these folks as our partners and figure  
12 out how to do that without ourselves doing it. Second of  
13 all, I looked up the stuff on Section 5 and I think we're  
14 in luck. It can't take more than 60 days for an  
15 administrative review, which is what we would be talking  
16 about, we wouldn't have to go to the three-Judge Federal  
17 District of Columbia Court. It can't be any more than 60  
18 days and, then, it says that the implementation has to  
19 occur before the end of the 60 days if you do an  
20 expedited review explaining why, and those are routinely  
21 granted. So, just to kind of put our mind at ease that,  
22 I mean, that would be true for us at the expedited -

23 CHAIRMAN DAI: Yeah, we're okay.

24 COMMISSIONER BLANCO: And I take back  
25 everything I said about it is unknowable and it's highly

1 political. It is, but I think there is that 60-day cut-  
2 off date.

3 CHAIRMAN DAI: Requirement.

4 MR. RICKARDS: And they have to start that when  
5 they have something to pre-clear.

6 COMMISSIONER BLANCO: Right.

7 MR. RICKARDS: Which presumes that we have a  
8 map for them to pre-clear. So, the other thing I just  
9 wanted to ask, do you want at some point in the future to  
10 hear from the California AG, who did the past pre-  
11 clearance for the state?

12 CHAIRMAN DAI: Yeah, that would be great.

13 MR. RICKARDS: And expects - I had initial  
14 contacts with them, they are willing and able, and in  
15 fact expect to be doing the pre-clearance. You obviously  
16 have some choices about that and you have the lawyers who  
17 practice in this area, to either do that with the AG's  
18 permission, or with your help as a consultant or  
19 something like that. So, what I've just proposed to do,  
20 I just wanted to interrupt for a minute if you will  
21 excuse me, is stick that on the agenda and we can - I'm  
22 thinking, listening to you, and of course, the new  
23 counsel will be taking this over, but my notion is there  
24 will be a number of items that will be on the agenda all  
25 the time, which will give you the flexibility to do some

1 business if it comes up, and which will not - you do not  
2 have to take up an item that's on the agenda, and you  
3 don't have to not do outreach because you have business  
4 items on the agenda, so what we'll try to do is make sure  
5 we've got the standard items, give you the flexibility to  
6 deal with these things as they come up. And as to the  
7 education thing, I was looking at the statute and it  
8 doesn't talk about education, per se, it's outreach.  
9 That's not to say that you're precluded from doing it,  
10 that's your choice, but statutorily, you are to get  
11 public input on the redistricting process, that's your  
12 mandate.

13 CHAIRMAN DAI: Thank you for that  
14 clarification. It is now 2:30, time for a bio break. I  
15 wanted to point out that the process flow diagram that  
16 Commissioner Barraba had put before us is available on  
17 the website under Meeting Handouts, and I suggest that we  
18 take advantage of this time to find that since there is  
19 no way for us to project it, but members of the public  
20 can find it on our website under Meeting Handouts. And  
21 do we know what it's called?

22 MR. CLAYPOOL: It's on the homepage of the  
23 Wedrawthelines site, if you go to the right-hand side,  
24 you go down and it says "View Meeting Handouts," just  
25 above "Upcoming Events." And then, if you click on it,

1 it will be --

2 CHAIRMAN DAI: Ah hah.

3 MR. CLAYPOOL: -- in this group of handouts.

4 CHAIRMAN DAI: And it's called "Process Flow,"  
5 January 13<sup>th</sup>, 2011. Let's really try again for a 10-  
6 minute break and be back here at 20 of. Okay, thank you.

7 (Recess at 2:42 p.m.)

8 (Reconvene at \_\_\_\_\_ p.m.)

9 CHAIRMAN DAI: So let's call this meeting back  
10 to order. I wanted to give Ms. Trudy Schafer from the  
11 League of Women Voters an opportunity to address the  
12 Commission as she's one of the Redistricting California  
13 partners, so she can just inform the public and inform  
14 the Commission on what they see their role as. So, if  
15 you're ready?

16 MS. SCHAFFER: Thank you, Chairman Dai and  
17 members of the Commission. And I only need to speak  
18 briefly, and I'm speaking for the League of Women Voters  
19 and myself because the Redistricting CA Collaborative, it  
20 is actually Redistricting California Alliance, is not a  
21 formal organization for whom I can speak in their behalf,  
22 without having talked to all the member organizations.  
23 But I was watching the webcast of your proceedings and a  
24 few minutes ago, it seemed that it would help if I could  
25 say a little bit about the goals and the process of

1 Redistricting CA. In particular, the goal is to  
2 encourage the greatest public participation in the  
3 process of redistricting as possible, and of course, a  
4 year ago, that goal was to encourage the public to apply  
5 to the Commission and we felt that we contributed to what  
6 you know is a very successful application and selection  
7 process. This year, we have been working toward uniting  
8 the efforts of the various organizations, whom you saw in  
9 the booklet, to get the word out to people all around  
10 California about what redistricting is, what is going on  
11 with the process of the Commission, and how they can give  
12 input to the Commission. Yesterday's conference in  
13 Southern California was a major culmination of working  
14 toward that goal. We believe there will probably be  
15 another conference in Northern California in March, with  
16 more or less the same topics, but of course it will be  
17 more informed by where you are in your process at that  
18 time. The other aspect that I wanted to comment on was  
19 that the booklet - and I'm thumbing through my papers,  
20 but the one you have in your hands is indeed intended to  
21 be widely distributed, and I feel that the people who  
22 worked on it, all of us had just a small hand, but that  
23 it is very much in layperson's terms what people need to  
24 know so that they feel comfortable with what is going to  
25 happen with the maps in California and, as I've said

1 repeatedly now, how they can have a hand in it. And many  
2 of the organizations will be distributing it and, as  
3 Chairman Dai commented, it's available on the website, so  
4 it can be printed out by anyone. It does speak to how I  
5 can participate in redistricting California and attend a  
6 public meeting, and those meetings that we're talking  
7 about are your meetings, it is not the individual  
8 organizations who will be holding any kind of parallel  
9 set of hearings; rather, they will be having meetings all  
10 around the state as educational forums, or in some cases  
11 meetings where they reach out to their constituencies to  
12 train them, to help them understand how best they can  
13 give you input. For example, we often say, and I think  
14 this may be the best way of input, will be to give you a  
15 map, whether it's produced by Google Maps, or whether  
16 it's a map from the gas station or AAA on which they draw  
17 the outline of what they consider to be their community  
18 of interest. And, of course, your staff and consultants  
19 will have the task of translating that into a map that  
20 you can use to be incorporated into your database. And  
21 of course, some will be no more sophisticated than what I  
22 just described, others will be able to incorporate lots o  
23 background data into what they give you and it will just  
24 be a matter of plugging it in and it's in your database.  
25 But it's very important for us to know that - and for you

1 to know - that we are here to serve you, but we are not  
2 planning any kind of parallel activity. I think we'll be  
3 very busy, and I hope that the business will have a lot  
4 of fruit in that you will hear from people in California,  
5 and if you read through the booklet, I think it's an  
6 excellent description of the kinds of things that people  
7 should think about as they prepare testimony for your  
8 Commission, whether they come in public to one of your  
9 hearings, or whether they present it over the Internet.  
10 But I just wanted to make it clear that we are not in any  
11 way attempting to compete, and we are very aware also  
12 that individual small communities of interest want to be  
13 able to give you their information, but it's really  
14 difficult for public citizens to take attack at drawing,  
15 say, a whole map. And we are aware of the dangers of  
16 looking at a single district because of the ripple effect  
17 of up and down the state, by which you draw from any one  
18 district. So we're trying to let the public know and  
19 give whatever assistance we can, whether it is  
20 sophisticated or not every sophisticated, so that they  
21 give you the most useful information they can. And I  
22 would certainly be happy to answer any questions or other  
23 people from the Redistricting CA Collaborative would be.  
24 Thank you.

25 CHAIRMAN DAI: Thank you, Ms. Schafer, that was

1 very helpful. I wanted to let the rest of the Commission  
2 know that we will plan to go into closed session at 3:30  
3 to hear from Mr. Claypool's recommendation for the Public  
4 Information Officer and to give any feedback on that so  
5 we can plan our discussion accordingly. Meanwhile,  
6 hopefully everyone has gotten their copy of the process  
7 book and do you want to start, Commissioner Barraba?

8 COMMISSIONER BARRABA: Yeah, first of all, this  
9 is an important line on here, it's some initial thoughts  
10 on the Process Book, not the final thoughts, I'm sure.  
11 But what it did, as we were talking in previous meetings,  
12 it sounded to me like we were fundamentally saying we  
13 have to have this outreach program and give the citizen  
14 preferences, and as was indicated just -

15 COMMISSIONER YAO: Mr. Barraba, could you talk  
16 directly into the microphone?

17 COMMISSIONER BARRABA: Here we go. We would  
18 get a lot of information that is brought together, but,  
19 as was pointed out just recently, we're going to have to  
20 define those preferences into alternative approaches to  
21 redistricting. And so, in essence, we're going to have  
22 to translate everything we hear into a form that we could  
23 actually deal with. And from that, we would then as a  
24 commission turn that over to a technical team, who would  
25 have access to the tools that allow you to try to respond

1 to those approaches that are being suggested. And once  
2 we see those, we then would engage in another outreach  
3 program to gain the citizens' reaction to the various  
4 alternatives that we might be looking at. And then, the  
5 feedback [inaudible] throughout the whole process because  
6 - and my guess I that, as we hear things, we'll want to  
7 go back and do some redrawing and things of that nature  
8 to some of the ideas that come forward. And at some  
9 point, though, that's why we've got to put dates on this,  
10 we're going to have to determine the best solution and to  
11 bring that forward and at that time publicize the  
12 decision that we made because not only at that point is  
13 it no longer seeking feedback because we've done that  
14 through the whole process. And I think the other nice  
15 thing about this is that we would then have documentation  
16 available to us on the basis of these different  
17 activities as to what we heard, how we reacted to it, and  
18 then the action that we finally took, and so that people  
19 could see the extent to which we actually listened on  
20 what happened, but then there may be some things that  
21 we're asked to do that are going to be very difficult to  
22 deal with, are the numbers that just don't allow you to  
23 pull it off, and at that point we should be able to  
24 explain why we couldn't do some of the things that we're  
25 asked for; or, if we could do them, then we just - that's

1 the easy part. So, anyway, that was the idea of the  
2 flowchart, just to kind of get on paper a description of  
3 what we have been talking about, and I think it reflects  
4 to some extent the discussions that we've been having  
5 and, as they were coming up again today, it just reminded  
6 me that we might want to have something like this in  
7 front of us with dates on it so that we are in position  
8 to play according to the schedule.

9 COMMISSIONER DI GIULIO: Could I - and,  
10 Commissioner Barraba, I really appreciate this and what  
11 would help me, and maybe it's just me, but I would love  
12 it if you could maybe expand on this in terms of what we  
13 were talking about earlier. I think you have a very  
14 technical way, maybe, of speaking, but it would be  
15 helpful for me if maybe we put it into feedback from the  
16 community, or drawing the maps, maybe something a little  
17 more direct - maybe that could be done -

18 COMMISSIONER BARRABA: There is no - any of  
19 this could be changed. I think what is in the boxes, the  
20 intent of the boxes, is the important - how they're  
21 described -

22 COMMISSIONER DI GIULIO: I guess I was looking  
23 at what we had talked about earlier, some of those steps  
24 of getting data from the Census, and then getting the  
25 outreach meetings and the initial maps, and I'm assuming

1 that's what you mean by these, but I was just hoping for  
2 clarification of which one corresponded with those  
3 earlier discussions. Maybe it's just my ability -

4 COMMISSIONER BARRABA: This is pretty much  
5 about an hour's endeavor and I tried to capture what we  
6 were saying, and there could be more boxes on there, too,  
7 to expand on what we mean by outreach and where the  
8 different outreach activities could come from.

9 CHAIRMAN DAI: Okay, so maybe I can help. So -

10 COMMISSIONER BARRABA: This is my Marketing  
11 Director.

12 CHAIRMAN DAI: So, a compilation of the  
13 feedback, we've gotten Commissioner Ontai's schedule  
14 here. It sounds like we are probably going to take most  
15 of - probably a good part of February, we'll finish doing  
16 the housekeeping and set-up, and finish hiring our staff,  
17 and continuing the process discussions and organization,  
18 and then what I heard was that probably March through  
19 April, we had suggested, that we'll do the vast majority  
20 of our input meetings, so that would be the 50 outreach  
21 meetings that we were talking about previously. And in  
22 that period of time, we expect to get the complete Census  
23 Data April 1<sup>st</sup>. And then, moving on, between April 1<sup>st</sup> and  
24 June 1<sup>st</sup>, we will draft our first map.

25 COMMISSIONER YAO: Could I interpret that, if

1 you're just looking at the arrow going from the left to  
2 the right in the middle of the box, the third arrow  
3 between the technical team, identifies alternative maps  
4 to achieve objective and that CRC engages in outreach  
5 program, da da da. That would be the draft map?

6 CHAIRMAN DAI: Correct.

7 COMMISSIONER BARRABA: Yes.

8 COMMISSIONER YAO: And that will be -

9 CHAIRMAN DAI: By June 1<sup>st</sup>.

10 COMMISSIONER YAO: June 1<sup>st</sup>, okay.

11 CHAIRMAN DAI: Then, after that, we will engage  
12 in the feedback sections which, right now, we're  
13 conceptualizing as regional meetings of the full  
14 Commission, with details to be determined later, after we  
15 have more input from the experts. And then, with the  
16 goal until we get further advice from our soon to be  
17 hired Chief Counsel, that we would - we have a July 1  
18 pre-clearance deadline for the four counties in question.

19 COMMISSIONER YAO: So you might want to draw a  
20 fifth arrow at the end of the right-most box, the output  
21 of that would be the final map, and that will be July 1<sup>st</sup>?

22 CHAIRMAN DAI: Well, our final map will  
23 actually be August 1<sup>st</sup> where we will post -

24 COMMISSIONER YAO: The map that we submit for  
25 pre-clearance?

1           CHAIRMAN DAI: Pre-clearance. I'm not totally  
2 sure about that. My understanding of the process  
3 actually was that August 15<sup>th</sup> was our date, and that  
4 included - the reason it got moved up one month was  
5 precisely because of pre-clearance, that was my  
6 understanding, but it sounds like some other  
7 Commissioners have a different understanding. So, I  
8 think we should defer that since we clearly don't have  
9 accurate information on that. So it's either July 1<sup>st</sup>, or  
10 it is August 15<sup>th</sup>, but in any case, we know that August 1<sup>st</sup>  
11 is actually when we have to be done because we have to  
12 post it for 14 days. So, August 1<sup>st</sup> is our actual posting  
13 of the final maps.

14           COMMISSIONER BLANCO: The first or 15<sup>th</sup>?

15           CHAIRMAN DAI: The first because we have to -  
16 by the Voters First Act, we have to give the public 14  
17 days to comment.

18           COMMISSIONER YAO: So, between the August 1<sup>st</sup>  
19 and June 1<sup>st</sup>, we in essence have two months to -

20           CHAIRMAN DAI: To get reaction and to tweak the  
21 maps.

22           COMMISSIONER YAO: Correct, okay.

23           COMMISSIONER FORBES: That would be between May  
24 1<sup>st</sup> and July 1<sup>st</sup>, correct - May and June we have to tweak  
25 the maps.

1           CHAIRMAN DAI: Well, we're actually saying our  
2 draft maps will be June 1<sup>st</sup>.

3           COMMISSIONER YAO: Now, since we're not going  
4 to get the data until April 1<sup>st</sup>, can I interpret these  
5 again, strictly looking at the arrow going from left to  
6 the right, the second arrow between the second box and  
7 the third box, could I interpret that date to be April  
8 1<sup>st</sup>? Because that's the earliest date you can start  
9 drawing the maps with data?

10          COMMISSIONER BARRABA: One of the things we  
11 might be able to do is get an approximation of what the  
12 date is going to look like by using some existing data,  
13 and I'm not sure that's doable, but I think it's  
14 something that we should look into, particularly when we  
15 have our consultants on board, and then that would allow  
16 us to at least start getting a better picture of it, not  
17 to lock-in on it, but to get an idea of -

18          COMMISSIONER YAO: We may not have enough data  
19 to make a decision, but I'd like to spend a minute or two  
20 to discuss that because my feeling is, if we have any  
21 kind of a straw man map to show people, then we can  
22 discuss the data we need on the inputs in a more precise  
23 manner, as compared to not having any kind of a map to  
24 look at. So, I'm one that would really like to see any  
25 kind of a map and, lacking that, is what Commissioner

1 Forbes suggested using the existing District maps, but  
2 that to me is not really a very attractive option. So,  
3 if we got any kind of preliminary map, even if it was not  
4 based on actual data, I kind of find that to be an  
5 extremely beneficial tool.

6 COMMISSIONER BARRABA: I think we might be able  
7 to ask that question of the statewide database what their  
8 plans are relative to preliminary and approximate data.

9 COMMISSIONER YAO: I believe that the data that  
10 you were looking at may not be coming directly from the  
11 Census.

12 COMMISSIONER BARRABA: No, what they would be  
13 doing is getting the American Community Survey - monthly  
14 surveys that add data up over time, so we can average  
15 about five years, but they could actually break that  
16 down, I think, down to the Census -

17 COMMISSIONER YAO: But the data comes from  
18 them, as well?

19 COMMISSIONER BARRABA: Oh, yeah.

20 COMMISSIONER YAO: I didn't realize that. Thank  
21 you.

22 CHAIRMAN DAI: Yeah, we will have access to  
23 information, it just won't be final and complete until  
24 probably April 1<sup>st</sup>. I mean, there's also the possibility  
25 we'll get it earlier, it's just that California has

1 almost always been last, so -

2 COMMISSIONER DI GIULIO: Could I suggest maybe,  
3 since we have some actual physical data, maybe I'm kind  
4 of a little bit like Commissioner Ontai, I like working  
5 with the dates, maybe we could structure what  
6 Commissioner Barraba has done here and start with the  
7 dates, and then attach the tasks and how these have been  
8 defined here; that just happens to be, I think, easier  
9 for me and it may be easier for the public to see based  
10 on dates what we're shooting for, and then, under those  
11 dates, you could see the description of what we'll be  
12 doing.

13 CHAIRMAN DAI: Yeah, I think that would be very  
14 helpful, and some of this is kind of - it is describing  
15 our internal decision making process. For example, you  
16 know, discussing alternative approaches to redistricting,  
17 I assume, for example, that could mean answering the  
18 question do we start with a blank slate, do we start with  
19 the existing maps, do we start from the top of the state,  
20 do we start with the bottom of the state, those are  
21 alternative approaches. We can talk about that in the  
22 absence of data --

23 COMMISSIONER DI GIULIO: And maybe a timeline  
24 associated with those, we should have those discussions  
25 before some of these actual things take place, so, again,

1 maybe merging - and, of course our dates are subject to  
2 quite a bit of change, but it gives us something to work  
3 with.

4           COMMISSIONER BARRABA: Yeah. And, for example,  
5 the whole issue of nesting, there are some really complex  
6 questions associated with that, and although it's an  
7 ideal that you might want to shoot for, other things get  
8 in the way of pulling it off, but that would be an  
9 alternative, what I meant by an alternative, to find out  
10 what we could do using some imaginative approaches and  
11 trying to reach other objectives.

12           COMMISSIONER YAO: Again, in the process,  
13 searching for a date, since April 1<sup>st</sup> is the date that  
14 we're going to have the actual data, March 1<sup>st</sup> is just  
15 around the corner. Is a date between March 1<sup>st</sup> and April  
16 1<sup>st</sup> a good date to get the preliminary data to try to come  
17 up with a set of maps, Mr. Barraba?

18           COMMISSIONER BARRABA: I think that's a  
19 question for Friday afternoon.

20           COMMISSIONER YAO: All right.

21           CHAIRMAN DAI: So, we have a couple of  
22 placeholders right now. I do think this discussion will  
23 be informed significantly by our presentation on Friday,  
24 so I guess my question to the Commission right now is, is  
25 there more that we would like to discuss on this before

1 that presentation? Or, should we wait until it is  
2 informed by some more information?

3 COMMISSIONER ONTAI: I think we've gone as far  
4 as we can at this point.

5 CHAIRMAN DAI: Okay, that's great.

6 COMMISSIONER YAO: May I comment on that?

7 CHAIRMAN DAI: Sure.

8 COMMISSIONER YAO: It seems like perhaps the  
9 date can't be identified by the speaker until Friday, but  
10 that date kind of sets a deadline for us in terms of  
11 doing outreach. For example, if we're only at the  
12 midpoint of our 50 meeting outreach, then only half of  
13 the input will be able to be interjected into this first  
14 draft, okay? Do you follow me at this point?

15 CHAIRMAN DAI: Well, so, let me respond to  
16 that. One of my thoughts, and I made this comment at  
17 previous meetings, that we are going to probably be in a  
18 situation of having to continue to take input while we  
19 start drawing the maps because, of course, we're not  
20 going to be able to draw the maps overnight. So, you  
21 know, for example, just to throw this out because we  
22 haven't decided how we're going to approach this, but I'm  
23 sure the outreach subcommittee is going to hash this out  
24 a little bit more. If we, for example, happen to have  
25 all our input from the Section 5 districts and from

1 Section 5 counties, and, say, Northern California, we  
2 would actually be in a good position to start drawing  
3 that as we are still collecting input from Southern  
4 California - just throwing those out as examples. I  
5 mean, the point is we're not going to be able to  
6 instantaneously start on some things, it's a big state.  
7 So, I think we probably have a little bit of -

8 COMMISSIONER YAO: We have a little bit of  
9 wiggle room.

10 CHAIRMAN DAI: -- a little bit of wiggle room.

11 COMMISSIONER BLANCO: I don't mean to interrupt  
12 this, but I guess I see it just sort of even have us fine  
13 tune it a little bit more before we - so, we have to post  
14 our draft maps by June 1<sup>st</sup>, we get the data April 1<sup>st</sup>, so  
15 all of April and all of May, we are taking data and  
16 drawing maps.

17 CHAIRMAN DAI: Uh huh.

18 COMMISSIONER BLANCO: So that's what that time  
19 period - without all the little subtleties of are we  
20 taking testimony at the same - but that's what we do  
21 April and May, get data, review it, draw maps. That  
22 means, to me, that March is - and it's a majority because  
23 February is gone unless we start to do something with  
24 that last meeting in February, which we have discussed  
25 tentatively doing that.

1                   CHAIRMAN DAI: Uh huh.

2                   COMMISSIONER BLANCO: That means March is when  
3 we have to take all - hold all the meetings where we hear  
4 from the public about what they want to see in terms of  
5 communities of interest, you know, all of that, because  
6 we really need that in order to start drawing maps. I  
7 mean, we could do some initial technical, okay,  
8 proportions, numbers, you know, but the reality is we  
9 should, as much as possible it seems to me, have heard -

10                  CHAIRMAN DAI: Most of it.

11                  COMMISSIONER BLANCO: -- most of it, so that  
12 when we get the data -

13                  CHAIRMAN DAI: That we're ready.

14                  COMMISSIONER BLANCO: -- that we're ready. So  
15 that means, to me, March is -

16                  CHAIRMAN DAI: Is intense.

17                  COMMISSIONER BLANCO: -- is holding these  
18 meetings where we take testimony from folks, that's  
19 March. April, May, we're working. I think it's a  
20 question we have to resolve whether we're doing that and  
21 holding meetings, and then we have to post June 1, and  
22 the final is August 1, okay? So that really means June  
23 and July, we're going back out and - I know this is  
24 obvious, but I'm just trying to, you know - June and  
25 July, we go back out and get feedback, and maybe not just

1 from communities, from a lot - but we get experts and  
2 this and all that, that's June and July. So, just to  
3 start us thinking in these increments and really focusing  
4 us on the fact that March is really when we need to go  
5 out and get input from the public.

6 COMMISSIONER BARRABA: The first box is March.

7 COMMISSIONER BLANCO: Good!

8 CHAIRMAN DAI: Commissioner Yao.

9 COMMISSIONER YAO: I think that's the same  
10 point I was trying to get to when Commissioner Ontai  
11 suggested that some of the outreach meeting can go into  
12 April and May, but I think that's way too late, because  
13 we're going to be actually working with the real date  
14 starting April 1<sup>st</sup>, so to get 50 meetings in, you're not  
15 going to be able to get 50 meetings in on March, so you  
16 probably - or we probably have to get going very quickly  
17 in the month of February, as well.

18 CHAIRMAN DAI: Right. So, originally we had  
19 talked about March and April, and the reason I included  
20 April, and assumed that we might have to do something in  
21 parallel, just because I think -

22 COMMISSIONER YAO: Yeah, we may have some  
23 stragglers coming in in April, but -

24 CHAIRMAN DAI: -- 50 meetings in one month.

25 COMMISSIONER YAO: Right.

1                   COMMISSIONER BARRABA: The other thing is,  
2 because the data shows up on April 1<sup>st</sup> doesn't mean it's  
3 going to be available to use, so there's got to be -  
4 there's a lot of work going on to making it fast, but  
5 that's another question we can address on Friday.

6                   COMMISSIONER ONTAI: Well, since we want to  
7 jump into it a little bit more, it is not ending yet, the  
8 first part, then - and by the way, I would suggest  
9 everybody grab your pens and label each block, starting  
10 from the left to the right, one, two, three, four, and  
11 five, so that we don't have to search for words. So,  
12 Block one is all of March and all of April. Do we all  
13 agree to that?

14                  COMMISSIONER FORBES: No, I think that April  
15 disappeared, a lot of April -

16                  COMMISSIONER YAO: I would suggest February and  
17 March, and then, if we miss a few dates, if we miss a few  
18 areas in March, then we can go into the first part of  
19 April. But I definitely don't see us doing the bulk of  
20 that activity in April.

21                  COMMISSIONER ONTAI: So Block one would be all  
22 of -

23                  COMMISSIONER YAO : February and March.

24                  COMMISSIONER ONTAI: All of March.

25                  COMMISSIONER BLANCO: And potentially a little

1 bit of April if we have the data.

2 COMMISSIONER ONTAI: So what happens in block  
3 two, now?

4 COMMISSIONER BLANCO: Okay, block two is we  
5 take that information -

6 COMMISSIONER DI GIULIO: That's really  
7 philosophical. That's what Commissioner Barraba was  
8 saying.

9 COMMISSIONER BARRABA: I wouldn't call it  
10 philosophical. That equipment, the software that is  
11 available requires very specific direction, you don't  
12 give it a philosophical statement, you've got to say this  
13 is specifically what we want to accomplish.

14 COMMISSIONER DI GIULIO: But that's what the  
15 parameters are to have accomplished, correct?

16 COMMISSIONER BARRABA: Yeah, I guess the term  
17 "philosophical" is one I would not choose.

18 COMMISSIONER DI GIULIO: Okay.

19 COMMISSIONER BARRABA: I would say "operational  
20 statements" that could be translated into action. And I  
21 would say that you'll see a lot of overlap between two  
22 and three, and there will be a lot of interaction between  
23 our discussions and we would want to have the technical  
24 team be a part of the discussion that's going on, too,  
25 because they'll help us straighten out some of the

1 operational definitions that are coming forward and  
2 things of that nature.

3 COMMISSIONER ONTAI: Yeah, that makes sense.

4 COMMISSIONER GALAMBOS MALLOY: May I ask for a  
5 clarification between boxes one and two? I heard a  
6 couple of different things from my fellow commissioners  
7 in terms of how these two relate and one school of  
8 thought is that we really need to have the first round of  
9 outreach complete before we sit down and start tinkering  
10 with any of the maps, and the second was that there may  
11 be some overlap while we're still gathering information  
12 and while we begin to draw the maps, and I think if we  
13 can make some agreement on which of those angles we're  
14 interested in pursuing, just preliminarily, that would  
15 help.

16 COMMISSIONER BARRABA: I think the issue about  
17 whether we run into April is a function of when the data  
18 gets transferred into an operational format, and all that  
19 is saying is that we might have a little more time in the  
20 early part of April to continue the outreach.

21 COMMISSIONER GALAMBOS MALLOY: So, then, if I  
22 was to apply what you are saying, if the data is there on  
23 April 1<sup>st</sup>, and we're not done with the outreach, we go  
24 ahead and jump into the data and start working on that?

25 COMMISSIONER BARRABA: Yeah, and I would say

1 that, you know, you could still have an outreach meeting  
2 while you're identifying alternatives. So, I don't think  
3 we have to stop if there's a meeting going on, because  
4 this is very early in the process, very early in this  
5 particular process.

6 COMMISSIONER GALAMBOS MALLOY: Okay, so there  
7 is some concurrence between one and two, potentially.

8 CHAIRMAN DAI: Commissioner Yao.

9 COMMISSIONER YAO: The way I see Box one is  
10 those are the 50 meetings, those are the 50 outreach  
11 meetings. Box two is what we previously call business  
12 meetings, okay? That's where the entire Commission gets  
13 together and starts talking about different approaches,  
14 different philosophies, different preferences, different  
15 priorities, in other words, coming up with a set of  
16 direction or orders of importance to guide the technical  
17 team in the drawing of the maps. That's how we see it.  
18 So, while all the outreach meetings are going on in Box  
19 one, Box two would basically be the meetings that involve  
20 the entire group of us in making guidance decisions.

21 COMMISSIONER ONTAI: And so Box two would  
22 actually be across the board.

23 COMMISSIONER YAO: That's the way I would see  
24 it, I don't know whether anybody else -

25 CHAIRMAN DAI: I agree, it's probably

1 concurrent because it's going to be informed as we get  
2 data and as more information comes in.

3 COMMISSIONER BARRABA: In some ways, I think  
4 what we're going to be doing in Box two is to translate  
5 what we heard into an operational set of definitions. By  
6 that, I mean terms that can be used by the technical team  
7 to actually start drawing lines, using the equipment and  
8 the data.

9 CHAIRMAN DAI: I think both boxes 2 and 3 are  
10 kind of process things, as opposed to steps in the  
11 milestones.

12 COMMISSIONER ONTAI: I agree.

13 CHAIRMAN DAI: Can I volunteer Commissioner  
14 Ontai to draw one that is based on dates and actual  
15 milestones and, you know, that separates out the stuff  
16 that we'd probably be doing in our meetings in terms of -

17 COMMISSIONER ONTAI: I would be happy to do  
18 that. I'll take a first shot and you can all take darts  
19 and throw at it.

20 COMMISSIONER BARRABA: As an architect, though,  
21 I would appreciate a house, but not a house of cards!

22 CHAIRMAN DAI: Okay. So -

23 COMMISSIONER YAO: We want to see wheels on  
24 this, right?

25 CHAIRMAN DAI: And it should be in 3D, of

1 course. So, I think we have that and we'll get some  
2 more information on Friday. So, speaking of Friday,  
3 probably we're going to have both of our expert  
4 presentations on Friday because of the interview  
5 schedule, since the Commission agreed to interview four  
6 finalists for Chief Counsel, it actually takes up a good  
7 amount of our time tomorrow, and we'll be spending most  
8 of it in closed session doing interviews, and we can't  
9 get our original schedule because of a conflict. So, I  
10 guess my only comment is hopefully the selection process  
11 for Commissioner Kuo's replacement will be relatively  
12 speedy because we'll have to start with that to make sure  
13 that gets covered on Friday. I wonder if we want to go  
14 into closed session now. I think we're at a good break  
15 point.

16 COMMISSIONER YAO: Chair, the education  
17 discussion that we -- before we break, shall we try to  
18 come up with some kind of directive on that or some kind  
19 of approach on that?

20 CHAIRMAN DAI: Right, that's a good point. Why  
21 don't we close the discussion. It was brought up by  
22 Commissioner Blanco that, you know, it's not a  
23 requirement under the act for us to take on education  
24 and, in fact, there are a wealth of other organizations  
25 who have taken on that task. I know for me, personally,

1 my thought was for education, it was education with a  
2 small "e" in that, since we're going to be out there in  
3 the public and having meetings that we would use, as  
4 we've discussed before, the first part of our meeting  
5 just to introduce ourselves and do a little, you know,  
6 overview. I did not personally envision the Commission  
7 going out and doing training sessions for the public. So  
8 I wanted to see what other Commissioners thought on that.

9 COMMISSIONER FORBES: That's what my view of  
10 it, I think, that we want to give the - cap the summary  
11 of what this is about, that would help the public  
12 participate, but beyond that, I think there are going to  
13 be lots of other folks doing it. I just see our sort of  
14 canned three or four minute introduction at each of our  
15 outreach meetings.

16 COMMISSIONER BARRABA: I would add to that, I  
17 think once we get this drawing and the chart laying out  
18 how we're going to do it, that we would have our Public  
19 Information team sit down with the [inaudible] chair and  
20 see if we could get them to carry on that message first,  
21 that this is how it's going to be done. In other words,  
22 on page 7, they have a who draws the line, we ought to  
23 just have a page 7.A that says here's how they're going  
24 to do it.

25 COMMISSIONER YAO: So if I may, maybe I can

1 suggest that we direct staff to work with the - what's a  
2 good term for the coalition? For the group that's -

3 CHAIRMAN DAI: Redistricting CA.

4 COMMISSIONER YAO: To help the Redistricting  
5 Commission to fulfill the education of the citizens in  
6 the Redistricting manner.

7 CHAIRMAN DAI: Yeah, I believe that's their  
8 charter anyway, so regardless of what we do.

9 COMMISSIONER YAO: Right, and maybe formally  
10 state that we will not have any role - the Commission,  
11 itself - will not have any role in the education process.

12 CHAIRMAN DAI: I don't think that's what we're  
13 saying, but Commissioner Ontai?

14 COMMISSIONER ONTAI: Let's be clear, though,  
15 what do we mean by education? Can I have a definition of  
16 that because, even teaching people what redistricting  
17 maps should be is education, so what do we mean by that?

18 CHAIRMAN DAI: Does someone else want to take  
19 that? Commissioner Aguirre.

20 COMMISSIONER AGUIRRE: I don't think I could  
21 actually render a definition that would be acceptable to  
22 all of us. My earlier comments about education related  
23 to the fact that there is another aspect to outreach that  
24 is called engagement. It's not a one-way process where  
25 the public comes and presents information to us and, as I

1 mentioned before, we take that information, work it in a  
2 black box, and come back and say "this is what it's all  
3 about." In the discussions that we've had, we've talked  
4 about doing that, but we've also included going back to  
5 them and showing them some potential draft maps so that  
6 they could weigh in on their reactions to that and giving  
7 us some feedback. The education aspect of the process  
8 itself, we do have organizations like the League of Women  
9 Voters, Cause, Common Cause, others, that I think are  
10 doing an excellent job in that arena, and I would add to  
11 that, that they are looking at us very carefully so we  
12 give them something to run with. And up until now, I  
13 don't think we've been able to do that. We're working -  
14 you know, I think we're making very good progress on  
15 this. If I were in the field, and one of these  
16 organizations, I would say, "Are they going to come out?  
17 Are they going to be doing outreach? Will we have a  
18 chance to dialogue with them on some of our ideas related  
19 to communities of interest?" All of those questions.  
20 You know, "How long is the outreach process? When will  
21 the maps come out? What kind of feedback will we be able  
22 to give on the maps? Is the Commission open to  
23 presentations by ourselves as an alliance of  
24 organization?" All of these questions are kind of still  
25 up in the air and I hope that we will clarify this, you

1 know, very soon, but again, going back to the idea of  
2 education, the Redistricting process itself, they are  
3 doing some great work in that area, but my comment was  
4 that we should be transparent in the handling of maps and  
5 the philosophical approach that we take on the maps, on  
6 what kind of operational guidance, as Mr. Barraba said,  
7 we're giving to our tech team, so that we can tweak it  
8 here, tweak it there. I think the public has a role to  
9 play in that process, as well, so this is where the  
10 business meeting is commendable. So, anyway, that's a  
11 long statement to simply say that I'm not going to try to  
12 define education.

13 CHAIRMAN DAI: So, I think - go ahead,  
14 Commissioner Yao.

15 COMMISSIONER YAO: If I can get everybody to  
16 turn to page 9 of the brochure, I think the author of  
17 this particular brochure has done a very good job. The  
18 heading of this page is called "How can I participate in  
19 Redistricting in California?" To me, the education  
20 process is really teaching them how to participate in the  
21 redistricting process. I think at the beginning,  
22 teaching the education process is to get them to  
23 understand what redistricting process is, and toward the  
24 end is really how to modify the redistricting process.  
25 So, I think just a single thought, how citizens can

1 participate in the redistricting of California is how I  
2 envision what the education is about.

3 COMMISSIONER BARRABA: Yeah, I agree. I think  
4 this brochure, the more I look at it, it's really well  
5 done, and I would be interested - not right now, but we  
6 should be thinking about what we could do for a second  
7 version of this that would incorporate more specifically  
8 what will be available to everyone and what our  
9 participation, our expectations are. And that would make  
10 what's already in here plus that just be one heck of a  
11 document.

12 COMMISSIONER ONTAI: I totally agree. It's an  
13 excellent document, it's reader friendly and I think the  
14 language and semantics are very clear. Is there any way  
15 we can get the Irvine Foundation to donate another  
16 thousand?

17 CHAIRMAN DAI: Go ahead, Ms. Schafer.

18 MS. SCHAFFER: Again, I'm Trudy Schafer for the  
19 League of Women Voters, and I will speak for the  
20 Redistricting CA, California Alliance. I was making  
21 notes to take away from this meeting, or to speak to you,  
22 and the funding and the limitations of all these  
23 organizations is always a major consideration, just as it  
24 is in the budget of your Commission, so I'm sure you've  
25 got a number of members of the collaborative watching

1 right now, but I will make certain that question is  
2 addressed to the Irvine Foundation. They've been very  
3 generous to this point, as you've heard repeatedly, not  
4 only in this pocket guide, but in the funding for the six  
5 technical assistance centers that are going to be set up  
6 to help the public, so I'll certainly pass that word on.

7 COMMISSIONER ONTAI: A thousand may not be  
8 enough.

9 MS. SCHAFFER: I know, but I mean, as an  
10 organization that ordered 500, and we are just one small  
11 piece of that. I know that, in fact, there is a need for  
12 these and certainly I would hope that, as you do your  
13 outreach public input meetings, that you'll have the  
14 opportunity to hand this out or something, make some kind  
15 of arrangement. But I obviously can't speak for the  
16 funders. Thank you.

17 CHAIRMAN DAI: Thank you, Ms. Schaffer. And  
18 just to let the public know, each of the Commissioners  
19 actually did receive a letter from the Irvine Foundation,  
20 indicating the organizations that they funded to help  
21 with this effort, so we hope they will continue to be as  
22 generous in helping us achieve our goals. So, I think  
23 that we're not going to try to define education, I think  
24 that there's probably a role for the Commission to play,  
25 minimally, of course, is deciding on an outreach

1 schedule, deciding on the format at the meetings,  
2 deciding what the form that we want to receive input so  
3 that these other organizations can help disseminate this  
4 information more broadly and widely, I think. Maybe  
5 there is agreement that we wouldn't do that  
6 dissemination, per se, outside of putting it on the  
7 website and at our meetings, and all that, but a lot of  
8 that other work probably could is being done by a lot of  
9 great community-based organizations. Commissioner  
10 Blanco?

11           COMMISSIONER BLANCO: Yeah, and as I mentioned  
12 before, I think one possibility, I mean, we don't have to  
13 decide it today, is if the members of this Collaborative  
14 are going to not only hand this out, but go and do some -  
15 you know, go out into the field and spread the word, and  
16 let's talk to Legal Counsel, but if part of their  
17 education is introducing a Commissioner, whatever, I'm  
18 just saying that's one way to also do that is for us to  
19 collaborate in that way and people get to know us, and we  
20 don't have to do those, but, again, I think we have now  
21 decided to do those meetings separately, and we can  
22 always use this when we go out to hour hearings, but  
23 maybe there is even more ways to work as part of this  
24 Collaborative's education effort.

25           CHAIRMAN DAI: Great. Are there any final

1 comments? If not, I think we can recess to go into  
2 closed session.

3

4 CHAIRMAN DAI: Okay, with that, we are going  
5 into closed session for consideration of personnel  
6 matters pursuant to California Government Code Section  
7 11126A1. We will reconvene just before adjournment, we  
8 are guessing sometime within the hour, so let's say 4:25,  
9 and that's our ETA, this might be quick, it might be  
10 long, so we'll see. All right.

11 (Recess at 3:27 p.m.)

12 (Reconvene at 4:54 p.m.)

13 CHAIRMAN DAI: We are reconvening from closed  
14 session. We did not make any decisions in that closed  
15 session. I just would like to let everyone know our  
16 schedule. Tomorrow, we will begin the meeting tomorrow  
17 at 9:30, we will have an hour, and I'd like to use that  
18 hour to discuss in more detail our selection process for  
19 choosing - for replacing a Commissioner, so that will  
20 hopefully expedite our discussion on Friday. And then we  
21 will go into closed session at 10:30 and expect it to  
22 pretty much go for the rest of the time, as we will be  
23 interviewing finalists for our Chief Counsel. And as  
24 usual, we will reconvene after that closed session to  
25 announce any actions that we have taken. We have asked

1 our presenter that we had originally hoped for Thursday  
2 afternoon to reschedule for Friday, and it's my sincere  
3 hope that we'll be able to come to consensus on our very  
4 important decision on Friday on who will be our 14<sup>th</sup>  
5 Commissioner so that we can finish the last couple of  
6 items in here, those two presentations. So, with that,  
7 we're going to recess until tomorrow morning at 9:30. Do  
8 you -

9 COMMISSIONER YAO: Just a question. We do not  
10 intend to come back into open session tomorrow after our  
11 interview with the candidates, or do you intend to come  
12 back here and -

13 CHAIRMAN DAI: My understanding is we will  
14 probably - it kind of depends whether we're done with our  
15 discussion.

16 COMMISSIONER FORBES: Yeah, we should come back  
17 at the end of closed session.

18 COMMISSIONER YAO: Okay, so we will come back  
19 to an open session at the end of the interview, at the  
20 end of the closed session. I just want to make sure -

21 CHAIRMAN DAI: That's what I said.

22 COMMISSIONER YAO: That thought is clear, okay.

23 CHAIRMAN DAI: All right, and with that, so we  
24 will recess until tomorrow morning at 9:30.

25 (Recess at 4:56 p.m.)