

**BEFORE THE
CALIFORNIA CITIZENS REDISTRICTING COMMITTEE**

**In the Matter of
Full Commission Business Meeting**

Santa Ana City Council Chambers
Santa Ana, California

Friday, May 6, 2011

Reported by:
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APPEARANCES

Commissioners Present:

M. Andre Parvenu
Maria Blanco
Gilbert R. "Gil" Ontai
Michael Ward
Gabino T. Aguirre
Cynthia Dai
Peter Yao
Jodie Filkins-Webber
Stanley Forbes
Michelle DiGuilio
Jeanne Raya

COMMISSIONERS ABSENT:

Connie Galambos-Malloy
Angelo Ancheta
Vincent Barabba

STAFF PRESENT:

Daniel Claypool, Executive Director
Kirk Miller, Legal Counsel
Janece Sargis, Commission Liaison

ALSO PRESENT:

PUBLIC COMMENT:

Zeke Hernandez

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CHAIRPERSON DAI: Where is Commissioner Ontai?
Is Commissioner Ontai here? Okay. We're ready to go?
We're live? Okay. Okay.

Good morning. Welcome to another Full Commission Meeting of California's Business Redistricting Commission. My name is Cynthia Dai, and I'm the current Chair of the Commission. And to my left is Commission Peter Yao who is the Vice-Chair of this meeting.

And if you look at your agenda, you'll notice we started a little bit late and had a few technical issues. I'll adjust for that. It's always a challenge when we try to (inaudible) the transparency that we've liked to uphold throughout this process. Sometimes we have challenges with our live stream, but we are up and running now. So, you'll notice that most of the agenda today is a continuation of unfinished business. And we are back to our agenda from yesterday. We were in the technical and outreach discussion topics, and I was wanting to check with Commissioner DiGuilio to see if we had any remaining discussion, if necessary, under the framework for working (inaudible). I knew that we had some (inaudible) comments I would (inaudible) in clarifying. Anything (inaudible) public comments? Okay.

Before we -- Oh, I'm sorry. I was just reminded,

1 thankfully, everyone else is involved here, that we need
2 to do a roll call. We do have a quorum, but (inaudible).

3 **COMMISSION LIAISON SARGIS:** Commissioner Aguirre.

4 **COMMISSIONER AGUIRRE:** Here.

5 **COMMISSION LIAISON SARGIS:** Commissioner
6 Anchecta. Commissioner Barabba. Commissioner Blanco.

7 **COMMISSIONER BLANCO:** Here.

8 **CHAIRPERSON DAI:** Commissioner Dai.

9 **CHAIRPERSON DAI:** Here.

10 **COMMISSION LIAISON SARGIS:** Commissioner
11 DiGuilio.

12 **COMMISSIONER DIGUILIO:** Here.

13 **COMMISSION LIAISON SARGIS:** Commissioner Filkins-
14 Webber.

15 **COMMISSIONER FILKINS-WEBBER:** Here.

16 **COMMISSION LIAISON SARGIS:** Commissioner Forbes.

17 **COMMISSIONER FORBES:** Here.

18 **COMMISSION LIAISON SARGIS:** Commissioner
19 Galambos-Malloy. Commissioner Ontai. Commissioner
20 Parvenu?

21 **COMMISSIONER PARVENU:** Here.

22 **COMMISSION LIAISON SARGIS:** Commissioner Raya.

23 **COMMISSIONER RAYA:** There.

24 **COMMISSION LIAISON SARGIS:** Commissioner Ward.

25 **COMMISSIONER WARD:** Here.

1 **COMMISSION LIAISON SARGIS:** Commissioner Yao.

2 **COMMISSIONER YAO:** Here.

3 **COMMISSION LIAISON SARGIS:** Quorum is present.

4 **CHAIRPERSON DAI:** Okay. Great. (Inaudible).

5 **COMMISSIONER DIGUILIO:** Before we get -- I think
6 there is two things before we get to the public comments
7 that (inaudible) about some of the (inaudible). I also
8 know that Commissioner Ward brought some things up, that
9 we have, as you recall, Commissioner Dai had distributed
10 to us the principles for drawing preliminary maps. It
11 was revised (inaudible) for what Mr. Miller and Chair Dai
12 have done to review what we -- the guidance to give to
13 Q2. And Commissioner Ward had brought up that based on
14 the Gibson Dunn that there may be two more areas that we
15 should -- that we need to consider. I think it's kind of
16 stating the obvious, but it's important for us to make
17 sure we're clear. So, with that, I'll turn it over to
18 Commissioner Ward. Commissioner Ward.

19 **COMMISSIONER WARD:** Thank you. I was reviewing
20 the principles for drawing preliminary maps (inaudible)
21 that we received, and it's a great document. In
22 reviewing it, along with I did some (inaudible) it seemed
23 like all of the areas that were a recommendation from
24 Gibson Dunn were included except for page 3, roman
25 numerals 2 and 3 did not seem to be reflected in the

1 principles for drawing preliminary maps. And I --

2 **COMMISSIONER BLANCO:** Can you (inaudible)?

3 **COMMISSIONER WARD:** Sure. Page 3, tab A. Page
4 3, roman numerals 2 and 3. They read the following;
5 roman numeral 2, draw each district to be geographically
6 contiguous, and roman numeral 3, minimize divisions of
7 objective geographic boundaries in communities of
8 interest.

9 **CHAIRPERSON DAI:** Okay. I'm just --

10 **COMMISSIONER WARD:** These are principles that
11 we've been following --

12 **CHAIRPERSON DAI:** Right.

13 **COMMISSIONER WARD:** That just wasn't reflected in
14 the actual document that we had produced.

15 **CHAIRPERSON DAI:** So, just to clarify for
16 everyone on the Commission and the public, we did pass a
17 motion yesterday directing Q2 to follow the US
18 Constitution, the Voting Rights Act, and the California
19 Constitution, which does cover the rank order of
20 criteria, including geographic contiguity. So, that's
21 incorporated in that, as well as 3, which is part of the
22 California Constitution, to minimize divisions of
23 geographic boundaries in communities of interest.

24 There was also, I think, a public comment about
25 the criteria in 4, and Commissioner Filkins-Webber, do

1 you have some comments on that?

2 **COMMISSIONER FILKINS-WEBBER:** Yes, I do. Thank
3 you, Chair. We did receive some comments from the
4 American Pacific -- excuse me -- Asian Pacific American
5 Legal Center, and it's dated May 5, 2011. And it is
6 along the lines of what Commissioner Ward is talking
7 about. They were asking for supplemental instruction to
8 Q2 to direct them to consider testimony received about
9 communities of interest and neighborhoods (inaudible)
10 with this consideration of no neighborhoods, city and
11 county boundaries. And following up on what Commissioner
12 Dai has said, provided (inaudible) that we have provided
13 direction to Q2 to follow the Constitution and the
14 priorities in the Constitution to respect the integrity
15 of cities, counties and communities of interest.

16 And if the individuals that have written this
17 letter have been watching other citizens of this
18 statement of them watching (inaudible) in the interests
19 of the prioritization. And I'm not certain that we need
20 (inaudible) instruction, because they do understand that
21 we are respecting communities of interest. We've asked
22 them specifically to -- when we've directed them to
23 recognize the (inaudible). So, I was going to bring this
24 up in legal, but since it's coming up in technical,
25 because it kind of goes hand in hand, I feel also that

1 the additional instruction we gave them yesterday
2 regarding neighborhoods, and asking Commissioner Blanco
3 to provide the data that Q2 has asked for regarding
4 neighborhoods, and Q2 is well aware that Commissioner
5 Blanco and Q2 are going to be working together with the
6 Los Angeles County (inaudible). I think that came out,
7 Commissioner Parvenu, before you had a chance to join us
8 yesterday, and I'm certain that you're going to be
9 principally involved in that as well.

10 So, I believe Q2 has been adequately redirected,
11 and certainly recognizes their obligations under the law.
12 And with the assistance of Commissioner Blanco and
13 Commissioner Parvenu, we'll certainly have quite a bit of
14 neighborhood information for Q2 for the Los Angeles Area.
15 And just as one other thought, because I forgot about
16 this, there are significant neighborhoods in Riverside
17 County, and I'll see if I'm able to get that. Casa
18 Blanca is a very historic neighborhood in Riverside
19 County (inaudible) so we'll see if we get information as
20 well.

21 But in addressing the Asian Pacific American
22 Legal Center's concerns, I feel that the motions and the
23 guidelines we have provided thus far have been sufficient
24 in directing Q2, and in our discussion with them
25 (inaudible).

1 **CHAIRPERSON DAI:** Commissioner Ward.

2 **COMMISSIONER WARD:** Yeah. I don't know that -- I
3 was just sort of suggesting that we needed additional
4 motions, because, as I said, I do believe that all of
5 this criteria has been reflected in what the Commission
6 has done so far. But being that we have a document that
7 (inaudible) principles for drawing preliminary maps with
8 each (inaudible) recommendations marked resolved, it
9 seems like it just was glaring that these two criteria
10 are not listed. So, I think I was just going to
11 recommend, unless there is a reason not to, that we had
12 them to (inaudible) of drawing principles for drawing
13 preliminary maps, and they will be resolved if we take
14 care of it.

15 **CHAIRPERSON DAI:** Yeah, we will add the one about
16 observing the California Constitution, which incorporates
17 those two. We didn't feel it was necessary to break them
18 out. Commissioner DiGuilio, do you have further
19 (inaudible)?

20 **COMMISSIONER DIGUILIO:** So, we're making the
21 assumption that following the US Constitution will wrap
22 up those two issues?

23 **CHAIRPERSON DAI:** Well, it's following the US
24 Constitution -- it's the motion we passed yesterday,
25 which is to follow the US Constitution, the Voting Rights

1 Act and the California Constitution, which includes all
2 the language about the (inaudible) criteria as passed by
3 the voters (inaudible).

4 **COMMISSIONER DIGUILIO:** The only thing is I would
5 -- as Commissioner Filkins-Webber was making mention of a
6 letter that was submitted to us, there were four issues
7 here. I didn't know if you wanted to give the
8 Commissioners an opportunity, if they wanted to, if they
9 had a chance to read this last night, to address any of
10 the concerns that were given if we feel that it is
11 necessary.

12 The first one was -- and there is a detail about
13 it. First one is a Commission -- Commission's guides to
14 Q2 to ensure that communities of interest are given equal
15 weight with neighborhood cities and counties. I --
16 First, I feel like we've done that, but maybe if there is
17 a necessity to be a distinction, that's not up for
18 discussion, I suppose. Let me just read the other three.
19 Again, this was the letter that Commissioner Filkins-
20 Webber was referencing that was sent to us yesterday.

21 The second one was the Commission should avoid
22 taking a geographically restricted view of neighborhoods.
23 The third is the Commission should avoid taking a narrow
24 view of what constitutes permissible consideration or
25 grace in the drawing of district lines. And the fourth

1 is, as a matter of process, the Commission should afford
2 adequate opportunity for public input on how it evaluates
3 racially polarized voting for purposes of Section 2, the
4 Voting Rights Act.

5 **CHAIRPERSON DAI:** Commissioner Filkins-Webber.

6 **COMMISSIONER FILKINS-WEBBER:** The legal will get
7 to item number 4 in our advisory committee meeting.

8 **COMMISSIONER DIGUILIO:** (Inaudible).

9 **CHAIRPERSON DAI:** Would you like to comment on
10 the first three?

11 **COMMISSIONER DIGUILIO:** The first three? Well, I
12 guess I felt as the first one, ensure communities of
13 interest are given equal weight with neighborhood cities
14 and counties, I believe that that is in our criteria
15 four, and that's what we directed the line drawers to
16 follow. It's not a prioritization of one over the other.
17 Essentially, they're all of equal weight.

18 The second one, the Commission should avoid
19 taking geographically restricted view of neighborhoods.
20 Maybe, again, I'd open it up to other Commissioners, I
21 didn't feel as if we had taken a geographically
22 restricted view of neighborhoods. I believe we've had
23 this discussion that neighborhoods could be defined by
24 some individuals as more or less than what's officially
25 on record. I think we're limiting towards some

1 neighborhoods that have had an official designation of
2 which other things that -- whether defined or informal
3 definitions (inaudible).

4 **COMMISSIONER FILKINS-WEBBER:** I would like to
5 point out to (inaudible) that, and particularly yesterday
6 when we were discussing Korea Town, and CAPAFR had
7 provided us a map, and had brought (inaudible) attention
8 to that map and the designated speaker, and also noted
9 that they made it very clear that there was a designation
10 by the government of the historical boundaries of Korea
11 Town, as an example. And certainly we had the discussion
12 that we recognize the (inaudible) testimony that there
13 were several individuals that testified that they thought
14 the boundaries were broader.

15 So, in -- so that specifically addresses their
16 concern that this Commission has avoided taking a
17 geographically restricted view of a neighborhood that's
18 been recognized by the Government because we did discuss
19 and accepted the (inaudible) testimony that we had. So,
20 I certainly appreciate their reminder, and I'm pleased to
21 see that this Commission is actually doing what they're
22 suggesting, which is taking a broader view of those
23 neighborhoods.

24 **COMMISSIONER DIGUILIO:** So, I think we have
25 addressed that. And the third one, and, again, I may

1 just refer to legal (inaudible) brought up, but the
2 Commission should avoid taking a narrow view of what
3 constitutes permissible consideration of race in the
4 drawing of district lines. Is that something you want
5 brought up in legal or --

6 **COMMISSIONER BLANCO:** So, I would just --

7 **CHAIRPERSON DAI:** Commissioner Blanco.

8 **COMMISSIONER BLANCO:** -- add that because we're
9 not going to meet separately, because we don't have
10 separate rooms, that this is legal, but we're going to
11 discuss it with -- in front of the full Commission. So,
12 if we want to just discuss it now.

13 **CHAIRPERSON DAI:** Go ahead.

14 **COMMISSIONER BLANCO:** You know, it's -- we can
15 because there is really no need for separation between --
16 Unless we want to just stick to a good order of the
17 agenda and --

18 **CHAIRPERSON DAI:** We're just trying to stick to a
19 good order agenda.

20 **COMMISSIONER BLANCO:** Yes. So, I --

21 **CHAIRPERSON DAI:** But it's been brought up, so
22 feel free to --

23 **COMMISSIONER BLANCO:** You know, we can wait until
24 we get to the legal -- let's just make sure we do, but
25 that's going to come out of the legal advisory committee.

1 **CHAIRPERSON DAI:** Okay.

2 **COMMISSIONER FILKINS-WEBBER:** I didn't
3 particularly have this issue on the agenda. The reason I
4 put number 4 in our agenda, because that specifically
5 goes to they're asking for details on the request for
6 proposal for the racial polarized voting. So, that
7 actually falls within our agenda. But just on item
8 number 3, I don't know that we are taking any restrictive
9 view of race.

10 We have certainly recognized in asking Q2 for the
11 ethnic diversity of each of these areas, and we were
12 flipping from, you know, Asian numbers and Hispanic
13 numbers and African American numbers right and left
14 yesterday. And it was wonderful because we were actually
15 able to see by the coloration of the maps. And in doing
16 so we were also instructing Q2 to coordinate with and to
17 have specific discussions with our VRA counsel about
18 where we see these issues and where they see these issues
19 as experts.

20 So, we have definitely have not taken a narrow
21 view as to what constitutes a -- you know, a permissible
22 consideration of race. We are looking at race primarily
23 because of the fact that it's number two in our
24 prioritization for consideration of these districts. So,
25 we certainly recognize their outline of the law here, and

1 it was -- part of it was cited in all the Gibson Dunn
2 materials, as well as (inaudible) and his progeny. And I
3 believe that the confidence this Commission has placed in
4 the selection of its voting rights attorney, and how
5 they've been working closely with Q2, will certainly
6 avoid their fear that this Commission is taking a narrow
7 view.

8 We also have an item under legal on this issue as
9 to (inaudible) we'll address Section 2 issues as they
10 come up. And we'll talk about that (inaudible) advisory,
11 but I think this Commission is -- has been -- has not
12 been taking, you know, a narrow view of what constitutes
13 permissible allowance for race consideration.

14 **CHAIRPERSON DAI:** Commissioner Blanco.

15 **COMMISSIONER BLANCO:** Yes. I agree with that,
16 that we haven't. And I think that this may be partially
17 due to an exchange, they're referring to the oral
18 presentation by Gibson Dunn. And I know that there was
19 -- during the presentation there were some comments made
20 by Mr. Pelky (phonetic) about that race would not be
21 necessarily (inaudible) social consideration. And I know
22 that he and I had a little back and forth about that, and
23 I think that after we concluded that discussion Mr. Pelky
24 did agree that race was part of social, as it is defined
25 in -- as it was defined in Proposition 20 as one of the

1 items to be taken into consideration for a community of
2 interest, the social and economic that social included
3 race. So, that may be what this letter refers to, but I
4 do think we've now clarified it with counsel that in that
5 definition, which was included in Prop 20, that social
6 can include race as a benefit of a social consideration.

7 **CHAIRPERSON DAI:** Yeah, and I think -- go ahead,
8 Commissioner.

9 **COMMISSIONER FILKINS-WEBBER:** Just one final
10 point. I believe that what Mr. Pelky was outlining, and
11 I certainly -- and I agree with everything that
12 Commissioner Blanco was saying, was just advising the
13 Commission to do the training, which that's what
14 precisely they were bringing forward to the Commission,
15 is recognizing that they've have been Supreme Court
16 decisions that caution against and find potential
17 violations in the reliance strictly on race, and they
18 have considered that racial gerrymandering. So, they're
19 guidance to us was in a training situation, which they
20 were just outlining the Supreme Court's decisions
21 regarding racial gerrymandering when you're only looking
22 at race, but we have recognized that race also could
23 constitute the community of interest aspects, a
24 socialization or a social economic interest that form the
25 core that we're looking at. So --

1 **CHAIRPERSON DAI:** Yeah. And I suppose this is an
2 opportunity for us as a Commission to remind the public
3 how important their testimony is about communities of
4 interest. You know, absent that testimony, you know, we
5 just don't know. So, we really rely on the testimony
6 we're getting, both written and verbal, in our public
7 input hearings for members of the public to describe
8 their communities. And I think, you know, a good example
9 was, in fact, our discussion of Korea Town, which, as it
10 turns out, has a very high Latino population.

11 But the business community is very much, you
12 know, Korean merchants, and so, actually, the discussion
13 of that area was very much about business ties, cultural
14 traditions. So, I mean, these are the things that help
15 us understand the social and economic factors that
16 actually bind a community of interest. So, that's the
17 kind of testimony that we, as a Commission, are taking
18 very seriously. But we have to have that testimony in
19 order to help us draw the lines.

20 And in the absence of that kind of testimony, you
21 know, that our instruction to the line drawers is to use
22 objective criteria, like city lines and county lines,
23 because, you know, those we can look up. But information
24 about communities, we really rely on the public to share
25 that with us so that we can make sure, you know, not to

1 split communities and to put the right communities
2 together. So -- So, I think that probably concludes our
3 discussion. Anything else?

4 **COMMISSIONER DIGUILIO:** I just wanted to make
5 sure that we did address that. (Inaudible) community
6 partners from legal and voters (inaudible) Asian
7 Americans, and I think it was important for us to talk
8 about this, and, again, to assure them that these are not
9 only topics of discussion but points that we all
10 recognize as Commissioners. I think (inaudible).

11 **CHAIRPERSON DAI:** Yeah.

12 **COMMISSIONER DIGUILIO:** And with that I think
13 (inaudible).

14 **CHAIRPERSON DAI:** Yeah, I mean, I think Gibson
15 Dunn, I mean, their only point was that race cannot be
16 the sole factor. And this is why we're very interested
17 in hearing about cultural traditions and other ties,
18 language. These are -- all these kinds of factors help
19 us define a community of interest, which is very clearly
20 covered. And if we can define a place by the community
21 of interest, then, you know, we don't even have to get
22 into a discussion of race. So, that actually makes it a
23 lot easier for us. All right.

24 I'd like to move to the outreach portion of the
25 agenda. I had Commissioner Ontai to be here, but I'm

1 happy to assist in his absence here. We have a number of
2 important things to discuss, and we will want to take
3 action on this today. First, and very important, is the
4 structure and format for organized groups. As everyone
5 probably knows now, we have designated two days, May 24th
6 and May 26th, set aside for -- specifically for input from
7 organized groups, many of who may actually be presenting
8 proposed maps, either for region or statewide. And we
9 would like to, before the end of our meeting, finalize
10 what our instructions to the statewide groups are so that
11 they know the format of the input. That would be most
12 helpful to the Commission so that we can best try to
13 consider and integrate their suggestions into our first
14 draft maps.

15 It's also been suggested that we should probably
16 come up with a signup deadline so we have an idea of how
17 many of these presentations to expect, because we are
18 also trying to schedule a regional wrap up on one of
19 those days. So, we need to make a decision about that.

20 There was a proposal from staff that everyone saw
21 yesterday, and some public comment about that, in terms
22 of how long the presentation should be, restrictions on
23 how much time we're going to discuss each proposal,
24 handle the Q&A's, and, also, there is also a question
25 about since there are two days, one in Northern

1 California and one in Southern California, what
2 restrictions, if any, are we going to make on organized
3 groups who may choose to participate in both days. So,
4 with that, I'd like to throw that open. Commissioner
5 DiGuilio.

6 **COMMISSIONER DIGUILIO:** I just have a question.
7 Again, just to clarify, since we have two days in
8 Northridge and we're trying to have a third, I'm assuming
9 Thursday the 26th will be for the organized groups. The
10 27th, the intention was, then, to also have -- I thought I
11 heard some mention of opening that for general public
12 input and then line drawing, or is that strictly a line
13 -- directing line drawers on the 27th?

14 **CHAIRPERSON DAI:** My understanding was the 27th we
15 wanted to be able to do Region 7 and 8 wrap up on that
16 day.

17 **COMMISSIONER DIGUILIO:** Okay. So, the wrap up
18 (inaudible).

19 **CHAIRPERSON DAI:** As well as directing our line
20 drawers.

21 **COMMISSIONER DIGUILIO:** I wasn't sure if there
22 would be any level of input in terms of if we look at the
23 size of the groups that (inaudible) to put groups in the
24 next day or if it's simply -- okay. So, it's just --

25 **CHAIRPERSON DAI:** Thereby the reason for a sign up

1 deadline so we could figure out what the demand is for
2 the groups. And I'm wondering, Mr. Claypool, if you
3 wanted to highlight any thinking of staff in some of the
4 guidelines that you drafted for us. Do you have any
5 comments on it?

6 **EXECUTIVE DIRECTOR CLAYPOOL:** Well, first of all,
7 we wanted to clarify that at yesterday we were under the
8 understanding that the wrap up that would occur in
9 Northridge would actually occur on the 27th. Is that --

10 **CHAIRPERSON DAI:** Yes.

11 **EXECUTIVE DIRECTOR CLAYPOOL:** Then comments on
12 it, I think it's pretty self-explanatory, the guidelines
13 that we presented, and they were strictly for draft. I
14 was trying to find the actual letter that we received
15 yesterday, and to just do a comparison between what had
16 been suggested. But we did hit some of the -- some of
17 the highlights that the organized -- or that the groups
18 that had been following (inaudible) and suggested
19 particularly that we would, as a Commission, allow for a
20 presentation -- a separate presentation for each set of
21 maps. That's number 4.

22 We received some comments from at least two of
23 the Commissioners, and some of the comments we received
24 to modified these instructions were to try to make sure
25 that we didn't get duplication in our North and South

1 group presentations by telling groups or actually
2 requesting that groups not sign up for both of them if
3 they were going to present the same information.

4 And then we had a comment from one of the
5 Commissioners that the Commission questions during this
6 wrap up should be for clarification only so that we move
7 it along as quickly as possible. That same Commissioner
8 suggested that we not have PowerPoint or not allow
9 individuals to have PowerPoint presentations when we have
10 the individual presentations in the evening. And that,
11 I'm sure, is in effort to speed things along.

12 Also, that -- that the -- whoever the Chair is at
13 that time allow the questions that we will have in that
14 10 minute question period to go from one end of desk to
15 the other rather than to simply emanate from the center
16 of the (inaudible) because, as a general rule, the people
17 that are on the end get less of an opportunity to ask
18 questions.

19 And then, finally, we had clarification that
20 about our security policy that we discussed yesterday,
21 and we'll discuss that later, I'm assuming.

22 **CHAIRPERSON DAI:** Yeah.

23 **EXECUTIVE DIRECTOR CLAYPOOL:** So, are there any
24 other questions about this? Any --

25 **CHAIRPERSON DAI:** I just want to make a statement

1 that I do not discriminate against the ends of the desk.
2 It is Vice-Chair Yao's responsibility to make sure I see
3 everyone.

4 **UNIDENTIFIED MALE SPEAKER:** Commissioner Dai?

5 **CHAIRPERSON DAI:** Yes.

6 **UNIDENTIFIED MALE SPEAKER:** Could we take a
7 break? I need to -- The internet connection stopped
8 working, so I think if we could take just a three minute
9 break I can troubleshoot it and decide whether or not
10 we're going to try to keep broadcasting.

11 **CHAIRPERSON DAI:** Okay.

12 **UNIDENTIFIED MALE SPEAKER:** Okay.

13 **CHAIRPERSON DAI:** Let's take -- let's take a five
14 minute break. How is that?

15 **UNIDENTIFIED MALE SPEAKER:** Okay. Thank you.
16 Sorry for the interruption.

17 **CHAIRPERSON DAI:** No problem.

18 **(Off the record)**

19 **CHAIRPERSON DAI:** Okay. We are resuming, again,
20 after some technical difficulties. This is a challenge
21 when we switch venues. Sometimes we don't always know
22 how good the internet connection is going to be, and we
23 want to make sure that we're live streaming 100 percent
24 of our meetings. So, we'll stop, you know, if there is a
25 technical issue.

1 So, we were back on item 2A of yesterday's
2 agenda, continuing the technical and the outreach
3 discussion topics, talking about the statewide multiple
4 district presentations that will be on the special
5 organized groups days, May 24th and 26th. So, everyone has
6 a copy of the suggestions from staff. Any other thoughts
7 or considerations, because we'll need to tweak and
8 finalize this so that we can post this and get organized
9 groups to sign up. Commissioner Forbes?

10 **COMMISSIONER FORBES:** Just one comment. I did
11 notice a 13 hour day. Is that intentional rather than --

12 **CHAIRPERSON DAI:** Mr. Claypool.

13 **COMMISSIONER FORBES:** I understand 9:00. This is
14 9:00 to 10:00.

15 **CHAIRPERSON DAI:** Well, actually, I did want some
16 clarification on what we expected from these individual
17 presentations. Was that intended to be another general
18 public input hearing or what was the thinking behind
19 that?

20 **EXECUTIVE DIRECTOR CLAYPOOL:** Well, first, I want
21 to remind you that it's a draft. So (inaudible) --

22 **CHAIRPERSON DAI:** I just want to know what the
23 thinking was.

24 **EXECUTIVE DIRECTOR CLAYPOOL:** -- precisely that
25 type of input. We had said in earlier Commission

1 meetings, you had agreed that we would take individual
2 testimony, and so this was a way of trying to separate
3 that out. Yes, it is a very, very long day. There will
4 be two very, very long days. And in that, we had also
5 contemplated if another one of the Commissioner's
6 comments was that this would only accommodate 16 groups,
7 and if you have a group, for instance, MALDEF has already
8 indicated that they will present three statewide maps,
9 and that means that that takes us down to 13 remaining
10 groups to fill these spots.

11 And so we had thought that it might be necessary
12 to move into that next day, and now we've added a day
13 beyond that over -- well, we may (inaudible) for
14 instructions to line drawers, but we may need to move
15 into that time in order to accommodate additional groups.
16 So, this is -- it's --

17 **CHAIRPERSON DAI:** It's a draft.

18 **EXECUTIVE DIRECTOR CLAYPOOL:** Well, it's not only
19 a draft, but it's -- I'm trying to get (inaudible) of the
20 individual presentations. We either say no individual
21 presentations, in which case we might still have 13 hour
22 day, because we would continue to build in groups into
23 that if we had them, or we don't. But we did -- It was
24 the Commission's thought that Northridge would be an
25 additional input site.

1 **CHAIRPERSON DAI:** I personally would recommend
2 that we not have individual presentations. I mean, we
3 are going to be doing a day in Oakland already. To me,
4 why would we give Oakland double time? I don't think
5 that's actually consistent with our schedule, and I would
6 want to -- Since we've set aside these days for organized
7 groups, I feel like we should maximize the time for the
8 organized groups who have spent a lot of effort to put
9 actual maps together, which are very important parts of
10 the public testimony. And I think they're also -- they
11 also represent, you know, large numbers of people who
12 otherwise may not testify. Commissioner DiGuilio.

13 **COMMISSIONER DIGUILIO:** If -- It's my
14 understanding I thought we were going to go for Richmond,
15 but if we're going back to Oakland then I can see a point
16 in not doubling up for public input.

17 **CHAIRPERSON DAI:** Mr. Claypool, it's in Laney
18 College in Oakland; is that correct?

19 **EXECUTIVE DIRECTOR CLAYPOOL:** It is. And that
20 was, in fact, we had switched. Our original intention
21 was Richmond, but we had to switch to Laney College
22 (inaudible).

23 **COMMISSIONER DIGUILIO:** Well, and that's why -- I
24 do there maybe is another issue, though, with Northridge
25 if that's the only time we're going to Northridge that we

1 might consider having some (inaudible) input in that
2 area, even though we were close to San Fernando Valley.
3 You know, I could see the argument for Oakland not
4 filling up, but it would be hard to go, particularly when
5 (inaudible) is opening their doors to us, that we don't
6 allow their citizens to participate.

7 So, that's what I feel about the public input --
8 or, excuse me -- the individual presentations. But as we
9 discuss the groups, I'm just -- I'm trying to balance how
10 to allow the presentations -- to be given enough time to
11 do presentations with realizing that even our public, I
12 mean, there is people that had two minutes. I mean, they
13 only had two minutes, and they probably had a lot more to
14 say than that. So, we really encourage people to exhibit
15 things in writing to us as well. And I think even on a
16 Statewide map you're not going to be able to cover all
17 basis. It's going to be just hitting the highlights of
18 whatever presentation. It's really going to be what you
19 submit to us in writing.

20 So, I'm just concerned that -- I'm sure that
21 organized groups would probably each like a half a day,
22 to some degree, but I still feel like this is balancing
23 the needs of all the Statewide groups and balancing what
24 we've been able to give to individuals too. So, I know
25 there is a real push, but particularly if we get a large

1 number of groups here, I just don't know how we can
2 accommodate -- You know, there was some talk of a maximum
3 of 25 minutes. I just don't see how we could do that,
4 particularly if we're doing public comment. So, I just
5 want to say that I just -- I recognize the need for them
6 to be able to present multiple maps, but they are going
7 to have to synthesize it (inaudible) shorter timeline.

8 **CHAIRPERSON DAI:** Are you advocating for the plan
9 that staff has proposed, which is 15 minutes?

10 **COMMISSIONER DIGUILIO:** I guess what I'd like to
11 know, to some degree is, I'd like to have something that
12 is maybe 15 minutes. I understand that there is the 10
13 minute time that allows some question and answers as
14 well, so it would be a total of 25 minutes. I'd like --
15 If we did have a rough estimate for a time limit, I'd
16 like to be able to give us some consideration -- put
17 something in writing that says if we have a large number
18 that we would be able to revisit that, but that doesn't
19 -- that we would give a deadline based on it. Maybe the
20 deadline that we give for groups to sign up. And at that
21 point we would reserve the option to reduce that time if
22 we have a certain number -- if we have some threshold.

23 **CHAIRPERSON DAI:** I think that's a good idea.
24 Other Commissioners? Commissioner Yao?

25 **COMMISSIONER YAO:** On the individual

1 presentation, the individual comments, I'd like to kind
2 of look at it, step back a few steps and look at it and
3 say does that region have adequate meetings. Okay? If
4 we don't, then let's do it. But if we do, let's stay
5 focused on the purpose of those meetings of that
6 particular day, which is to focus on the groups. Because
7 I really want to be able to clearly understand what they
8 want to tell us, because they certainly have spent an
9 awful lot of time on it.

10 And even though we talk about it as if they were
11 groups, but they are representing -- They are residents.
12 They are people that have (inaudible). So, that's
13 basically the way I want to do it, to saying that let's
14 give the group presentation our attention, and then the
15 -- if we need to have individual presentations in that
16 region, and that's the opportunity to do it, then I'll be
17 happy to squeeze in the time to do that, but let's don't
18 do it just because we're there.

19 **CHAIRPERSON DAI:** Commissioner Raya.

20 **COMMISSIONER RAYA:** One of the questions in my
21 mind about the group presentations is whether groups -- a
22 number of groups might essentially be telling us the same
23 thing, and whether there is any way to find out --
24 Because we know that people are collaborating. So, might
25 that be more efficient and more helpful, rather than

1 hearing Group A, give us a map, Group B gives us the same
2 maps and so on, is there some way in our instructions
3 that we could ask them to -- They're all talking to each
4 other, so can we maximize the presentation by grouping.

5 **CHAIRPERSON DAI:** Other Commissioners? Maybe
6 some Commissioners who have not yet spoken? Okay. I'm
7 not going to call on anyone like I do my students, so --
8 So, it sounds like are a couple of suggestions, and maybe
9 we can take some action on it. One is to look at whether
10 we think the regions have adequate coverage, that the
11 regions that we happen to have picked for our Northern
12 California and Southern California spots with regular
13 public input hearings that have allowed individuals the
14 opportunity to speak. And if we think the answer is yes,
15 then to not have an additional three hours of individual
16 public input that night, and to focus, instead, on the
17 groups, and, if necessary, flow over into that time to
18 accommodate the groups. Does that seem pretty
19 reasonable? Can we kind of actually look at that now and
20 make a decision on that? Okay.

21 So, one was -- One side is Laney College, which
22 is in Oakland. We will be doing Oakland a few days
23 before that. And I wonder if the general consensus that
24 we should not do an individual public input hearing in
25 the same city?

1 **UNIDENTIFIED MALE SPEAKER:** I don't think
2 (inaudible).

3 **CHAIRPERSON DAI:** Pretty much agree? Okay. So,
4 let's look at the Southern California site, which is
5 Northridge, which is Region 4, as I understand it. So,
6 Region 4 we have had five public input hearings already.

7 **COMMISSIONER DIGUILIO:** Okay. I'll throw out
8 something, too. I mean, I don't know if we want to throw
9 this into the mix, but if we are looking at the 28th as
10 another option for the -- just for line drawing, I don't
11 know if we wanted to add public input on that. But,
12 again, I've been looking at some contacts in Thousand
13 Oaks, Moore Park Area, which would be in Region 5, to be
14 the Eastern Ventura County. So, I don't know if we
15 wanted to do something on that day or if we want to stick
16 with (inaudible).

17 **CHAIRPERSON DAI:** Commissioner Filkins-Webber.

18 **COMMISSIONER FILKINS-WEBBER:** As I recall,
19 Ms. MacDonald made it very clear when we asked her about
20 time yesterday that she wanted all day for herself with
21 us.

22 **CHAIRPERSON DAI:** Yeah.

23 **COMMISSIONER FILKINS-WEBBER:** She was (inaudible)
24 for --

25 **CHAIRPERSON DAI:** I think that's true.

1 **COMMISSIONER FILKINS-WEBBER:** -- the Northridge
2 Area map.

3 **CHAIRPERSON DAI:** Yeah. So, and right now I just
4 want to remind the Commission that we don't know if we're
5 going to have Northridge for that day anyway, so that's
6 in negotiation, because they have graduation that
7 weekend, which I think is pretty hard to compete with.
8 Commissioner Aguirre.

9 **COMMISSIONER AGUIRRE:** How about we were
10 previously at the San Fernando City Council Chambers, so
11 I'm not sure whether that would be an option to pursue.
12 San Fernando City Council Chambers versus Northridge.

13 **CHAIRPERSON DAI:** So, you're just talking about
14 an alternative venue right now?

15 **COMMISSIONER AGUIRRE:** Yeah.

16 **EXECUTIVE DIRECTOR CLAYPOOL:** Right. What we've
17 done so far is, we've actually put the question to
18 Commissioner Barabba, how much pull do you have? And so,
19 we're waiting to hear back from him just to see what we
20 might be able to do in Northridge. And then from there
21 we were going to branch out and just look for a venue
22 closer. Now, we're looking at Sacramento and wondering
23 if it might not be too small a venue for -- You know, we
24 were pretty packed in there.

25 **COMMISSIONER AGUIRRE:** Yeah.

1 **EXECUTIVE DIRECTOR CLAYPOOL:** So, we're looking
2 for something much larger to have this venue at. So, our
3 first thing is --

4 **CHAIRPERSON DAI:** Northridge.

5 **EXECUTIVE DIRECTOR CLAYPOOL:** -- Commissioner
6 Barabba, and then to move to what we can find.

7 **CHAIRPERSON DAI:** Okay.

8 **COMMISSIONER DIGUILIO:** But I feel if we do go
9 back to the same location again, it's the same thing as
10 Oakland, that we wouldn't have another public input
11 hearing then. But if we go -- We had some suggestions of
12 moving West in an area that we haven't touched, because
13 in Region 5 we've been up in San Luis Obispo, which was
14 very far up. We'll have one more in Oxnard, Santa Paula,
15 which is --

16 **CHAIRPERSON DAI:** For the --

17 **COMMISSIONER DIGUILIO:** -- down on the western
18 part of the (inaudible). So, it's whether -- you know,
19 if we wanted -- if there is a venue that's into the
20 Eastern Ventura County, then maybe there is justification
21 for input, but if not, then if we need it strictly for
22 the line drawing, then it's just -- I think it's
23 obsolete.

24 **CHAIRPERSON DAI:** Commissioner Filkins-Webber.

25 **COMMISSIONER FILKINS-WEBBER:** If we wanted to

1 stay in that area, I thought I recall, didn't we get an
2 invitation from Santa Clarita? I don't know what their
3 facilities --

4 **CHAIRPERSON DAI:** We did.

5 **COMMISSIONER FILKINS-WEBBER:** -- are like, but if
6 we wanted to the staff maybe to follow up --

7 **CHAIRPERSON DAI:** That's a good point.

8 **COMMISSIONER FILKINS-WEBBER:** -- so we're in that
9 area, and we got the invitation, we would just need to
10 see what their facilities are. And if we're looking at
11 -- Well, we want to stay in that area. It would be a lot
12 easier (inaudible).

13 **CHAIRPERSON DAI:** Okay. Commissioner Raya.

14 **COMMISSIONER RAYA:** We also -- Didn't we also
15 have city officials from Calabasas? I don't know what
16 their facilities are, but they were pretty enthusiastic
17 and welcoming at the hearing. So, that might be an
18 option.

19 **CHAIRPERSON DAI:** Okay. We've got a couple of
20 good suggestions.

21 **COMMISSIONER DIGUILIO:** But, again, this is
22 simply for the venue for the line drawing, which would,
23 again, this is not what I'm (inaudible) input. This
24 would be the Saturday venue --

25 **EXECUTIVE DIRECTOR CLAYPOOL:** Yeah.

1 **COMMISSIONER DIGUILIO:** -- would be reserved
2 strictly for line drawing. So, going back to revisit
3 whether we want input in Northridge on either -- on
4 either the 26th or -- I guess we could do the 27th after
5 the (inaudible). I'm assuming that might not conflict as
6 much with the group presentations on the 26th, and unless
7 we have a lot of hours and hours of the wrap up on the
8 27th, that would be more likely the logical place for
9 public input.

10 **CHAIRPERSON DAI:** And the 27th is what day again?

11 **COMMISSIONER DIGUILIO:** Friday.

12 **CHAIRPERSON DAI:** It's a Friday.

13 **COMMISSIONER DIGUILIO:** (Inaudible).

14 **CHAIRPERSON DAI:** Any thoughts on -- Let me
15 clarify with staff. Do we have Northridge for the 27th?

16 **EXECUTIVE DIRECTOR CLAYPOOL:** Yes.

17 **CHAIRPERSON DAI:** Okay. So, can they accommodate
18 us if we decided to do an evening public input hearing?
19 Do we know?

20 **EXECUTIVE DIRECTOR CLAYPOOL:** We do not know.

21 **CHAIRPERSON DAI:** Okay. So, certainly subject to
22 venue restrictions, but I think independent of that, do
23 we have a sense we'd want to do another one? Because I
24 think it extends more to, you know, do we want to do it
25 in a particular city that we've done it in before? But

1 do we think the region has had enough coverage, and I
2 guess that, to me, is the question. Commissioner Raya.

3 **COMMISSIONER RAYA:** Well, one of the other
4 thoughts I have about that is that Saturday is going to
5 be a very demanding day, and I don't know if going --
6 working, you know, until 10:00 or 11:00 at night on
7 Friday is going to be very helpful to us coming to work
8 early Saturday morning (inaudible).

9 **CHAIRPERSON DAI:** I think that's a good point. I
10 mean, at some point we need to consider the wear and tear
11 on the Commission, because we want to be at our sharpest
12 when we're actually directing our line drawers. But I
13 actually think that's a very valid point.

14 **COMMISSIONER DIGUILIO:** And I think the other
15 aspect to that, too, is (inaudible) if we still even are
16 considering it, if we could do it Northridge we should do
17 it. If not, I don't think we should travel to another
18 venue and stay late and --

19 **COMMISSIONER RAYA:** I agree.

20 **COMMISSIONER DIGUILIO:** Yeah. (Inaudible).

21 **CHAIRPERSON DAI:** So, are we still considering
22 doing a public input hearing in Northridge? It sounds
23 like we've eliminated that from the Northern California
24 option. Do we want to just focus on organized groups
25 when we're in Northridge as well? Commissioner Yao.

1 **COMMISSIONER YAO:** The Region 4 is a very small
2 region in (inaudible) geography. And I think anybody
3 that's interested in talking to the Commission within
4 Region 4 can, in essence, drive to every one of the
5 meetings that we have. That hasn't been the case in some
6 of the other larger geographic regions. And I guess I
7 can say that's the case is because I commute from my home
8 at the extreme end of the county to every one of the
9 meetings. It hasn't really been an issue. I mean, it's
10 somewhat of an inconvenience at times, depending on the
11 times of day, but it hasn't been a region. So, again, I
12 would say we should have a meeting, if we're (inaudible)
13 of having a number of meetings in Region 4, that if we
14 have done well, in terms of having sufficient public
15 input meetings, I would suggest that we stay with our
16 intent of focusing in on a group, and whatever we do
17 should keep that (inaudible).

18 **CHAIRPERSON DAI:** Mr. Claypool.

19 **EXECUTIVE DIRECTOR CLAYPOOL:** My reflection of
20 the conversation when you were discussing having a
21 presentation, the additional input in Northridge was more
22 of a target of opportunity for you, that we were going to
23 be there, and so we ought to do this. But looking at
24 your schedule, I think that it makes more sense for the
25 Commission to focus on those two days strictly at these

1 groups, particularly given that it is going into Memorial
2 weekend, and you have the -- you have a lot of activities
3 for graduation expected. And Karin has requested that
4 additional day on Saturday. If we can get the groups in
5 Northridge completed, and you can give her sufficient
6 instruction, you may be able to avoid (inaudible) all
7 together. So, I think that would be my personal
8 recommendation to you.

9 **CHAIRPERSON DAI:** I think Commissioner Yao made
10 an excellent point, because Region 4 is very
11 geographically compact, and we've seen that in the almost
12 500 speakers that we have in Region 4, that people were
13 from all over and they would say I wasn't able to make it
14 last night, so I'm coming today. And they were from all
15 over LA County and San Bernardino and Riverside as well,
16 and Ventura. So, I think, unless there is a huge
17 objection to this, that we should cancel the public input
18 hearing, the regular individual portion of it, and focus
19 those two days specifically on organized groups, what I
20 think was our original intention. Sounds like a good
21 consensus on that?

22 So, let's go ahead and line that out in this
23 document for the individual presentations, understanding
24 that, you know, we -- these times are approximate. It's
25 going to depend on the signup, and we'll have a better

1 idea of the actual date when we actually do the signup.
2 So, maybe at this point we can decide what a reasonable
3 timeframe is to allow organized groups to sign up.
4 Obviously, there are some very organized organized groups
5 who already know that they're planning to present and how
6 many maps they're planning to present, and there may be
7 some less organized organized groups who may need a
8 little more time to decide if they're going to present to
9 the Commission on either one of those days and make
10 travel arrangements, etcetera. So, what do we think a
11 reasonable drop dead deadline would be to get the
12 signups, keeping in mind that, you know, we're trying to
13 plan our schedule too? So --

14 **COMMISSIONER DIGUILIO:** If you could also maybe
15 go to (inaudible) want to set a deadline (inaudible).
16 We've had -- What was it? Did we say three days? Is
17 that what it was? Four? (Inaudible) presentations and
18 the number of signups at that point.

19 **CHAIRPERSON DAI:** Any suggestions? Any
20 suggestions from staff?

21 **EXECUTIVE DIRECTOR CLAYPOOL:** I'm sorry.
22 Commissioner Yao, did you want to speak?

23 **COMMISSIONER YAO:** Yeah.

24 **CHAIRPERSON DAI:** Commissioner Yao.

25 **COMMISSIONER YAO:** I think one of the original

1 intent of having a Northern California meeting and having
2 a Southern California meeting is so that we can basically
3 have the groups -- make it a little more convenient for
4 the group to reach us. If we set agenda that limit them
5 to a certain time limit, then they're likely to show up
6 on different days -- not different days, more than one
7 day. In other words, Northern California and Southern
8 California.

9 If we could set up a process that would not
10 encourage that to happen, that probably would be a good
11 thing, because, again, that was not our original intent
12 of having Northern California and Southern California.
13 So, if groups are interested in talking to us on, let's
14 say, multiple maps, maybe we should try to group that
15 together so that they don't have to make an extra
16 (inaudible) trip and (inaudible) that happen. At this
17 point I don't know. I haven't thought it through how to
18 do that, but, again, I want to remind ourselves that
19 originally when we set it up it was with that in mind.

20 **CHAIRPERSON DAI:** Mr. Claypool.

21 **EXECUTIVE DIRECTOR CLAYPOOL:** So, our thought,
22 and as I'm sitting here listening in, we are going to
23 Oakland first. We will know who presented in Oakland.
24 If they signed up for Northridge we can simply say to
25 them, you know, is this a duplication, because you just

1 give us a Statewide map? If it is, we can say, if there
2 is time available after all presentations have been
3 given, you may be able to give another presentation.
4 That might be one way to resolve the issue of having them
5 show up in two different places.

6 **CHAIRPERSON DAI:** Commissioner Yao.

7 **COMMISSIONER YAO:** I think we're allotting them
8 15 minutes plus 10 minutes questioning for each of the
9 maps that they are going to be presenting. So, if we
10 basically have a sign up process, then I guess maybe my
11 question to you is, are we going to allow them to sign
12 up, plus they have San Jose, three consecutive 15 minute
13 sessions? Is that -- Do we only allow them to speak once
14 or one 15 minutes plus questioning session during the San
15 Jose day? Because --

16 **CHAIRPERSON DAI:** Okay.

17 **COMMISSIONER YAO:** All of those days, it's really
18 a question that I have for you at this point.

19 **CHAIRPERSON DAI:** Mr. Claypool.

20 **EXECUTIVE DIRECTOR CLAYPOOL:** Our thought was
21 that it would be three successive presentations. So, if
22 MALDEF is coming forward with the assembly, and they
23 would have 15 minutes plus 10, and then they would give
24 you the senate, 15 minutes plus 10, then they would give
25 you the congressional, 15 minutes plus 10. And then we

1 would go (inaudible) in order. So, that was our thought
2 is to give them the maximum amount of time per map.

3 **CHAIRPERSON DAI:** I think it makes sense to bunch
4 them, as Commissioner DiGuilio had also suggested. And I
5 also want to point out that, you know, the Commission
6 doesn't have to take its 10 minutes. If the map is very
7 clear we do not have to take 10 minutes asking silly
8 questions. I mean, I think we should try to keep it
9 moving. Commissioner Raya, did you have a comment? So,
10 maybe we should answer the question of, you know, whether
11 -- you know, I was thinking if the North South, if
12 they're presenting a Statewide map, and they want to
13 present a Northern California part in Oakland and a
14 Southern California part in LA, do we want to put some
15 kind of constraints around that? Commissioner DiGuilio?

16 **COMMISSIONER DIGUILIO:** This was an issue that I
17 (inaudible) to have some designations so we don't do
18 duplications. I mean, the idea is to have two separate
19 meetings so that we can maximize time, not so we can hear
20 the same thing twice. I think they'll be different
21 cases. I understand, as I remember, there was -- I think
22 it was in LA, there was an African American gentleman
23 that said he was going to be presenting, but it wouldn't
24 be Statewide based on (inaudible) area. So, those groups
25 may have the ability to split their maps, maybe, on

1 Northern and Southern, and I could see, you know, if they
2 wanted to sign up for those two, as long as they just
3 presented like --

4 **CHAIRPERSON DAI:** A regional map.

5 **COMMISSIONER DIGUILIO:** -- two things. But I'm
6 just assuming that if you're doing a Statewide map it's
7 going to be hard to split that in North South, because at
8 what point -- you're going to have some duplication. It
9 would just be my assumption that it would be either pick
10 Northern California, pick Southern California if you're
11 doing complete Statewide maps.

12 **CHAIRPERSON DAI:** I think it's probably a good
13 suggestion. So, in the signup we should ask what day or
14 dates you want to sign up and what you're planning to
15 present at each one that we can maybe direct staff to
16 make sure that we're not getting a duplication and that
17 we would only allow people to sign up for one if they're
18 doing a Statewide map, unless they're presenting a
19 Statewide map, perhaps, by another member of the
20 organization on the other day. Commissioner DiGuilio?

21 **COMMISSIONER DIGUILIO:** I think just for
22 clarification, because I don't know what groups are
23 presenting, but maybe those -- If a group is going to
24 present just one Statewide map -- Let's say they're going
25 to present one site map, or do some of these groups have

1 five different options? I mean, I think there may be
2 somebody there is not like it's just one thing that we're
3 all shooting for. There are options. So, are some of
4 these groups presenting three different senate maps and
5 three different assemblies? So, do we consider that one
6 presentation or do they get three options for senate and
7 two for --

8 **CHAIRPERSON DAI:** I would say no. My suspicion
9 is they're going to present their best option.

10 **COMMISSIONER DIGUILIO:** I just want to make sure,
11 because there could be some groups that think, well, we
12 like this option. If you can't do that, we like this
13 other option.

14 **CHAIRPERSON DAI:** Well, that's fine. I think
15 that should be in the same presentation, though.

16 **COMMISSIONER YAO:** Right.

17 **COMMISSIONER DIGUILIO:** Right. Just wanted --

18 **CHAIRPERSON DAI:** Is there an agreement on that?
19 Because this is what we know from -- the public may know
20 that we had an initial organized groups day in Sacramento
21 a couple of months ago now. It seems -- It's hard to
22 tell time now. And we heard from that -- I went back and
23 looked at my notes. We know that MALDEF is going to
24 submit three Statewide maps, senate, assembly and
25 congressional. We heard from APOC (phonetic) that

1 they're going to present a senate and assembly maps. I
2 think they're not doing congressional. And we heard from
3 the African American Redistricting Coalition --

4 **UNIDENTIFIED MALE SPEAKER:** Collaborative.

5 **CHAIRPERSON DAI:** Collaborative, thank you, that
6 they were only going to do regional maps. Those are the
7 three that said they were going to submit maps. The
8 others said they were not. So, Commissioner Yao.

9 **COMMISSIONER YAO:** You know, it could be an issue
10 that they can't read as to what our priorities are here
11 in terms of the different options. So, it may be a
12 scenario that perhaps what would make sense is to listen
13 to them for 10, 15 minutes on the three options in terms
14 of the very high level overview or whatever they can
15 squeeze into that presentation of their multiple options,
16 and then we turn around and give them some input as to
17 what we think is the best option, and then allow them to
18 follow through with making the detailed presentation of
19 the option. Forcing them to make a decision as to what
20 they think is the best option may not be the best
21 approach.

22 I'm thinking out loud now at this point in time.
23 I think the reason that they want to present to us
24 multiple options is not that -- it may not be because
25 they want more of your time. It's simply that they truly

1 feel that each option has priorities that best fit what
2 they think is what we want to hear. So, again, this is
3 -- Yeah, I would -- gut feel is I would want them to
4 choose what they think is the best option and run with
5 it, but I -- during my working career I have experienced
6 many times when you ask for a proposal and many people
7 would want to submit different proposals, and each of
8 them have a different emphasis. And, again, it's because
9 of the fact that they really don't know what you're
10 asking. So, anyway, that's my comment.

11 **CHAIRPERSON DAI:** So, again, I think our
12 responsibility as a commission is to make sure that our
13 instructions are really clear, which is what Commissioner
14 Ancheta drafted to make clear what our criteria is and
15 what would be helpful to us. I don't think any of these
16 groups has indicated they're submitting multiple options.
17 They've just indicated there is many different maps.
18 Mr. Claypool.

19 **EXECUTIVE DIRECTOR CLAYPOOL:** I just wanted to
20 speak from the standpoint of staff that we're not going
21 to be previewing any of this, so we really don't have a
22 way of being able to tell --

23 **COMMISSIONER YAO:** Right.

24 **EXECUTIVE DIRECTOR CLAYPOOL:** -- how people are
25 lining up. We're taking them at their word that this is

1 their presentation, and it will be Commissioner Ancheta's
2 guideline to the extent possible. So, we're just lining
3 them up.

4 **CHAIRPERSON DAI:** Commissioner DiGuilio.

5 **COMMISSIONER DIGUILIO:** I'd just like to take an
6 opportunity to revisit (inaudible). I'd like to begin by
7 saying that we are on a time guideline, but then again,
8 when we have a final deadline for signup we can alter
9 that up or down based on the numbers. It made it sound
10 like it would only be a lesser time, but maybe if we only
11 have four people or four maps, there may be an
12 opportunity to actually speak longer.

13 **CHAIRPERSON DAI:** I think putting something
14 subject to change based on the number of signups is
15 probably appropriate, and that would take care of it, and
16 we can revisit it when we actually look at the number of
17 signups and make adjustments at that time. So, I want to
18 see where we have consensus. So, it sounds like we're
19 going to add this subject to change, so we may tweak it
20 based on the final signup deadline, which we haven't
21 decided on yet.

22 We would like, you know, different presentations.
23 If they want to present in the North and South, that's
24 fine, as long as they're presenting a different map. We
25 don't want the presentation of the identical State map in

1 two places. Is that right? Consensus on that? Okay.

2 Can we move to a discussion of a deadline now?

3 Any suggestions? So, again, we have Northern California
4 on the 24th and Southern California on the 26th. What's a
5 reasonable signup? I think we should just pick one.

6 Signup deadline for simplicity to sign up for either or
7 both of those sessions, and an indication of what they're
8 planning to present.

9 **COMMISSIONER AGUIRRE:** Now, does this signup
10 include submittal of information?

11 **CHAIRPERSON DAI:** We can make two different dates
12 for submittal, but we need to know who -- I think we need
13 to know who is going to sign up first so that we can put
14 the schedule together, and then we can give them a few
15 extra days for the PowerPoint submittal. Do you have a
16 suggestion, Commissioner Aguirre?

17 **COMMISSIONER AGUIRRE:** Well, I'm not sure whether
18 staff thinks that 5:00 p.m. on Friday, May the 20th, is
19 too late for signups for both of them.

20 **EXECUTIVE DIRECTOR CLAYPOOL:** I think my thought
21 was that we were going to request that we will make a
22 deadline like that, but we would take somebody if they
23 walked through the door and said, I've just come -- I
24 just heard about you and I have this proposal. So, we
25 can certainly make a deadline, and then I think that

1 we'll need to make it subject of this Commission's
2 approval and late submission if necessary. I just worry
3 that we will miss someone and then have -- and then have
4 an issue with not taking -- particularly if we have any
5 additional time. So, can we make May 20th, and any late
6 submission is subject to approval by the Commission?

7 **CHAIRPERSON DAI:** I was actually going to suggest
8 earlier, because I think if a group is working on a map
9 they should know that they are going to be presenting. I
10 mean, I don't think telling us -- We've already had three
11 groups tell us that they are going to be doing it and
12 they just need a place to official signup. I was
13 actually going to suggest, you know, end of day on the
14 18th, because we have a business meeting on the 19th and
15 we'll be able to act at that point and finalize our
16 schedule and make any tweaks in the length of time. I
17 mean, I don't think that's too early.

18 **COMMISSIONER AGUIRRE:** That's fine.

19 **CHAIRPERSON DAI:** I think if you're an organized
20 group and you want to present to the Commission you
21 probably know now already. You just need to, as one
22 gentleman said last night, let us know your intentions.

23 **COMMISSIONER PARVENU:** I agree with the sooner
24 the better, but aren't we obligated to a 14 day notice
25 with this?

1 **CHAIRPERSON DAI:** They've been noticed already,
2 and all of our meetings are noticed until close of
3 business. So, you know, so that's not the issue, but we
4 would like to have a specific schedule out for the sake
5 of the presenters too, to know from what time to what
6 time we expect them to be there. So, I mean, I think for
7 everyone's sake, the sooner we can get a specific
8 schedule out the better for the Commission and the better
9 for the presenters.

10 So, should we say by 5:00 p.m. on end -- you
11 know, end of business, close of business on the 18th?
12 That they let us know, and they let us know, you know, if
13 they're presenting a map, and if it's a map, is it a
14 Statewide or regional one, and is it for assemblies or
15 congress or State Board of Equalization? So, let's add
16 that to the document. 5:00 p.m., the 18th. Okay. So, we
17 have now made a decision on the signup deadline.

18 I want to confirm that the initial guidance on
19 the timeline is okay, understanding that it's subject to
20 change based on the final signup, and that is 15 minutes
21 per map with Q&A by the Commission for clarification,
22 make sure we understand the map, of 10 minutes.
23 Commissioner Filkins-Webber.

24 **COMMISSIONER FILKINS-WEBBER:** I'm sorry. I just
25 wanted to go back to the deadlines that we were talking

1 about, because we give them a deadline for signup, but
2 are we going to have additional language in here as to
3 the last time that they would provide their PowerPoint
4 presentation?

5 **CHAIRPERSON DAI:** Good point.

6 **COMMISSIONER FILKINS-WEBBER:** (Inaudible).

7 **CHAIRPERSON DAI:** There is two deadlines.

8 **COMMISSIONER FILKINS-WEBBER:** So, because I don't
9 want them to get misled unless we add an additional
10 provision in there that they're going to sign up by the
11 18th, but they'll have until when to actually provide us
12 their physical PowerPoint presentation?

13 **CHAIRPERSON DAI:** I would like some input from
14 staff. Is 24 hours in advance too late? Because I know
15 a lot of these groups are working to the wire to try to
16 finalize their maps, so --

17 **COMMISSIONER FILKINS-WEBBER:** They are.

18 **EXECUTIVE DIRECTOR CLAYPOOL:** Well, we had
19 actually had number six, where (inaudible) --

20 **CHAIRPERSON DAI:** Ah.

21 **EXECUTIVE DIRECTOR CLAYPOOL:** -- within at least
22 three days. If the PowerPoint cannot be provided until
23 the day of the hearing it must be provided prior to
24 beginning of the hearing. So, we could --

25 **CHAIRPERSON DAI:** Okay.

1 **EXECUTIVE DIRECTOR CLAYPOOL:** We can load it up.
2 We want to accommodate, so I think is that sufficient?

3 **CHAIRPERSON DAI:** I think it's --

4 **COMMISSIONER DIGUILIO:** When we had a session
5 before, it seems like (inaudible) people to bring their
6 own computers and they just plug it in, which is almost
7 easier than trying to (inaudible) the presentation. Is
8 that easier for you, Mr. Claypool, if they bring their
9 own computer and just plug it in versus you having to
10 upload something? I mean, you want to --

11 **CHAIRPERSON DAI:** I think it's a review issue,
12 right?

13 **EXECUTIVE DIRECTOR CLAYPOOL:** Well, because
14 everything is really easy for me because I (inaudible).

15 **MR. MILLER:** Ideally it would be great if they
16 could send in the -- so we could preview them, preload
17 them, and then once it's on our computer we can just go
18 from each one to the next very easily and correctly. So,
19 ideally, that would work the best.

20 **COMMISSIONER AGUIRRE:** Is 24 hours sufficient, or
21 48 hours? What would be your preference?

22 **MR. MILLER:** Forty-eight would be great. Twenty-
23 four we should be able to make it work easily.

24 **CHAIRPERSON DAI:** Okay. So, currently it says at
25 least three days prior to the presentation date, and it

1 also provides that opportunity to bring it with them on a
2 thumb drive or presumably -- Do we not want to use a
3 foreign laptop, because I know that's sometimes an issue
4 with the (inaudible).

5 **MR. MILLER:** It would be easier if we just had
6 one laptop. I'll load it on for speed, definitely.

7 **CHAIRPERSON DAI:** Right. So, if they bring it on
8 a thumb drive that morning, is that something we can --

9 **MR. MILLER:** Yes.

10 **CHAIRPERSON DAI:** -- accommodate them?

11 **MR. MILLER:** Yes.

12 **CHAIRPERSON DAI:** Okay. So, that's kind of
13 emergencies, but we don't recommend it. We'd like to get
14 it in advance, right?

15 **EXECUTIVE DIRECTOR CLAYPOOL:** And certainly we're
16 going to put a caveat on this language that if they bring
17 something the day of the meeting and it doesn't work,
18 that's their problem.

19 **CHAIRPERSON DAI:** Right. I think that would be
20 good, and also indicating, you know, bring it on a USB
21 drive. Don't bring your own laptop because we're going
22 to use our computer. So, we would like to test it in
23 advance, so this is why we recommend you give it to us in
24 advance, and if there are technical problems on the day
25 of, then be prepared to tap dance, something to that

1 effect. Commissioner Yao.

2 **COMMISSIONER YAO:** I like the fact that we're
3 asking for the -- some of the presentation early. The
4 early submittal doesn't really have to be, quote,
5 unquote, the final version that we will be shown. I
6 really would like the opportunity to preview it because
7 we're going to be looking at a of detailed information,
8 and the information available ahead of time, obviously,
9 they'll be treated the same as any public --

10 **CHAIRPERSON DAI:** Document.

11 **COMMISSIONER YAO:** -- document, public submittal.
12 We will post it on the web and everything, so there is
13 nothing that is privileged information that's being given
14 to us. But if I receive it early I would have the
15 opportunity to at least look at it prior to the
16 presentation itself. It's not that I won't give it the
17 same weight if I see it the first time during the
18 presentation, but it really would be helpful for me to
19 have a chance to preview it ahead of time. So, the --
20 the language I'd like to see on the document is, if they
21 want to submit a draft of information three days in
22 advance, that also would be welcome. And whether they
23 want to use that version on the day of the presentation,
24 that would be fine. If they want to bring a latest
25 revised version on the day of the presentation, that

1 would be fine also.

2 **CHAIRPERSON DAI:** Mr. Claypool.

3 **EXECUTIVE DIRECTOR CLAYPOOL:** We can certainly
4 put that request in there. I would imagine, just
5 thinking for myself, that I wouldn't want the draft to go
6 up online prior to me giving my presentation to you.

7 **COMMISSIONER YAO:** That's fair. Yeah.

8 **EXECUTIVE DIRECTOR CLAYPOOL:** Okay.

9 **COMMISSIONER YAO:** That's a fair option.

10 **CHAIRPERSON DAI:** Okay. So, we've answered the
11 question about the deadline for actual getting the
12 PowerPoint or whatever they're using to present to us in
13 advance so we don't have technical difficulties on the
14 day. So, I think that we are on to the timing, again. I
15 just want to validate with everyone. Fifteen minutes per
16 plan, maximum of 10 minutes for Commissioners to ask
17 clarifying questions. Is that still good as a starting
18 point, and with the subject to adjustment based on the
19 actual group signup? Okay.

20 And then I think the only other thing we need to
21 make sure it's okay with the Commissions are the
22 instructions. I mean, we did receive some suggestions
23 from Mr. Lee from APOC for the written instructions. I
24 thought most of them were fine. They were just
25 enhancements of the inspections. Yes?

1 **COMMISSIONER DIGUILIO:** But before we go to
2 Mr. Lee's comments, can I just maybe throw out one more
3 thing for our consideration in terms of how much -- what
4 our actual timing is? We have it scheduled until six
5 o'clock, but I'm wondering if we're allowing for the
6 accommodation if someone just shows up that day that --
7 Because if we're saying, well, we have this much time,
8 we'll take the number of people, divide them and then
9 give them the maximum amount of time, but maybe we should
10 back that up until an end of 5:00, knowing that we have
11 one hour to accommodate people who are -- who may show
12 up. I don't know if we would like to do that, but I'm
13 just wondering if we anticipate that there may be someone
14 that shows up on that day and we tell them it's subject
15 to our available time, but we'd also have to make sure we
16 set some time aside if we want to go that route.

17 **CHAIRPERSON DAI:** So, I think there are two
18 questions. One, do we want to allow people to just show
19 up or do we want to ask that day to sign up --

20 **COMMISSIONER DIGUILIO:** Not necessarily.
21 (Inaudible).

22 **CHAIRPERSON DAI:** -- and even if they miss the
23 signup deadline, I mean, we can say, if you haven't
24 signed up by 24 hours in advance then take your chances
25 at a regular public input hearing? Because they always

1 have that option, and many groups have exercised that, to
2 show up at a regular public input hearing.

3 My personal inclination is that, again, if you're
4 an organized group, you know, we're going to post this on
5 our website, we're going to -- you know, the agenda has
6 been up, you know.

7 **COMMISSIONER DIGUILIO:** And we should just make
8 sure we put it clear that we will not be accepting
9 presentations --

10 **CHAIRPERSON DAI:** Walk-ins.

11 **COMMISSIONER DIGUILIO:** Walk-in. Walk-ins will
12 not be accepted.

13 **CHAIRPERSON DAI:** I mean, I think if they miss
14 the 18th and they sign up at least 24 hours in advance, we
15 put them at the end, you know, but it would be after
16 we've already tweaked the time and -- I mean, I don't
17 even know if we want to consider that. I just want to
18 throw that out. I personally think walk-ins are not
19 acceptable. I would consider a late signup, so to speak,
20 but, you know, they might be subject to time
21 restrictions. Commissioner Yao.

22 **COMMISSIONER YAO:** Since we previously made the
23 decision on distinguishing between group presentation and
24 an individual presentation, if you allow walk-ins then
25 you may have a situation where an individual is saying,

1 I'm representing a group, and then get onto the agenda
2 that way. So, we need to basically find a way to make
3 sure that, indeed, it's a group, and I don't know whether
4 we have a clear and good definition (inaudible).

5 **CHAIRPERSON DAI:** That's a good point.

6 **COMMISSIONER PARVENU:** That was my point too.
7 I'm not clear that we are all in agreement on what a
8 group is. We've been gaining traction over the past
9 month or so at our various venues, and people have been
10 observing us. I think there may be block clubs or
11 chambers of commerce or neighborhood organizations,
12 churches. You know, we have to -- and one thing we want
13 to avoid is turning away people that might consider
14 themselves as being an organized group. So, I'm not
15 clear how we're going to handle that in terms of --

16 **CHAIRPERSON DAI:** Well, I mean --

17 **COMMISSIONER PARVENU:** -- (inaudible).

18 **CHAIRPERSON DAI:** -- and I don't know how people
19 feel about this, but, I mean, we can just be clear that
20 the purpose of these two days is for the presentation's
21 actual maps as opposed to general public input.

22 **COMMISSIONER DIGUILIO:** On a Statewide basis,
23 you're referring to?

24 **CHAIRPERSON DAI:** Well, it doesn't have to be a
25 Statewide. It could be regional. We've been told by

1 some of these groups they're only doing regions, but that
2 they actually have to be maps as opposed, you know,
3 people who just want to generally say I want to advocate
4 for my group, because they can do that at any public
5 input hearing as well.

6 **COMMISSIONER PARVENU:** I foresee people, for
7 example, going to this site and coming up with a group of
8 maps, and this individual, he or she, may gather
9 neighbors together and present this to us. So, these are
10 maps. These are actual maps from our centers, and, yeah,
11 there is -- I just -- hopefully we can use foresight and
12 avoid having to turn away people --

13 **CHAIRPERSON DAI:** Right.

14 **COMMISSIONER PARVENU:** -- you know,
15 unnecessarily.

16 **CHAIRPERSON DAI:** Commissioner Blanco.

17 **COMMISSIONER BLANCO:** Yes. This is an issue I
18 wanted to speak about, and I think we can partially avoid
19 the vagueness of the word group, because I completely
20 agree. If we don't call it -- people that are doing
21 group -- groups that are presenting, but that these are
22 sessions for the presentation of maps, as Commissioner
23 Dai is --

24 And then, I mean, when we were in Lancaster, from
25 where I sat, the 10 or 15 folks who spoke in support of

1 the Antelope Valley Trade Board proposal, in a sense,
2 were a group. And it was -- the entity was the Antelope
3 Valley Trade -- I can't remember their exact name, but
4 and then people spoke and said, I'm in support of the
5 Trade Board's proposal.

6 **CHAIRPERSON DAI:** Right.

7 **COMMISSIONER BLANCO:** So, they were a group, I
8 think. I think it would be hard to say those weren't a
9 group. So, I think we should think about maps as opposed
10 to groups, and then this is a session for presenting
11 maps, and then what's left for us to do is decide, is it
12 all maps? Like is one assembly map okay to come and
13 present? And, you know, we should just talk about that
14 now, but maybe that's a better way to describe what's
15 happening at these hearings.

16 **CHAIRPERSON DAI:** That's -- I think that's good
17 input. If you look at the title on staff's draft here,
18 it was Statewide and multiple district presentations.
19 So, I think that makes it clear, it can't be a single
20 district. So, then the question is, do we want to say by
21 organized groups and provide a definition? Because we
22 could certainly ask people to provide the name of their
23 organization and how many people they represent. I mean,
24 I think that would not be unreasonable. You know, I'm
25 just trying to think how we could put some definition

1 around that. Commissioner Yao?

2 **COMMISSIONER YAO:** Maybe we should just put the
3 word in there, map presentation, and that will basically
4 force the issues. We only want to talk about maps.
5 We're not talking about community of interest. I mean,
6 that could be part of the discussion on the maps, but --

7 **CHAIRPERSON DAI:** How is that different from
8 Statewide and multiple districts? Because the problem
9 with map is, I could be mapping my (inaudible).

10 **COMMISSIONER YAO:** Well, when you -- I guess, as
11 I said, the -- lacking the descriptive word map, then we
12 can --

13 **CHAIRPERSON DAI:** Insert.

14 **COMMISSIONER YAO:** They can talk about plans.
15 They can talk about interests. They can talk about
16 everything else, but if we purposely or distinctively put
17 the word maps on the topic on the purpose of the day --

18 **CHAIRPERSON DAI:** Statewide and multiple district
19 map presentation?

20 **COMMISSIONER YAO:** Absolutely.

21 **COMMISSIONER BLANCO:** Yeah.

22 **CHAIRPERSON DAI:** Okay.

23 **COMMISSIONER YAO:** Absolutely.

24 **CHAIRPERSON DAI:** Okay. Add the word map.

25 **COMMISSIONER YAO:** I don't think that would

1 distract us from what we want to here, but --

2 **CHAIRPERSON DAI:** Commissioner Raya.

3 **COMMISSIONER RAYA:** Just a few moments ago
4 somebody, it may have been Commissioner Filkins-Webber,
5 was talking about a speaker perhaps in Long Beach who was
6 going to present a more regional -- I forget who brought
7 it up, but a more regional map. So, maybe that's not a
8 multiple district. Is that one district? You know, I
9 need some clarification on -- That may be, as
10 Commissioner Parvenu suggested, an organized group not in
11 the what we've been accustomed to, but, nonetheless,
12 organized, and they want to present one district. How do
13 we deal with that?

14 **CHAIRPERSON DAI:** My feeling, if it's only one
15 district, that it should be -- they have the opportunity
16 to do that at public input hearings. We've been getting
17 plenty of proposals about one district, you know, my
18 assembly district, my senate district, my -- this is what
19 I think the congressional district should be.

20 **COMMISSIONER RAYA:** Okay. Then it does have to
21 have multiple --

22 **CHAIRPERSON DAI:** Yes.

23 **COMMISSIONER RAYA:** -- in the title?

24 **CHAIRPERSON DAI:** So, we're still good with
25 Statewide and multiple district map presentations. Do we

1 want to, again, be clear this is -- these are group
2 presentations? Because I could totally see an individual
3 -- I mean, there have been individuals who have gone and
4 drawn Statewide maps, so do we want to make a distinction
5 there? Because I could see that it could be a lot of
6 people, then.

7 **COMMISSIONER RAYA:** Well, let's talk about what
8 the purpose of the hearings were.

9 **CHAIRPERSON DAI:** Commissioner DiGuilio.

10 **COMMISSIONER DIGUILIO:** And I think this is a
11 very good point, because I do think we have seen some
12 individuals who, for whether it's professionally or
13 personally, like to draw maps, and they could come and
14 spend -- you know, we could end up spending another 40 --
15 an hour with an individual. So, I think, talking about
16 Commissioner Blanco's, I see this as an opportunity for
17 organized groups who are -- for someone who represents a
18 more formalized group to be able to give us the input,
19 because they're supposedly speaking for their
20 constituents, versus an individual who has maybe a lot of
21 interest in drawing maps. That's just my opinion on it.

22 **CHAIRPERSON DAI:** Should we use the term
23 community based organizations, and, again, ask for the
24 name and how many -- what their constituency is, how many
25 people they represent? I'm just trying to figure out a

1 way to define it, because I could see chambers of
2 commerce, I could see non-profits, I could see, you know,
3 church groups. Commissioner Blanco.

4 **COMMISSIONER BLANCO:** I think the problem
5 (inaudible) for example, I can't remember right now the
6 African American -- Erica Teasely's (phonetic) group.

7 **CHAIRPERSON DAI:** Right (inaudible)
8 collaborative.

9 **COMMISSIONER BLANCO:** Right, collaborative. I
10 don't think it's an official CBO. I think it's a group
11 of people that came together with the concern that who
12 was going to sort of present the African American
13 perspective on some of these maps. And I don't think
14 they will exist after redistricting comes and goes. I
15 think they were --

16 **CHAIRPERSON DAI:** Yeah, created for this.

17 **COMMISSIONER BLANCO:** -- sort of pulled together
18 for the purpose of redistricting. So, I'm not sure that
19 they would fall within a CBO definition.

20 **CHAIRPERSON DAI:** Well, they -- but they have a
21 name of their organization, and they could certainly
22 state who they're representing, and, you know, who are
23 members of their collaborative. So, I'm thinking just
24 name and who you -- you know, who you represent
25 approximately, how many people you represent, and if

1 you're a collaborative or a coalition, who are members of
2 your coalition, just to get some wading around that.
3 Commissioner Raya.

4 **COMMISSIONER RAYA:** The concern I have about that
5 is, you know, how many members, how many constituents is
6 enough? You know --

7 **CHAIRPERSON DAI:** And I'm not putting a limit on
8 it.

9 **COMMISSIONER RAYA:** No, I understand.

10 **CHAIRPERSON DAI:** Yeah.

11 **COMMISSIONER RAYA:** But it's kind of, I think,
12 going that way. We're getting into, okay, now we've got
13 to draw another line and another line. It's too
14 complicated.

15 **CHAIRPERSON DAI:** So, what is your suggestion?

16 **COMMISSIONER RAYA:** Groups. Organized groups.

17 **CHAIRPERSON DAI:** Back to organized groups?

18 **COMMISSIONER RAYA:** I mean, I don't know how much
19 beyond -- I think the organized groups kind of know who
20 they are and we sort of know who they are, and you're
21 restricted to presenting a Statewide or multiple district
22 map that, I think, in and of itself is going to weed out,
23 perhaps, you know, people that are not as organized. I'm
24 not sure how else to define it.

25 **CHAIRPERSON DAI:** Commissioner Yao.

1 **COMMISSIONER YAO:** You know, keep in mind, in the
2 open public comment input meeting that we had, we only
3 commit a couple minutes at a time to whoever that's
4 coming up to the podium. In this particular case, if
5 they sign up and they want to talk about different maps,
6 we've essentially committed an hour and a half, you know,
7 as soon as they sign up of listening to them, whatever
8 that presentation is going to be. So, and it's not that
9 I'm not interested in committing that hour and a half to
10 them. It's just the fact that we only have so many one
11 and a half hour type of slots. Okay?

12 So, not knowing exactly what we're approving, I
13 think that's the reason we have to be a little careful.
14 When it comes to groups, as soon as a multiple number of
15 bodies show up, then if that fits the definition of
16 groups, then we can easily get into a situation where we
17 basically have to sit and listen to them.

18 **CHAIRPERSON DAI:** Yeah. Commissioner Raya.

19 **COMMISSIONER RAYA:** Well, in light of
20 Commissioner Yao's comment, when we say 15 minutes per
21 map, and we've said multiple maps, I think we have a
22 little bit of conflict in our own language here, because
23 now that you're saying that I'm thinking, oh, yeah, I
24 want to present five districts and each one is 15
25 minutes.

1 **CHAIRPERSON DAI:** Good point. So, should we say
2 each Statewide assembly, senate or congressional map.

3 **COMMISSIONER BLANCO:** Each presentation.

4 **CHAIRPERSON DAI:** Well, that's Commissioner
5 Raya's point. Each presentation could be infinite.

6 **COMMISSIONER RAYA:** Yeah, what I'm saying is,
7 somebody who wants to talk about three districts, do they
8 have to present all three at once because they're one
9 representational group?

10 **CHAIRPERSON DAI:** Okay. So, shall we say each
11 Statewide, assembly, senate, congressional or State Board
12 of Equalization map, and/or group of regions senate,
13 assembly -- To make it clear, we're not going to get more
14 than four. We're not giving more than an hour.

15 **COMMISSIONER YAO:** I propose that we don't
16 include the Board of Equalization, because of our intent
17 of nesting the senate district into the Board of
18 Equalization.

19 **CHAIRPERSON DAI:** I seriously doubt anyone is
20 going to present one anyway.

21 **COMMISSIONER YAO:** But, again, you're opening up
22 the window for another half an hour. The 15 minute plus
23 the questioning plus the our asking questions, each
24 session is going to be half an hour. So, it's just
25 opening up the window --

1 **CHAIRPERSON DAI:** So --

2 **COMMISSIONER YAO:** -- specifically addressing the
3 Board of Equalization. I don't think that's the best use
4 of our time at this instant in time.

5 **CHAIRPERSON DAI:** Commissioner DiGuilio.

6 **COMMISSIONER DIGUILIO:** So, can we just say you
7 have three opportunities to present? Up to three at the
8 most, and if they want to break it down into
9 congressional, assembly and senate, or if they want to do
10 a regional approach, like this region for senate, the
11 region for assembly, but it's not --

12 **COMMISSIONER YAO:** I would propose one session
13 only on the assembly districts. Okay? Whether they have
14 the --

15 **CHAIRPERSON DAI:** Statewide or regional.

16 **COMMISSIONER YAO:** -- Statewide or regional. And
17 then one 15 --

18 **CHAIRPERSON DAI:** For --

19 **COMMISSIONER YAO:** One 15 minute discussion on
20 the State Senate, again, what is regional, multiple,
21 regional, anything else, and one on a congressional map.
22 This way a maximum is 15 --

23 **CHAIRPERSON DAI:** Forty-five minutes.

24 **COMMISSIONER YAO:** Forty-five minutes (inaudible)
25 presentation.

1 **COMMISSIONER DIGUILIO:** That's what I was trying
2 to get at.

3 **COMMISSIONER YAO:** Yeah.

4 **COMMISSIONER DIGUILIO:** That you get up to three
5 choices based on these categories. How you decide to do
6 it, either Statewide or regional, that's your choice.

7 **CHAIRPERSON DAI:** That's your choice.
8 Mr. Claypool.

9 **EXECUTIVE DIRECTOR CLAYPOOL:** I was just going to
10 ask for clarification, because I was thinking about that.
11 So, we are only allowing three separate presentations for
12 Statewide presentations?

13 **CHAIRPERSON DAI:** Or regional.

14 **EXECUTIVE DIRECTOR CLAYPOOL:** Okay. So, we are
15 extending that to regional?

16 **CHAIRPERSON DAI:** No. Commissioner Yao's
17 suggestion was one 15 minute session for assembly maps,
18 Statewide or regional --

19 **EXECUTIVE DIRECTOR CLAYPOOL:** Okay.

20 **CHAIRPERSON DAI:** -- one 15 minute for State
21 Senate, Statewide or regional, and one 15 minutes for
22 congressional Statewide or regional. And then I think
23 that's very clear. I like that. Okay.

24 So, like I said, do we want to make it clear this
25 is not for individuals? I mean, I think we should just

1 make a statement, and then at some point we just have to
2 trust people. This is not for individuals. Individuals
3 have plenty of opportunities, indeed, multiple
4 opportunities to present at public input hearings, and
5 the intention here is to allow groups that are organized
6 and represent a constituency to speak on behalf of a
7 group of individuals. Okay.

8 So, let's see. I think -- Yes, Commissioner
9 Blanco.

10 **COMMISSIONER BLANCO:** Just a clarification on the
11 calendar. So, this -- in this draft it says that it's
12 May 24th and May 25th?

13 **CHAIRPERSON DAI:** No, May 24th and May 26th.

14 **COMMISSIONER BLANCO:** Okay. This is the 25th, the
15 draft. So --

16 **CHAIRPERSON DAI:** So, that needs to be corrected.

17 **COMMISSIONER DIGUILIO:** Okay. So, we're talking
18 -- I just wanted to make sure. We are talking about the
19 26th, correct?

20 **CHAIRPERSON DAI:** We are.

21 **EXECUTIVE DIRECTOR CLAYPOOL:** That's an error.
22 Yes.

23 **COMMISSIONER BLANCO:** Okay. All right.

24 **CHAIRPERSON DAI:** Typos are --

25 **COMMISSIONER BLANCO:** No, no, no.

1 **CHAIRPERSON DAI:** -- welcome to -- Please point
2 them out.

3 **COMMISSIONER BLANCO:** It's not to catch an error.
4 It's not gotcha. I'm just trying to really figure out,
5 you know, we've changed the dates a little bit. So, I
6 just want to make sure we're completely clear. So, we
7 have the --

8 **CHAIRPERSON DAI:** Twenty-fourth is at Laney
9 College.

10 **COMMISSIONER BLANCO:** Twenty-fourth. The 25th --

11 **CHAIRPERSON DAI:** Twenty-sixth.

12 **COMMISSIONER BLANCO:** Twenty-sixth at Northridge.
13 The next day is the one that we added?

14 **CHAIRPERSON DAI:** Well, we have --

15 **COMMISSIONER BLANCO:** The 27th?

16 **CHAIRPERSON DAI:** The 27th will be the -- Yes.

17 **COMMISSIONER BLANCO:** The one that Q2 wanted to
18 add? That's the 27th, correct?

19 **CHAIRPERSON DAI:** Is that right? Or is there an
20 additional day, right?

21 **EXECUTIVE DIRECTOR CLAYPOOL:** No, the 27th was
22 always --

23 **CHAIRPERSON DAI:** The 28th is the additional day.

24 **EXECUTIVE DIRECTOR CLAYPOOL:** -- was always
25 scheduled. The 28th --

1 **CHAIRPERSON DAI:** The 27th was the first day of
2 our line drawing, official line drawing, and then they
3 added a second day, the 28th.

4 **COMMISSIONER DIGUILIO:** The twenty --

5 **CHAIRPERSON DAI:** Eighth.

6 **COMMISSIONER AGUIRRE:** Is added.

7 **CHAIRPERSON DAI:** So, there is an extra day of
8 line drawing. Originally there was only one.

9 **COMMISSIONER BLANCO:** So, we have the 26th and 27th
10 in Northridge, and we're looking for a new location for
11 the 28th, correct?

12 **CHAIRPERSON DAI:** Correct.

13 **COMMISSIONER BLANCO:** Okay.

14 **COMMISSIONER AGUIRRE:** And the 25th is a travel
15 day.

16 **CHAIRPERSON DAI:** It's time to go home and do
17 your laundry.

18 **COMMISSIONER BLANCO:** Okay.

19 **CHAIRPERSON DAI:** Okay. So, let's just see where
20 we are here. So, we figured out the signup deadline, the
21 timing of the presentations and the Q&A, the North, South
22 presentations, we clarified the name, that we're focused
23 on maps, and Statewide and multiple district maps only,
24 and this is for -- and we will say for organized groups,
25 and we should just put a line in there that says this is

1 not for individuals even if they have Statewide maps if
2 you are not representing and cannot indicate who you're
3 representing, then please come to one of our many public
4 input hearings that are designed for individuals to
5 provide testimony.

6 I would like just the instruction part, if we're
7 good with all of these refinements. Yes, Commissioner
8 Yao.

9 **COMMISSIONER YAO:** Just to make sure that we
10 understand the map, eight hours on each day, so 16 hours
11 in total, and each 15 minute presentation basically
12 translates to about a half an hour per presentation, so
13 that will give us 32 total presentations if each group is
14 going to present assembly, senate and congressional maps.
15 And basically we'll have about 11 groups. Okay? Now, if
16 we have more than 11 groups --

17 **CHAIRPERSON DAI:** First come, first serve.

18 **COMMISSIONER YAO:** Then it's going to be based on
19 the signup?

20 **CHAIRPERSON DAI:** I think that's reasonable.

21 **COMMISSIONER YAO:** Now --

22 **CHAIRPERSON DAI:** Because right now we only are
23 expecting a total of six actual presentations from three
24 groups, I think.

25 **COMMISSIONER YAO:** Okay. So, again, let's make

1 sure the message is there saying first come first serve,
2 and we're only going to be able to entertain this many
3 presentations. And, obviously, we have the latitude of
4 extending the hours and so on. But let's make it clear
5 that this is not operating the way that we have been
6 operating, which is saying put until we hear from the
7 last speaker.

8 **CHAIRPERSON DAI:** Okay, yeah. So no walk-ins and
9 all that. So, if there is an agreement on all these, I'd
10 like to maybe delegate this to -- since Commissioner
11 Ontai has missed most of the discussion, I wonder if I
12 can delegate this to Commissioner Aguirre --

13 **COMMISSIONER AGUIRRE:** Sure.

14 **CHAIRPERSON DAI:** -- to work with staff to
15 finalize it and review final version, maybe sure it
16 incorporates --

17 **COMMISSIONER AGUIRRE:** Sure.

18 **CHAIRPERSON DAI:** -- all of the input today so
19 that the full Commission doesn't have to proofread it so
20 that we can get that posted and approved. Do we need a
21 vote on that?

22 **EXECUTIVE DIRECTOR CLAYPOOL:** Could I just have a
23 couple of housekeeping issues on this?

24 **CHAIRPERSON DAI:** Sure.

25 **EXECUTIVE DIRECTOR CLAYPOOL:** The Commission is

1 good with the two minute response time to your questions
2 during the 10 minute. We want to time these responses --
3 or time their responses to you so that one question
4 doesn't get 10 minutes of response and then no one else
5 gets a chance to ask a question? That would be in number
6 five?

7 **COMMISSIONER DIGUILIO:** I think it's good to time
8 them and us.

9 **CHAIRPERSON DAI:** Yeah, I mean, I was actually
10 assuming it was 10 minutes total, but --

11 **COMMISSIONER DIGUILIO:** Yeah.

12 **EXECUTIVE DIRECTOR CLAYPOOL:** It is 10 minutes
13 total, but, at the very least, that would accommodate
14 four questions rather than just one question. Otherwise,
15 we (inaudible) --

16 **CHAIRPERSON DAI:** I think that's reasonable.

17 **EXECUTIVE DIRECTOR CLAYPOOL:** -- for 10 minutes.

18 **CHAIRPERSON DAI:** I mean, hopefully it's a yes or
19 no if they're clarifying questions, but yes.

20 **EXECUTIVE DIRECTOR CLAYPOOL:** Sure. But at a
21 minimum of four.

22 **CHAIRPERSON DAI:** Are we okay with that?

23 **COMMISSIONER AGUIRRE:** Yeah.

24 **CHAIRPERSON DAI:** Any other questions you have
25 for us that you need us to clarify?

1 **EXECUTIVE DIRECTOR CLAYPOOL:** Well, and then,
2 actually, the lawyers had requested how you're going to
3 want these groups to provide written testimony for -- or
4 written data for people attending.

5 **CHAIRPERSON DAI:** Right.

6 **EXECUTIVE DIRECTOR CLAYPOOL:** How many copies?
7 Are we assuming that we're going to require 25 copies at
8 a minimum of any testimony they give to be handed out to
9 anyone attending?

10 **CHAIRPERSON DAI:** Any thoughts? Commissioner
11 Aguirre, do you have any suggestions?

12 **COMMISSIONER AGUIRRE:** It's hard to anticipate
13 how many individuals will actually be in the audience,
14 but, certainly, that's fair.

15 **CHAIRPERSON DAI:** Certainly, one for each of the
16 Commissioners would be good.

17 **COMMISSIONER AGUIRRE:** And, of course, these
18 might be PowerPoint presentations, or they might be like,
19 you know, large maps. So, it's really on them to provide
20 those copies.

21 **EXECUTIVE DIRECTOR CLAYPOOL:** So, we are going to
22 require that they provide us with written -- a written
23 presentation for a handout. Okay.

24 **COMMISSIONER DIGUILIO:** I think for the sake of
25 the Commission, I would be helpful for us to have the

1 material.

2 **CHAIRPERSON DAI:** Hard copy.

3 **COMMISSIONER DIGUILIO:** Hard copy. I think in
4 the interest of trying to save maybe just one or two more
5 trees --

6 **CHAIRPERSON DAI:** I was going to say --

7 **COMMISSIONER DIGUILIO:** -- from falling, I think
8 since we'll have the material beforehand it could be
9 posted so, therefore, the public can have access to it,
10 whether they are in the audience or at home. But, again,
11 if they'd like to have some extra for the audience, but I
12 don't think we should require them to do that.

13 **CHAIRPERSON DAI:** I don't think we should require
14 it. So, 14 copies for each of the Commissioners, but --

15 **COMMISSIONER YAO:** Let me suggest that the
16 Commission should receive full size copies, and then
17 maybe for the audience the condensed three slides per
18 page, front back type of thing.

19 **CHAIRPERSON DAI:** I'm thinking the actual maps,
20 because reproduction of maps can be quite expensive, too.
21 So, it's not just the PowerPoint we're talking about.

22 **COMMISSIONER YAO:** I'm talking about just scan
23 and reduce type of thing, and not reproducing it in full
24 size.

25 **CHAIRPERSON DAI:** I think Commissioner DiGuilio

1 is actually saying it should be their option if they want
2 to provide copies to the public.

3 **COMMISSIONER DIGUILIO:** Yeah, I just think and
4 the option of trying to provide us -- I mean, PowerPoint
5 may be one thing, if we'd like that, but the maps
6 themselves would get excessively expensive. I think as
7 long as we have -- as long as there is a way -- I'm
8 assuming a lot of these individuals -- We may want to
9 make a mention about what format we want -- what Q2 wants
10 in terms of formatting these too, because it would be a
11 help to have these things digitized in a certain way.
12 But, at the very least, they should have a hard copy for
13 our -- at least one, but the costs of mapping can be
14 quite expensive.

15 **COMMISSIONER YAO:** So, a minimum of 14 and more
16 if --

17 **CHAIRPERSON DAI:** At their option.

18 **COMMISSIONER YAO:** -- they want to distribute to
19 the audience.

20 **EXECUTIVE DIRECTOR CLAYPOOL:** Well, we have a
21 requirement to distribute to the audience, don't we? I
22 mean, if you receive it, then we need to have it out
23 there and have it online. I mean, that's what we --

24 **CHAIRPERSON DAI:** Could we put a few laptops in
25 the back or something? I mean, I am thinking about the

1 number of trees that are killed in this process already.

2 **EXECUTIVE DIRECTOR CLAYPOOL:** I'm thinking as
3 well, but so far it's been your policy to make sure that
4 the audience gets a copy of what you're looking at.

5 **CHAIRPERSON DAI:** Well, they'll be projecting it
6 as well. So, it's not that they won't have a copy of it.
7 It will -- The question is if they have a tree copy of
8 it.

9 **COMMISSIONER YAO:** A copy to take away.

10 **CHAIRPERSON DAI:** Yeah.

11 **EXECUTIVE DIRECTOR CLAYPOOL:** Sure. I'm just
12 looking ahead. So --

13 **CHAIRPERSON DAI:** Yeah.

14 **EXECUTIVE DIRECTOR CLAYPOOL:** And then finally,
15 our VRA counsel would like to get copies of any written
16 material as soon as they come in from organized groups,
17 and that we provide them with a contact person in case
18 they need to follow up. And I'm assuming this is what we
19 want as well, so we'll include those in the instructions.

20 **CHAIRPERSON DAI:** Should we say 15 copies then?
21 That way they'll have a copy. I'm pretty sure Q2 will
22 want everything electronically, so I don't think they
23 need a hard copy, per se. Sixteen. Let's go for 16, and
24 it's up to their option if they want to provide hard
25 copies for the public, as long as we have something that

1 can be posted before the presentations start. I think
2 that's the way to handle it.

3 Separately, we still need to consider the actual
4 instructions that Commissioner Ancheta drafted. Like I
5 said, there were some suggestions from Mr. Lee, which I
6 think were fine, personally, but I'd love for the
7 attorneys in our group to comment on that. And then I
8 know that Commissioner Blanco had had some suggestions
9 too, and I just want to make sure that all those were --

10 **COMMISSIONER BLANCO:** I gave those to
11 Mr. Ancheta. I think they're incorporated.

12 **CHAIRPERSON DAI:** Okay. Any thoughts on the
13 suggestions from Mr. Lee? I think they were mostly
14 clarifying comments. But if they're ready to go, again,
15 I would -- As long as there is no objection by the rest
16 of the Commission, I would suggest that we delegate that
17 to Commissioner Ancheta to finalize and put final on it,
18 and post it as our final set of instructions. These
19 include, again, recommended content that we are asking
20 for from organized groups in order to be most helpful to
21 the Commissioner. Commissioner Filkins-Webber.

22 **COMMISSIONER FILKINS-WEBBER:** Mr. Miller, do you
23 recall -- I thought I saw either phone calls or e-mails
24 between Mr. Ancheta, myself and you about finalizing this
25 document. Do you know if Mr. Ancheta has finalized it

1 based on the input from Commissioner Blanco and I?

2 **MR. MILLER:** My understanding, the e-mail
3 exchange was that you were satisfied with the form of the
4 document, but Commissioner Blanco, as with respect to
5 that same exchange, I believe he was still anticipating
6 some language from you.

7 **COMMISSIONER BLANCO:** I thought I sent him -- I
8 know we communicated a day or two ago.

9 **MR. MILLER:** There has not been a revised form of
10 the document since our last meeting.

11 **COMMISSIONER BLANCO:** Can you remind me which
12 section it was, because I'm trying to remember whether --
13 what I sent him?

14 **CHAIRPERSON DAI:** You had an objection to one
15 particular paragraph, as I recall.

16 **MR. MILLER:** If your document -- or excuse me --
17 if your comment was based on the document presented at
18 the last meeting, then there have not been revisions
19 since that time, as far as I can recall. I'd be glad to
20 double check with Commissioner Ancheta, but in the e-mail
21 exchange I'm sure he was indicating that he did not
22 recall making a change that was responses specifically to
23 your comment.

24 **CHAIRPERSON DAI:** May I make a suggestion that we
25 break lunch, and --

1 **COMMISSIONER BLANCO:** Yes, please, because I'm
2 just -- I know I responded, but --

3 **CHAIRPERSON DAI:** During that time we can find it
4 and maybe contact --

5 **COMMISSIONER BLANCO:** -- just let me have time --

6 **CHAIRPERSON DAI:** -- Commissioner Ancheta and --

7 **COMMISSIONER BLANCO:** Yeah, yeah. Let me just --
8 yeah.

9 **CHAIRPERSON DAI:** -- see what the final version
10 is?

11 **COMMISSIONER BLANCO:** Yeah.

12 **CHAIRPERSON DAI:** And then we can maybe vote on
13 it after lunch.

14 **COMMISSIONER BLANCO:** And I'll look at my e-mails
15 as well.

16 **CHAIRPERSON DAI:** That would be great. So, the
17 time is 12:06. We are still on item 2A from yesterday on
18 the technical and outreach discussion, but I do
19 anticipate that we have caught up sufficiently that most
20 of the other items will not take as long. So, I'm
21 actually going to suggest we take an hour and a half for
22 lunch, which is relatively (inaudible). And then we'll
23 be able to take up the other items when we come back.

24 So, to be specific, it's actually slightly than
25 an hour. If it's 12:07 now, may I suggest we resume at

1 1:30, and that will give us time to find whatever we need
2 to in this document and be able to vote on it when we
3 return. Great. Thank you. So we are adjourned until
4 1:30, and we'll see you back.

5 **(Noon recess held off the record)**

6 **CHAIRPERSON DAI:** Welcome back. This is a
7 resumption of the meeting of the California Citizens
8 Redistricting Commission. We are picking up where we
9 left off. We were still on the technical outreach
10 discussion topics part of our agenda, which is quite
11 meaty. And Commissioner Ontai has arrived, and I'm going
12 to turn the helm over to him.

13 **COMMISSIONER ONTAI:** Thank you. Did we finish
14 item A? Was that completed? It was not. Okay. So, I
15 apologize for coming in late, but I think the part that I
16 caught when I came in was a review of Commissioner
17 Ancheta's procedures. So, I'll start with that. So, if
18 we can all pull out his recommended procedure. Do you
19 all have a copy of his draft?

20 I think, if we could turn to the last page, page
21 7, and the issue here is that we're concerned about -- I
22 think we were going to be concerned about the Statewide
23 public hearing inputs that are coming up the next couple
24 of weeks. So, if we have large crowds that come to these
25 events, how do we handle that? And I know we've had

1 policies on a minimum of three minutes and a maximum of
2 five, and that's a judgment issue on the part of the
3 Chair. But what if we do have larger crowds where we
4 have to constrict that?

5 **CHAIRPERSON DAI:** Commissioner Ontai, I think
6 we're not done with 2A. Commissioner Blanco, did you
7 have a chance to find your changes?

8 **COMMISSIONER BLANCO:** I did.

9 **COMMISSIONER FILKINS-WEBBER:** Well, while she is
10 looking for that, I just have a couple of corrections.
11 Since Commissioner Ancheta is not here, I don't know if I
12 can ask Janeece to maybe make a couple of notes for him.
13 Under the submission format, we already agreed earlier
14 that there would be 16 copies, and in his draft he has
15 25. So, we might, based on our discussion earlier this
16 morning, modify that portion. And then since the
17 schedule has been set, continuing on under guidelines for
18 the presentation, we can fill in the time for May 24th.
19 He also has in here the insert e-mail, so we need to make
20 sure that those are in there.

21 There might need to be a modification to also
22 that section regarding providing no more than 25 minutes.
23 That probably should correlate with the procedures that
24 we talked about this morning, just to make sure that
25 there is consistency rather than inconsistency between

1 the two documents.

2 **CHAIRPERSON DAI:** I wonder if we should either
3 merge them or separate one to be about the content and
4 one to be about the --

5 **COMMISSIONER FILKINS-WEBBER:** Yeah.

6 **CHAIRPERSON DAI:** -- you know, sign up and times.

7 **COMMISSIONER FILKINS-WEBBER:** That's true,
8 because then you could probably just take out the --

9 **CHAIRPERSON DAI:** Just take out the sections.

10 **COMMISSIONER FILKINS-WEBBER:** -- Section 2 that
11 says submission format entirely.

12 **CHAIRPERSON DAI:** Yes, Commissioner Blanco.

13 **COMMISSIONER BLANCO:** So, I -- what I had noted,
14 and I think I actually brought it up in a full meeting,
15 not just to Commissioner Ancheta, was on page three at
16 the bottom on Section 2 where it says, the Commission
17 seeks to comply with Section 2 primarily. And then if
18 you go down to the next paragraph it says, will attempt.
19 My comments were about the qualifying language, and that
20 I thought it was more straightforward to say, "will
21 comply with Section 2 by preventing," and then on the
22 next one to say, take out the attempt, "will draw where
23 necessary." And since that is the law, my comment was
24 that qualifying it was actually not an accurate statement
25 of the law. And so I would take all those sort of

1 qualifiers out.

2 **CHAIRPERSON DAI:** Okay.

3 **COMMISSIONER BLANCO:** And I think Commissioner
4 Ancheta agreed, but he's not here. So, that's -- if we
5 want to talk about it, but those were my comments.

6 **CHAIRPERSON DAI:** I don't have any objection to
7 that. I think the (inaudible) you need to state the law,
8 I think that's fine. And then did Commissioner Blanco,
9 did you have a chance to look at Mr. Lee's suggested
10 changes too? He had a few that might have changed like
11 that as well.

12 **COMMISSIONER BLANCO:** Let me go back and look at
13 them. Were they in --

14 **CHAIRPERSON DAI:** They were submitted as a public
15 comment yesterday.

16 **COMMISSIONER BLANCO:** I'm trying to think which
17 e-mail it was. He -- Because he commented on a couple of
18 different things.

19 **CHAIRPERSON DAI:** Yeah, it was --

20 **COMMISSIONER BLANCO:** If somebody had it handy,
21 tell me. This -- Okay. Comments on proposed guidelines.
22 That might be it.

23 **CHAIRPERSON DAI:** Yeah. Because I think these
24 were just minor tweaks.

25 **COMMISSIONER BLANCO:** Yeah, I think they were.

1 Let me just see. Population equality.

2 **CHAIRPERSON DAI:** Did anyone else --

3 **COMMISSIONER BLANCO:** It looked to me like his --
4 Well, I would agree, actually, with his first comment
5 under Section 2 that -- and, again, it's a restatement of
6 the law where he says they have the purpose or the effect
7 of discriminating, because our draft currently says
8 discriminate, and I think the common usage of that
9 implies intent, and Section 2 is very clear that it's
10 both intent or effect.

11 **COMMISSIONER FILKINS-WEBBER:** Effect, right.

12 **COMMISSIONER BLANCO:** So, I think that's a good
13 catch on their part. And then, let's see, development --

14 **COMMISSIONER FILKINS-WEBBER:** Do you have a date
15 on the letter that you're looking at?

16 **COMMISSIONER BLANCO:** It is --

17 **CHAIRPERSON DAI:** Comments on draft submission
18 guidelines, May 5th.

19 **COMMISSIONER BLANCO:** Okay. And then developers
20 who --

21 **CHAIRPERSON DAI:** Yeah, the whole roman numeral
22 guidelines for presentation is probably covered by the
23 other document we have. So, I think it's probably
24 easiest to either merge them or, you know, delete the
25 duplication between these two documents.

1 **COMMISSIONER BLANCO:** I don't feel as strongly
2 about his next edit. I think it's -- that's more -- I
3 think that's just sort of editorial --

4 **COMMISSIONER FILKINS-WEBBER:** Right.

5 **COMMISSIONER BLANCO:** -- you know, and not so
6 much --

7 **COMMISSIONER FILKINS-WEBBER:** Legal.

8 **COMMISSIONER BLANCO:** -- legal, like the prior
9 point about effect. But, you know, if people felt it was
10 stated better, I wouldn't mind if, you know -- To me it's
11 not a substantive comment.

12 **CHAIRPERSON DAI:** I wonder if the rest of the
13 Commission is comfortable if we delegate this to
14 Commissioner Blanco and Commissioner Ancheta to finalize.

15 **COMMISSIONER BLANCO:** Yeah. I'd be glad to clean
16 it up and -- I mean, I'd be glad to look at this comment
17 and look at ours and say, this is what we'll incorporate
18 and this is what we won't incorporate, and --

19 **CHAIRPERSON DAI:** And work with staff to --

20 **COMMISSIONER BLANCO:** And when do we need me to
21 do that? By when?

22 **CHAIRPERSON DAI:** ASAP.

23 **COMMISSIONER FILKINS-WEBBER:** Yesterday.

24 **CHAIRPERSON DAI:** Yeah, yesterday.

25 **COMMISSIONER BLANCO:** All right. I'll do it by

1 the end of the day.

2 **CHAIRPERSON DAI:** Okay. Great. And then
3 Commissioner Aguirre has volunteered to clean up kind of
4 the logistical piece.

5 **COMMISSIONER ANCHETA:** Yeah. (Inaudible).

6 **COMMISSIONER BLANCO:** Okay.

7 **CHAIRPERSON DAI:** (Inaudible).

8 **COMMISSIONER BLANCO:** (Inaudible) we can --

9 **CHAIRPERSON DAI:** Yeah, let's (inaudible) so we
10 can get it posted, and so all of the organized groups
11 will know what's what.

12 **COMMISSIONER BLANCO:** No problem.

13 **CHAIRPERSON DAI:** Okay. Sorry, I think -- I just
14 wanted to make sure we dealt with the rest of A before we
15 went on. So, Commissioner Ontai was on to B.

16 **COMMISSIONER ONTAI:** Yeah. So, the question is,
17 at these Statewide or regional wide presentations by
18 organized groups, our format has been anywhere from three
19 to five minutes with individuals being asked to make
20 presentations first and then small groups and then large
21 groups. The concern here is that we're going to have
22 very large groups with more than five speakers. So, do
23 we apply the same rules or do we modify that? They are
24 -- we received some correspondence from Mr. Lee, as well
25 as others, that they feel that they're -- the policy that

1 we've been using is not satisfactory to organize
2 presenters. That we have several speakers, and, in their
3 view, they think we're not being fair to these groups as
4 well. So, we have a number of suggestions that have been
5 made.

6 **CHAIRPERSON DAI:** Commissioner --

7 **COMMISSIONER ONTAI:** Yeah.

8 **CHAIRPERSON DAI:** -- just to clarify, you're not
9 talking about the organized group days? You're just
10 talking about our regular public input hearings, right?

11 **COMMISSIONER ONTAI:** Right.

12 **CHAIRPERSON DAI:** Okay.

13 **COMMISSIONER ONTAI:** Actually (inaudible) to any
14 groups. But suggestion made by Commissioner Ancheta for
15 large groups is to limit the presentation to 25 minutes,
16 followed by Commissioners giving --

17 **CHAIRPERSON DAI:** I'm sorry, Commissioner. I
18 think you missed the discussion this morning, so we've
19 already decided -- We're done with item A. We're on to
20 B.

21 **COMMISSIONER ONTAI:** We're beyond that. Okay.
22 All right.

23 **CHAIRPERSON DAI:** That's why I was trying to
24 clarify.

25 **COMMISSIONER AGUIRRE:** (Inaudible).

1 **COMMISSIONER ONTAI:** I see. Penalty for being
2 late. So, B is maximum time limits for hearing and
3 further limitations on speaker time. Again, our policy
4 is three minutes to five. We've been reducing that to
5 two minutes if there are large crowds. So, is that
6 satisfactory to the Commissioners, that we continue with
7 that policy?

8 **CHAIRPERSON DAI:** Mr. Claypool?

9 **EXECUTIVE DIRECTOR CLAYPOOL:** So far we haven't
10 seen a crowd yet that has allowed three to five minutes.
11 Even last night, where it appeared that you would be able
12 to, in the end they were over that amount. One of the
13 things that was in the letter that was presented to us by
14 the organized groups yesterday was some policy that you
15 could set now and stay firm on so that people had an
16 expectation of what the speaking time would be. As we
17 move forward, it's hard to believe that you will have
18 smaller venues. You'll have larger.

19 I think you're really moving into a time where it
20 has to be two minute maximums with the possibility of
21 moving to a one minute timeframe or something like that,
22 because if you get into a venue where you have more than
23 200 to 300 people, I don't know how you can possibly let
24 them all speak.

25 **CHAIRPERSON DAI:** Commissioner DiGuilio.

1 **COMMISSIONER DIGUILIO:** I would say that I think
2 we need to maybe be realistic about two minutes. I think
3 with exception will be three minutes. Maybe last night
4 we were able to do that. But, particularly as we move
5 forward, and I would -- I'd just caution to go to one
6 minute. I think Commissioner Forbes is right, based on
7 what he said. I just don't think we're going to get a
8 level of detail in one minute. So, knowing that two
9 minute will be a limitation, and we may have, you know,
10 significant -- 200 people. And based on that, that I
11 think we should also consider some guidelines as to the
12 maximum amount of time we'll spend. I don't -- I think
13 we go 2:00 in the morning, it's not going to do good for
14 anybody.

15 So, I think there has to be a level that you're
16 right, we have to set some expectation for people, it's a
17 first come, first serve basis. We will try to
18 accommodate as many people as possible, but at a certain
19 hour it just -- we'll have to cut off public comment,
20 knowing that, of course, we can always accept public
21 comment in writing and other forms. It just may not be
22 in person.

23 **CHAIRPERSON DAI:** Commissioner Forbes.

24 **COMMISSIONER FORBES:** I thought that -- I mean,
25 two minutes per person, 30 per hour, we can't really

1 realistically do more than 150 numbers. We just can't.
2 And so one way of varying it is to say, you know, we're
3 going to hand out 150 numbers, and that's where
4 (inaudible) going to hand out.

5 **CHAIRPERSON DAI:** I think that we can limit the
6 handout of numbers. We can limit the total time that
7 we're willing to meet. We've had to do that for venue
8 restrictions before. For the edification of the public,
9 our current policy is at least 60 numbers have been given
10 out before the hearing even starts, then it automatically
11 goes to a two minute limit.

12 Last night we hadn't hit that number, so we
13 allowed three minutes, and we were able to -- I don't
14 know what the final count was, but I think the last
15 number was 74. But a number of people dropped out, and
16 we were only 15 minutes over. Many people did not take
17 their full three minutes, which was nice. So, we can't
18 always count on that.

19 So, if we have 200 people who want to speak, our
20 policy currently is that we'll give people numbers as
21 long as they arrive within the three hours that has been
22 posted for the hearing with no guaranty that people at
23 the high end will actually get their turn. So, people
24 understand that if they have a high number there is a
25 risk. So, I think what Commissioner DiGuilio is

1 suggesting is that we impose a maximum time limit,
2 regardless of the venue restrictions. I'll note that I
3 think our longest session has been five -- almost six
4 hours. Is it five hours and 45 minutes, I think, was our
5 longest session so far. Any thoughts on what the maximum
6 might be or any deferring opinion, Commissioner Yao?

7 **COMMISSIONER YAO:** The complaint that we heard
8 yesterday about us turning speakers away was specifically
9 identified to the Lancaster where we initially thought
10 that we had to be out of the facility by 5:00 p.m. Okay?
11 And the individual that showed up came within the
12 announced time period of our meeting and was turned away
13 because of the fact that she thought that we wouldn't get
14 around to her by five o'clock, based on the pace that we
15 were speaking. So, that individual did not stay. So, I
16 think any process of turning people away after they make
17 an effort to show up at the meeting is going to be
18 problematic.

19 **CHAIRPERSON DAI:** Mr. Claypool, I don't want to
20 leave a wrong impression with the public. I don't
21 believe we actually turned anyone away.

22 **EXECUTIVE DIRECTOR CLAYPOOL:** We have turned no
23 speakers away. We have at the Lancaster meeting, in
24 particular, and as well as at the meeting in San Fernando
25 said we have a time limit --

1 **CHAIRPERSON DAI:** Hard stop.

2 **COMMISSIONER YAO:** Right.

3 **EXECUTIVE DIRECTOR CLAYPOOL:** -- and you may not
4 -- you may be in a position where you are not called.

5 **COMMISSIONER YAO:** I totally -- I'm fully aware
6 what happened, and technically we didn't turn anybody
7 away. But at the time that the individual picked up the
8 number, she basically walked away with the impression
9 that she is not likely to be able to speak because of the
10 fact that we had to be out of the building by five
11 o'clock. Okay. So, on that basis, that individual left,
12 and that that individual left the way that she would
13 characterize it was that she got turned away. Okay?

14 Again, I'm not interested in talking about what
15 had happened at Lancaster, but the fact remains we
16 announce a meeting, we set a -- announce a timeframe,
17 people make an effort to come to our meeting, and then at
18 the meeting they were basically told that they can't
19 speak, for whatever reason. Okay? I think that scenario
20 is probably what we should focus on as to how to handle
21 that as compared to whether we're legally right or
22 they're right or anything else.

23 **CHAIRPERSON DAI:** Commissioner DiGuilio.

24 **COMMISSIONER DIGUILIO:** I think, you know, to
25 some level I understand what Commissioner Yao is saying.

1 Excuse me. But I think that we would never tell someone
2 they can't talk. We have to just set expectations so
3 they know what's realistic, particularly, I think, after
4 we come out with our first maps. Whether that's just
5 maybe some additional outreach in our communication by
6 our communications director, or whether it's clearly on
7 our website, or we -- We've done a good job, I think,
8 announcing in the meetings recognizing that we've been on
9 the average of whatever, 25 to 30 hour, look at your
10 number, this is the rate we're going, this will be our
11 maximum time.

12 I think we'll do our best effort to try and be as
13 inclusive as possible, but the public does have to
14 realize there are limitations to what we can do, what the
15 venues can do. And as long as they have some idea of
16 that up front, you may always have some individuals who
17 are dissatisfied, but we're trying to open up as many
18 venues as we can by allowing submissions in other ways.
19 So, I think we could try and balance that, and hopefully
20 people won't feel so disenfranchised.

21 **CHAIRPERSON DAI:** Commissioner Yao.

22 **COMMISSIONER YAO:** One option that we may want to
23 consider is setting up a second meeting room staffed by
24 one or two Commissioners. No live videos, just an audio
25 recording. And the recording will be posted to the

1 website after the fact while we keep the main meeting
2 room with the bulk of the -- or with the majority of the
3 Commissioners present running a regular meeting. So,
4 this way, perhaps, we can essentially run two input
5 sessions in parallel with the understanding that we're
6 really addressing the --

7 **CHAIRPERSON DAI:** Commissioner Raya, then
8 Commissioner Filkins-Webber.

9 **COMMISSIONER RAYA:** I think that people who are
10 perhaps more sensitive to being heard -- about being
11 heard want to speak to the full Commission. And, you
12 know, I think there again we're setting up -- that would
13 be setting up -- I'm not sure what it would be setting
14 up, but, you know, just trying too hard to -- We've had
15 only a few people, I think, who have gone away feeling
16 that there was something wrong with the system. I think
17 the majority of people have been very understanding, very
18 polite, very cooperative. And I think we just have to go
19 on the basis that we're doing the best we can and we --
20 and the public is also responding.

21 **CHAIRPERSON DAI:** Commissioner Filkins-Webber.

22 **COMMISSIONER FILKINS-WEBBER:** It comes down to a
23 time optimization, because if you do -- if you have a
24 crowd full of people, and then you see a few people going
25 into another room, and then they find out that they were

1 able to submit their testimony, you know, in some sort of
2 recorded fashion, then, you know, there is people that
3 won't want to wait around, and then what if you have half
4 the group that ends up doing that, and we ended up
5 shortening the venue, and all of a sudden we've stopped
6 early because half the group went in to go record their
7 testimony, and then you've got a situation where we have
8 to have it sent to the Commission, and then the
9 Commission has to sit there and listen to it in a
10 separate, you know, timeframe rather than the timeframe
11 that we've set aside for the meeting.

12 So, it's troubling, because, obviously, it's
13 frustrating to the public to have to sit around for two
14 hours. And if they're frustrated at that point, they're
15 going to want to go into this other room and tape record.
16 And if we're shortened, then it just is not a good use of
17 our time in that fashion.

18 **CHAIRPERSON DAI:** Commissioner Ontai.

19 **COMMISSIONER ONTAI:** Then, also, I think some of
20 the presenters may want to see a Democrat, Republican and
21 an Independent that they make their presentation to,
22 instead of all Democrats, all Republicans. But that's a
23 good idea as a time optimization challenge.

24 I sense the problem is we're beginning to evolve
25 and seeing how this is becoming very challenging. We're

1 getting some venues that are saying we've got to be out
2 by six o'clock. And that was totally unexpected, but the
3 public doesn't know that. So, events like that that
4 happened at Lancaster happen.

5 So, I think what we probably need to do, and this
6 is -- I would like to ask Dan, Mr. Claypool, after he's
7 finished with his very serious conversation, do we have a
8 post it policy on our website that tells the public what
9 to expect when they come to the public hearings?

10 **EXECUTIVE DIRECTOR CLAYPOOL:** No, we don't. What
11 we had was that memo that every member of the public
12 seems to have read from long ago that says three to five
13 minutes. They all come saying, no, wait a minute, I'm
14 supposed to get three to five minutes, and we say, no,
15 there has been a new policy. Now we post it on the door
16 that the over 62 -- over 61 (inaudible) policy. But I
17 think that we need to have that. We need to have moving
18 forward, and that's why, you know, this is a very timely
19 conversation.

20 **COMMISSIONER ONTAI:** Someone coming all the way
21 down from San Francisco to enter that door for the first
22 time, and suddenly sees a sign that says, you know, you
23 only have two minutes, it's not going to be a pleasant
24 experience.

25 **CHAIRPERSON DAI:** To be fair, it is posted on our

1 website. There have been a couple of press releases that
2 have gone out about that as well.

3 **COMMISSIONER ONTAI:** Okay.

4 **CHAIRPERSON DAI:** Commissioner Parvenu, you had a
5 comment?

6 **COMMISSIONER PARVENU:** Not at this point, other
7 than to state that I want to lean towards the side of
8 consistency, because when we go back and forth for two
9 minutes or three minutes because of the size of certain
10 towns, that already disadvantages the larger cities, like
11 LA and Oakland and San Diego, because we can assume that
12 they're going to be more crowded. So, that sort of
13 favors the rural outskirts areas. So, we might want to
14 keep that in mind as well when we're making the
15 determination. I lean towards the two minute standard.

16 **CHAIRPERSON DAI:** Okay.

17 **COMMISSIONER ONTAI:** Yeah, and I agree, two
18 minutes would be the absolute minimum. To go less than
19 that, my name is so and so, and that's it. You haven't
20 even gotten your message out. So, two would be an
21 absolute minimum, and even that I'm not sure you could
22 get a message across. But it is a time concern issue.
23 But I think we need to post all these changes that were
24 done on our website so the public knows right up to this
25 moment what those changes are.

1 Some groups have really put a lot of time in
2 these organizing these events. Maybe hours in practicing
3 how they're going to do it. And then to come here and
4 suddenly find the rules have changed, I think it's
5 disappointing.

6 **CHAIRPERSON DAI:** Commissioner Raya.

7 **COMMISSIONER RAYA:** The public information can
8 work with Mr. Wilcox to get whatever is agreed upon today
9 and make sure it gets up on the website so it's clear to
10 people well in advance.

11 **CHAIRPERSON DAI:** Thank you. I think, you know,
12 maybe a statement that, you know, we cannot predict how
13 many people may come, and we operate on a, you know,
14 first come, first serve policy. So, if you have a high
15 number, there is a possibility that you may not -- we may
16 not get to you. I mean, just so people know. It's not
17 that we're trying to turn people away. There is just a
18 practical reality how much we can accommodate.
19 Commissioner Ward.

20 **COMMISSIONER WARD:** I appreciate that. On the
21 line of that logic and that thinking, is there any will
22 on the Commission to also then abide by the posted time
23 limit and the limits that we're posting so to date, you
24 know, we might have a 6:00 to 9:00 posting, but in
25 reality that might be 6:00 to midnight, 6:00 to, you

1 know, who knows what? Being that different facilities
2 are going to have different requirements, and also just
3 the fact that, again, we're trying to get in and get the
4 flavor firsthand for our community, and have that
5 interpersonal relationship with the areas that we're
6 considering throughout the State.

7 However, certainly, even if we're there for eight
8 hours, that's certainly not an exhaustive opportunity to
9 truly understand. And being that with the two minute
10 time limit, needing to be supplemented with further
11 follow up through the website and things like that, my
12 recommendation that I'd like to pose to the Commission
13 would be that, no matter what size the crowd is, abide by
14 the posted times that we have for the meetings from
15 hereon out.

16 **CHAIRPERSON DAI:** Any other thoughts on that?
17 Commissioner Yao?

18 **COMMISSIONER YAO:** (Inaudible) post a time. Up
19 until now we interpret that if the individual shows up to
20 the meeting between the start time and the end time that
21 they can pick up a number and they will be able to speak,
22 okay, because we are willing to stay as late as
23 necessary. But looking at the meetings after we release
24 the first map, and anticipating the number of speakers
25 will likely double, just taking a number of

1 consideration, we will not be able to work to that
2 understanding.

3 So, in other words, if we can only listen to --
4 pick a number, a maximum of 150 people, then how can we
5 communicate with the audience that come to our meetings
6 saying that they may drive three hours to our meeting and
7 they may not be able to speak. I think that's the --
8 above all that is the issue. They really don't want to
9 drive three hours and hand in a script for us to record.
10 But is there a way that we can -- If they do their part
11 and make the effort to come, is there any way that we can
12 assure them that we'll give them the attention?

13 I don't think it's really a lot to ask for
14 somebody to drive even an hour to be able to speak for
15 two minutes. Okay? You know, that's -- how often do we
16 go to a meeting, an hour each way, and then having input
17 for just 120 seconds.

18 **CHAIRPERSON DAI:** Commissioner DiGuilio.

19 **COMMISSIONER DIGUILIO:** I guess I feel like, to
20 kind of merge a little bit of what Commissioner Ward was
21 saying and Commissioner Yao, I feel like we do need to
22 set a limit in terms of time. And if we say it's posted
23 to 9:00, then if that's where we want to stop. But
24 otherwise, in order to accommodate people, it seems like
25 a reasonable -- I would suggest maybe five hours. That

1 would make it 11:00. I think much beyond that -- Maybe
2 someone wants to consider midnight. I don't know, if we
3 get a large number. But, again, I just think that at a
4 certain point it's not going to do people -- us much good
5 to be there that late. And again, I understand
6 Commissioner Yao being concerned about people who have
7 made a big effort, but there is just certain things that
8 are going to be out of our hands that we just can't --

9 As much as we'd like to accommodate people, short
10 of having a real time posting online that says we're at
11 number -- it's 5:45, and we're at number 130. Don't
12 bother coming. You know, something like that. I guess I
13 would suggest that if we want to have an upper time limit
14 that we be allowed to accommodate as many people as we
15 can up until five hours time period.

16 **CHAIRPERSON DAI:** Commissioner Ward.

17 **COMMISSIONER WARD:** Thank you, Chair. You know,
18 I think you make a great point, and I think that's why
19 it's so important that we do exactly what the Chair is
20 doing in trying to spell out exactly a better -- Because
21 I would argue that when we make it clear that we're
22 giving two minutes a person that someone is probably not
23 going to drive three hours to have that two minutes when
24 they have a real case and data that they want to share.
25 Once they understand the process, I think that's

1 something that hasn't been -- that has led to some of
2 this. So, I think that's why it's a great discussion.

3 I think if the Commission's will is to extend to
4 five hours, then we should agree on five hours so that
5 the facility requirements are clear, but I think we need
6 to post five hours then and hold it at that. But if we
7 have a 6:00 to 9:00, 6:00 to 10:00, that's it. So, if
8 you come at 9:50, the hope would be that nobody is
9 speaking and that 10 minutes is open for you to speak.
10 You understand what I'm saying? So, you wouldn't show up
11 at 9:50 expecting to get a number and speak later. At 10
12 o'clock the doors close.

13 **CHAIRPERSON DAI:** Commissioner Raya.

14 **COMMISSIONER RAYA:** Well, I have a question of
15 staff, because we're maybe jumping ahead of ourselves,
16 whether all the venues can accommodate an extended time.

17 **CHAIRPERSON DAI:** We've been doing -- we've been
18 checking with each venue as we've been going.

19 **COMMISSIONER RAYA:** Well, but, I mean, if we're
20 going to post a policy it would be better to know in
21 advance that we can be there five hours.

22 **CHAIRPERSON DAI:** I think we're saying a maximum
23 of five hours. Mr. Claypool.

24 **EXECUTIVE DIRECTOR CLAYPOOL:** Tonight is a hard
25 deadline of 9:30. So, we have to be packed and out of

1 here at 9:30. So, many of these venues, as in Lancaster,
2 will have hard deadlines. And so, we've had that.

3 **CHAIRPERSON DAI:** So, I think subject to venue
4 restrictions, it might just be three hours. But I think
5 what -- If I understand correctly, Commissioner DiGuilio
6 is proposing a maximum of five hours; is that correct?

7 **COMMISSIONER DIGUILIO:** That's correct.

8 **CHAIRPERSON DAI:** Okay. Other -- any other
9 Commissioners who have not yet spoken who would like to
10 respond to that?

11 **COMMISSIONER YAO:** A new thought.

12 **CHAIRPERSON DAI:** Commissioner Yao.

13 **COMMISSIONER YAO:** You know, we picked a starting
14 time based on the convenience of people getting here
15 after work. We may want to examine that for some people
16 that can get here earlier, and that may be okay with us.
17 I don't know for sure, but that may be okay with us to
18 extend the time period in that direction as compared to
19 going beyond the end. And with maybe we can have the
20 extended period without the full Commission being present
21 as well, for those people that absolutely want to speak
22 and want to speak to someone.

23 **CHAIRPERSON DAI:** Commissioner Blanco.

24 **COMMISSIONER BLANCO:** Yeah. I kind of like that.
25 I mean, in a sense it acknowledges sort of staggered work

1 schedules that people -- you know, not everybody -- we
2 did that to be as accessible as possible, the six o'clock
3 start time. But, actually, if we started earlier and
4 maybe set -- I want to say that I agree that the most
5 important thing is whatever it is that it be a clearly
6 spelled out expectation. And that's really the bottom
7 line so that everybody knows. And we can't -- we can't
8 resolve this completely and neatly and perfectly. Some
9 -- You know, so I don't have an opinion yet about should
10 we set a cutoff time that's firm and nobody -- you know,
11 all that kind of stuff.

12 But I do -- I am intrigued by the idea of having
13 -- starting earlier and maybe having a cutoff time like
14 we've had, because maybe we need a larger period of time
15 over which to accommodate people. Maybe we're getting
16 everybody too much in one small timeframe, and they're
17 stacking up in a way that if we had a bigger window we
18 might have more leeway. Some people might be able to
19 come at the early end, and we might alleviate some of the
20 problems.

21 **CHAIRPERSON DAI:** Commissioner Filkins-Webber.

22 **COMMISSIONER FILKINS-WEBBER:** I agree, because,
23 if you've noticed, we've had quite a number of people who
24 have gotten to our meetings early, at about five o'clock,
25 because they were able to come in. I noticed that in

1 Long Beach. I actually knew some of the women who didn't
2 actually end up speaking, but they were there at five.
3 So, I was like, wow, you're going to get up first, but
4 they didn't end up selecting a number. But I noticed
5 that yesterday. I've noticed that at every meeting.

6 So, what's interesting is if we -- we right now
7 have the three hour time limit of handing out the
8 numbers. If we started at 4:00 -- We also have to keep
9 in mind that there is a difference -- you have less
10 people dropping out on the 2:00 to 5:00 sessions on the
11 weekends. Those people are hanging around, and so all of
12 those people are speaking. But if we, on the weeknight
13 venues, we might consider a 4:00 to 7:00 in handing out
14 numbers. So, you would figure that most people are going
15 to be able to get there by 7:00, if they're completing
16 their work schedule by 5:00, the earlier people can get
17 in there without waiting, and then it allows for the
18 longer commute people to get in by 7:00, 7:30 and still
19 have a chance to speak, and we're still at our five
20 hours, we're at nine o'clock max, you know, provided that
21 the venue will allow that, and then we can also absorb
22 more --

23 You know, also looking at it from the
24 Commissioner's perspectives, we're getting a lot of
25 public comment on those days, you know, especially when

1 we're doing back to back. That could give us easily a
2 couple of hours in the evening to actually read before we
3 go into our next input meeting the next day.

4 **CHAIRPERSON DAI:** Mr. Claypool, I would like to
5 give you an opportunity to respond to this, given that we
6 have already negotiated venues and contacts.

7 **COMMISSIONER FILKINS-WEBBER:** Well, I mean, there
8 is a lot to be determined dates. I'm looking more post
9 map, not necessarily what we've got already on schedule
10 now. But we're going to see these increased crowds. So,
11 we've got quite a number of days after the -- well,
12 primarily for July, we've got a number of to be
13 determined. And so I'm looking at it more on the days
14 that we don't necessarily have posted, or when we might
15 have a little more leeway with the venue looking at the
16 latter part of June, and definitely July seems to be wide
17 open to do this.

18 **CHAIRPERSON DAI:** For clarification,
19 Mr. Claypool, do we not tell people they can pick up a
20 number as early as an hour beforehand?

21 **EXECUTIVE DIRECTOR CLAYPOOL:** We do allow them to
22 pick up their numbers an hour beforehand, and they could
23 be speaking during that hour. So, clearly, you could
24 pick up an hour very neatly there. You will run into two
25 issues. The first issue will be with the business

1 meetings. When we have them, you're going to have to cut
2 them back, and we were going to maybe talk about that
3 anyway. And then the other issue that you will run into
4 is just it will be venue by venue as to how early we may
5 get in.

6 **CHAIRPERSON DAI:** Commissioner Ward.

7 **COMMISSIONER WARD:** Sounds -- I love that we're
8 firming this up, like I said. It's something that I know
9 has been hard for me. I still think, though, that even
10 consideration of Commissioner Filkins-Webber's thought
11 that we still need to consider the ceiling limit, and
12 I'll tell you why. Particularly San Luis I remember
13 things like that, you know, people have childcare issues
14 and things like that, and we have a posted time. They
15 show up. You know, we're using the scenario that someone
16 comes in 10 minutes before or five minutes before, and
17 now they get a number. Well, that's great, but if
18 they've still got to wait two and a half, three hours to
19 actually get the chance to speak, that's probably not
20 very helpful to them. Like I said, people don't plan to
21 come to a meeting that's between 6:00 and 9:00 and not
22 actually get a chance to use their number until midnight.

23 So, like I said, I don't think in total anyone's
24 interest is served by just, you know, having these hours,
25 and then that extends us to wherever it extends us to. I

1 think that, like I said, a posted time allows you to plan
2 accordingly and understand the rules, two minutes,
3 understand that it could sell it, and understand that,
4 you know, and you just have to do the best you can.

5 Also, in consideration of the fact that there is multiple
6 ways to provide the testimony. This isn't a sole source.

7 **CHAIRPERSON DAI:** Did you have more, Commissioner
8 Blanco? Commissioner DiGuilio.

9 **COMMISSIONER DIGUILIO:** One other point, too. I
10 think this is a new -- to some degree, it's a new format
11 for people, but they're getting used to what it takes. I
12 think if you've been watching this at all you realize
13 that it can be hours worth of wait. But I thought it was
14 helpful, we started to give instructions, at least, I
15 think again it's all blurring, I want to say not
16 Lancaster but San Fernando, that basically, you know,
17 there were people that left. There were people that left
18 when they realized this is going to be a couple hours, so
19 they could leave and they could come back. And there is
20 some level of you don't actually have to sit there for
21 that long because it's going to take a while. One person
22 went and had a drink and came back. So, there are
23 options, and we -- as long as I think we're as
24 considerate as we can and to mention to people there are
25 options, you don't have to stay there, maybe that will

1 help them, unless they sit for hours waiting.

2 **CHAIRPERSON DAI:** So, is there any further
3 discussion? Do you want to make it a motion in terms of
4 the maximum -- maximum length of any hearing? And I
5 think I also heard a proposal from Commissioner Ward
6 that, you know, if we're going to have that length that
7 we actually post it as such, and just make it clear that
8 we're going to close down at the end of that period. So,
9 any other thoughts on that?

10 **COMMISSIONER FILKINS-WEBBER:** I think we were
11 looking at five hours, and I think it was Commissioner
12 DiGuilio.

13 **CHAIRPERSON DAI:** And, again, this is maximum.
14 So, obviously, if we run out -- I mean, I think the one
15 slight wrinkle on this, and I think it's probably why we
16 have never posted five hours, is that there is an implied
17 obligation to stay five hours even if we run out of
18 speakers. And I think we've been safe with three hours.
19 They're probably only even a few sessions where we might
20 have been able to end before three hours, but I imagine
21 there might be many sessions that we would be able to end
22 before five. And what we don't want to do -- We'd have
23 to make that clear in the posting, that if necessary,
24 because we would want to be able to leave sooner than
25 five hours if we only had a handful of speakers show up.

1 **COMMISSIONER FILKINS-WEBBER:** I thought you had
2 suggested that if we were looking at that maximum, based
3 on what Commissioner Ward was saying, which I agree with,
4 it's not necessarily a posting issue. It's just as you
5 said, provided that the venue can accommodate, and that
6 we would be, for the benefit of the public as well as our
7 ability to, you know, comprehend listen to people, I
8 mean, it starts to run off past 11:00. But if we're
9 looking at -- So, I thought we were talking about just
10 like a general idea, not necessarily that -- I think the
11 posting times will still remain the same, at like a three
12 hour, but we still have an idea of what the maximum limit
13 would be.

14 Because if you have, you know, 250 people, I
15 think our discussion here is that we're not going to go
16 more than five hours max, provided that the venue allows
17 it. So, if the venue allows us to go until midnight, we
18 started at 6:00, we already have a general consensus that
19 we wouldn't go beyond 11:00.

20 **CHAIRPERSON DAI:** 11:00.

21 **COMMISSIONER FILKINS-WEBBER:** Correct. And
22 provided that the venue will grant us that. So, that's
23 what I was looking at. And if we start at 4:00, the idea
24 is still the same, the meeting would be posted for, you
25 know, three hours, but and we give out the numbers during

1 that time, but our collective thought is we would not be
2 going beyond 9:00, even though the venue might allow us
3 until 11:00. So, just varying that time, I was thinking
4 about that five hours that we talked about. We don't
5 necessarily post it for five hours, but that it's the
6 general idea that we'll go those two extra hours for the
7 public.

8 **CHAIRPERSON DAI:** Right.

9 **COMMISSIONER FILKINS-WEBBER:** But if there is
10 more people that need to speak, I'm afraid that we do
11 have to cut it off, like Commissioner Ward said.

12 **CHAIRPERSON DAI:** Okay. So, I just want to
13 clarify, because originally what I heard from
14 Commissioner Ward is that we should post those times.
15 And the challenge with actually posting them is that
16 we're obligated to stay, even if there are no speakers,
17 because there may be people who think, as you said, they
18 could just shoot in 10 minutes before the end and speak
19 because they may or may not have familiarity with what
20 we've been going through with the crowds that we've had.

21 **COMMISSIONER DIGUILIO:** Do we need a motion on
22 this or (inaudible)?

23 **CHAIRPERSON DAI:** Well, I think it would be good
24 to just clarify our policy, and then Commissioner Raya
25 has volunteered to make sure that the public information

1 committee takes that forward and it gets appropriately
2 posted.

3 **COMMISSIONER DIGUILIO:** Let's see. I'll be happy
4 to make the motion and see if I get the main parts. That
5 I'd like to make a motion that we -- we will post our
6 meeting -- our meeting time will be from 6:00 to 9:00
7 with the option to extend to a maximum of five hours.
8 I'm sorry. I should say our meeting time -- Let me
9 rephrase that. We will have our posted three hour
10 meeting frame, which is on the weekends it's something
11 different, with a maximum of up to five hours, if the
12 venue allows. Let's see. We will -- I also think we
13 should reaffirm that we will only take numbers until --
14 people will only be given numbers up until nine o'clock.

15 **CHAIRPERSON DAI:** Or the end of the posted time.

16 **COMMISSIONER DIGUILIO:** Within the -- I'm sorry
17 -- within the posted time. I'm sorry. Not nine o'clock.
18 We need to post -- make sure our post of two minute time
19 limit I think -- Is that what we're --

20 **CHAIRPERSON DAI:** Maximum.

21 **COMMISSIONER DIGUILIO:** Maximum two minute time
22 limit. We also need to explore options to consider
23 earlier start times. Do you want to put that in this
24 motion too? I think we need to have someone explore it.
25 Is that --

1 **CHAIRPERSON DAI:** We can just direct staff to
2 explore it.

3 **COMMISSIONER DIGUILIO:** Okay. And then just in
4 the end we reaffirm the alternative methods of
5 submissions as well. So --

6 **COMMISSIONER FILKINS-WEBBER:** Second.

7 **CHAIRPERSON DAI:** I wonder if we could simply
8 that motion into the maximum time limit of two minutes
9 per speaker, and a maximum extension of two hours beyond
10 the posted time. And that being subject to venue
11 restrictions and demand. I mean, if there is no one here
12 at --

13 **COMMISSIONER DIGUILIO:** Yeah.

14 **CHAIRPERSON DAI:** -- nine o'clock, I don't want
15 to wait for two hours.

16 **COMMISSIONER DIGUILIO:** That's fine. I just had
17 taken notes, so I was trying to get them all in. So,
18 maybe I should rephrase it for Janeece. Okay. The
19 motion is to make a two minute time limit.

20 **COMMISSION LIAISON SARGIS:** Is this an amendment
21 to your motion? Because I have a motion and second on
22 the floor.

23 **COMMISSIONER DIGUILIO:** Should I --

24 **CHAIRPERSON DAI:** Do you want to try restating
25 it?

1 **COMMISSIONER DIGUILIO:** I'll withdraw it and
2 simplify. I'll withdraw it.

3 **CHAIRPERSON DAI:** Mr. Claypool.

4 **EXECUTIVE DIRECTOR CLAYPOOL:** One other thing
5 that, very quickly, you may wish to consider, and that is
6 also a time limit on the responses to you from the
7 individuals that you ask questions of. Because right now
8 you'll ask a two minute -- they'll give a two minute
9 presentation, and some of them will give an eight minute
10 response.

11 **CHAIRPERSON DAI:** That's a good point. I don't
12 think we've quite had an eight minute, but we've
13 definitely had probably two or three minute responses.

14 **COMMISSIONER DIGUILIO:** Maybe before I make
15 another motion we want to consider the time limit for
16 response?

17 **CHAIRPERSON DAI:** One minute.

18 **COMMISSIONER FORBES:** I'm inclined not to do
19 that, because I think there is not as many -- we don't
20 ask a lot of questions, and sometimes the answer can be
21 short and sometimes it can be long. It would take us
22 longer to explain that your response cannot be more than
23 one minute than it would be just to respond.

24 (Inaudible).

25 **CHAIRPERSON DAI:** Can we just ask the

1 Commissioners to refrain. I mean, it worked really well
2 in Lancaster. We got through a lot of speakers because
3 we asked Commissioners to refrain from asking so many
4 questions.

5 **COMMISSIONER DIGUILIO:** It wouldn't hurt, though,
6 to have a policy. We could always -- If someone
7 continues to go a long time the Chair can just say we
8 have a policy that --

9 **COMMISSIONER FORBES:** The Chair just takes
10 control.

11 **COMMISSIONER DIGUILIO:** The Chair says we have a
12 policy that says we've limited (inaudible). Maybe that's
13 being too redundant.

14 **COMMISSIONER ONTAI:** Yeah, I think the Chair has
15 been doing that in the past.

16 **CHAIRPERSON DAI:** So, it doesn't feel like we
17 need it? Okay. So, Ms. Sargis, do you want to -- Oh,
18 sorry. You withdrew. Did you want to -- Mr. Miller?

19 **MR. MILLER:** I'm sorry to interrupt, but the
20 concept of a list seemed to work well as a shorthand for
21 capturing the policy. I've noted thus far with the
22 speakers that are limited to two minutes, that the
23 maximum time for input hearings would be two hours beyond
24 the posted times, venue permitting, and that no numbers
25 would be given out after the posting time. Are there

1 additional elements to the proposed policy than those?

2 **COMMISSIONER DIGUILIO:** I'll second that.

3 **COMMISSIONER FILKINS-WEBBER:** So moved.

4 **CHAIRPERSON DAI:** Okay.

5 **COMMISSIONER DIGUILIO:** I'll second it.

6 **CHAIRPERSON DAI:** It was moved by Commissioner
7 Filkins-Webber, and it was seconded by Commissioner
8 DiGuilio. I think we understood that. So, did anyone
9 have a question on what the motion was? Do we have any
10 further discussion on it?

11 **COMMISSIONER YAO:** Should we have a caveat also
12 that says in the event we're at a venue where we have to
13 be out by a certain hour, those times may be compressed?
14 I mean, that happened in LA and in Lancaster.

15 **CHAIRPERSON DAI:** Well, they weren't compressed.
16 They were exactly three hours.

17 **COMMISSIONER YAO:** Okay. All right.

18 **CHAIRPERSON DAI:** I mean, I'm sure that our staff
19 is not finding -- is not getting us venues that don't
20 allow us to go beyond a post -- you know, we have to meet
21 our posted time. Otherwise we wouldn't have those
22 venues.

23 **MR. MILLER:** I did actually note that caveat when
24 listed that any extension is venue permitted.

25 **CHAIRPERSON DAI:** Commissioner Ward.

1 **COMMISSIONER WARD:** Thank you, Chair. The only
2 comment I have is that this kind of conversation started
3 because of concerns that had been raised from the process
4 that we were currently doing, and I don't sense that this
5 motion, to me anyway, really does much about that. It
6 just simply kind of clarifies what we're doing. Moves
7 our time down to two minutes and kind of sets a cap
8 instead of being able to spend three minutes (inaudible).
9 But it doesn't really change the process based off of
10 issues that have kind of been spotted. That's why just a
11 last bid for the recommendation of agreeing on this is
12 how many hours we are going to have a meeting for, this
13 is the posted times, and then we just stick to it.

14 Again, it might not be as pretty from the
15 business end, but from the public perspective it allows
16 you to plan better all the issues that you might need to
17 plan in order to midweek or weekend go to a very busy
18 public meeting and get in, get your testimony and get out
19 in an effective and efficient way. Again, with the way
20 we have it now, you'll still have that three hour time
21 limit, but you could show up at nine o'clock, be number
22 190, 200 plus and find that you don't actually get your
23 moment to speak, you know, for two more hours, two and a
24 half more hours. And I don't think anybody plans for
25 that. I certainly wouldn't. And so I just think from

1 the public perspective what we're hearing is that we can
2 improve that process. And this motion I don't sense
3 really necessarily does that.

4 **CHAIRPERSON DAI:** Commissioner Raya, do you want
5 to address that?

6 **COMMISSIONER RAYA:** Sorry. I'm sorry. I was
7 thinking and reading. I'm sorry. I was not paying as
8 close attention as I should have.

9 **CHAIRPERSON DAI:** I mean, I'm happy to respond to
10 it, but I thought maybe else wanted to respond too.

11 **COMMISSIONER YAO:** So, Commissioner Ward, what
12 would you suggest?

13 **CHAIRPERSON DAI:** Commissioner Ward.

14 **COMMISSIONER WARD:** My suggestion would simply
15 that whatever the Commission's will is for the amount of
16 hours that we spend in a public hearing at any given
17 venue is great with me, but just that we agree on that,
18 we post it accordingly, no matter what that time is, 4:00
19 to 8:00, 4:00 to whatever, and that's it. That's the
20 meeting. So, if nine o'clock hits and we still have 100
21 speakers, unfortunately they won't have their two minutes
22 to address us, but they still have every opportunity to
23 provide that input to the Commission at that point, but
24 that we not have an extension process that we use,
25 because, again, it doesn't allow the public the

1 opportunity to plan accordingly the things they might
2 need to balance in order to give that input to us.

3 **CHAIRPERSON DAI:** Commissioner Blanco, and then
4 Commissioner Filkins-Webber.

5 **COMMISSIONER BLANCO:** So, what you're saying,
6 Commissioner Ward, is that actually it's more equitable
7 to just have a firm cutoff, and then everybody knows what
8 it is, and you're not in a situation where if you're in
9 this venue and there is more people it gets cut off, and
10 if you're in another venue maybe you get a chance. The
11 way to keep not only the expectations but to have
12 everybody treated equally would just be to have a firm
13 cutoff? I'm just -- Yeah, yeah.

14 **COMMISSIONER WARD:** I believe that's true, as a
15 citizen.

16 **COMMISSIONER BLANCO:** Yeah, as a concept, right.

17 **COMMISSIONER YAO:** So, the counter argument to
18 that, Commissioner Ward, is wouldn't that invite a whole
19 lot of people to rush down in the hopes of signing up
20 before everybody else and have a mad rush of people
21 trying to get in thinking they're going to get in in
22 enough time, get in to sign within that limited amount of
23 time, and then we have a backlog of people waiting out
24 there.

25 **CHAIRPERSON DAI:** Let me let Commissioner

1 Filkins-Webber go and then Commissioner Yao.

2 **COMMISSIONER FILKINS-WEBBER:** With all due
3 respect, Commissioner Ward, I don't know that that solves
4 the problem because we -- we're still going to hand out
5 numbers during that posted time. So, I don't know that
6 it's a solution to the issue. I think that anybody who
7 finds it important, you know, for them to present
8 testimony during their posted time will get here, you
9 know, on time to be able to gauge the number of people
10 that are speaking and make that determination. We've set
11 the policy to give out the numbers.

12 So, I mean, even if we said that, you know, we're
13 only going to stay here until nine o'clock, you know,
14 you're still going to have a cutoff for the numbers
15 anyway. So, anybody who comes in at, you know -- if the
16 cutoff is eight o'clock and they come in at, you know,
17 7:59 and we hand them a number, everyone, you know, is
18 going to be at risk that they're not going to be able to
19 speak.

20 So, I don't know that it matters about the way
21 that we post it, or that we have a definite time, because
22 people are going to come and go at any hour, and they're
23 just going to -- If it's very important to them, they're
24 going to be here early, they're going to be able to
25 speak. If it's they've got other commitments, we

1 recognize that, they're going to try and get here as soon
2 as they can, but, again, they know that they're late,
3 they know that they're going to be behind quite a number
4 of people. So, I just -- I don't know that that's a
5 solution. It's troubling that we cannot accommodate
6 everyone, but we can accommodate those that are really
7 interested in this process to get here.

8 **CHAIRPERSON DAI:** Commissioner Yao.

9 **COMMISSIONER YAO:** You know, it's clear that we
10 can't manage the outcome, but I think we can do something
11 about the expectations. I think maybe what we need to do
12 is to have some kind of alert or some kind of statement
13 along with the agenda that we post saying we're -- we're
14 listening to approximately between 25 and 30 speakers an
15 hour, and over the last few weeks we've been getting 130
16 speakers, and you may have to wait for a long time, and
17 you may not be able to speak because of the five hour
18 restriction. Parking will cause you 19 dollars. You
19 know, these type of things. I'm serious.

20 **CHAIRPERSON DAI:** Oh, no. Yeah.

21 **COMMISSIONER YAO:** So that there is no surprises
22 when they --

23 **CHAIRPERSON DAI:** Yeah.

24 **COMMISSIONER YAO:** -- show up at the meeting. I
25 think that's the best we can do.

1 **CHAIRPERSON DAI:** Yeah.

2 **COMMISSIONER YAO:** Maybe that's the way we should
3 try to manage it as compared to trying to solve the
4 problem, because we clearly can't.

5 **CHAIRPERSON DAI:** I think Commissioner Raya has
6 volunteered to make sure those expectations are properly
7 communicated. Does that address your concern? Because I
8 think the other issue is if we post a five hour time
9 block we're obligated to stay. If we post a three hour
10 time block and people don't show up, we're only obligated
11 to stay for three hours. So, that's the problem with
12 posting exactly the time. It only works if we post it
13 for three hours. It will not work if we post it for
14 five.

15 **COMMISSIONER WARD:** Again, though, I just think
16 that the problem with extending is that you can extend,
17 you know, some places so much and you can't extend so
18 much. And then why did you extend? You know, I was
19 here. Why can't you extend for me? There is --

20 **CHAIRPERSON DAI:** We're dependent on the free
21 resources that are being donated to us.

22 **COMMISSIONER WARD:** No, I understand, and,
23 obviously, the Commission is knocking itself out to do
24 everything we can. I'm just, again, from the citizen's
25 view, the way I saw it solving a problem is just simply I

1 don't think that a number is a guarantee that you're
2 going to be able to speak. So, even if you have a
3 number, you know, the point is just that if it's -- if
4 the meeting is scheduled to a certain time you can't come
5 half hour early, get a number, and now feel that I'm
6 guaranteed to speak, they'll extend until my number.

7 Because these numbers, the amount of people that
8 show up are going to increase greatly, and we're going to
9 have people coming in 45 minutes to closing, and they
10 might get a number. But that number might be in the
11 hundreds, and they're not going to get the chance to
12 speak. And so the question is, well, you extend two
13 hours. I've been waiting for three hours and now you're
14 closing down? It just sets up -- We've seen tastes of
15 this so far, and I just see all of that being avoided and
16 all of that kind of critique being negated when we simply
17 have start here, end here. We do our best to hear
18 everybody. We're going to fit as many in at that time as
19 we can, but that's it.

20 **CHAIRPERSON DAI:** Commissioner DiGuilio.

21 **COMMISSIONER DIGUILIO:** I'm sorry. So, I just
22 want to -- So, what you're saying, Commissioner Ward, is
23 that you just want to keep it at three hours period? We
24 don't set -- or is it that -- I guess what I'm trying to
25 say is, would you like it just to be at three hours,

1 because then that makes it the issue that we're trying to
2 accommodate as many people by providing the option to
3 extend, but if you want to -- But then we go back to
4 Commissioner Dai's point that if you want to put down the
5 hours from the five hour block, that obligates us to be
6 there for five hours. So, it seems like the halfway
7 point between those is to say we'll do the three hours
8 with the option to go up to two hours if we -- if there
9 is enough speakers.

10 **CHAIRPERSON DAI:** Commissioner Raya.

11 **COMMISSIONER RAYA:** Okay. I think is there still
12 a motion on the floor?

13 **CHAIRPERSON DAI:** Yes, there is.

14 **COMMISSIONER RAYA:** Okay. Well, I'm not amending
15 the motion. I'm just going to summarize so that we can
16 see if we're mostly on board about this, what we will
17 post and whether that will answer all of these issues.
18 Okay. Maximum two minutes per speaker. Maximum two
19 hours beyond the posted meeting time, depending on the
20 accommodations the venue can provide.

21 **CHAIRPERSON DAI:** And demand.

22 **COMMISSIONER RAYA:** I'm sorry?

23 **CHAIRPERSON DAI:** And demand.

24 **COMMISSIONER RAYA:** Oh, and demand. Of course.

25 **CHAIRPERSON DAI:** I mean, obviously, if we run

1 out of speakers we're not going to wait around.

2 **COMMISSIONER RAYA:** Okay. No numbers given out
3 after the posted meeting time, and then we will give
4 people an idea of the average number of speakers so far
5 has been 130 per meeting. All speakers may not have the
6 chance to be heard within the time that the Commission
7 can provide.

8 **CHAIRPERSON DAI:** And, if not, they can --

9 **COMMISSIONER RAYA:** And, if not, they can submit
10 through other means. Does that pretty much cover it for
11 some -- I mean, I'll make it sound better.

12 **CHAIRPERSON DAI:** Yeah. No, I think those are
13 the main points. I mean, I think the main issue, really,
14 is setting appropriate expectations, because there are
15 probably people who have never participated in giving
16 public testimony before, and so they just may have
17 unrealistic expectations. I mean, anyone who has
18 actually done this before kind of knows how it works and
19 realizes they're going to be waiting a long time. But a
20 lot of people have done math before, so it's helpful.
21 Mr. Claypool.

22 **EXECUTIVE DIRECTOR CLAYPOOL:** We would like a
23 restatement of the motion.

24 **CHAIRPERSON DAI:** I think the motion is fine. We
25 were just -- I think the motion, which Kirk had actually

1 stated, was totally fine. I think Commissioner Raya was
2 just trying to explain to the Commission how we're going
3 to work with Rob to make sure that these are posted
4 accordingly.

5 **COMMISSIONER RAYA:** Yeah. I just --

6 **CHAIRPERSON DAI:** It's not a modification of the
7 motion.

8 **COMMISSIONER RAYA:** No.

9 **EXECUTIVE DIRECTOR CLAYPOOL:** Okay.

10 **COMMISSIONER YAO:** Could you read the motion
11 again?

12 **COMMISSIONER FILKINS-WEBBER:** Mr. Miller.

13 **CHAIRPERSON DAI:** Go ahead.

14 **MR. MILLER:** Well, I'm just going to state it as
15 a list, and then we'll add any other words.

16 **COMMISSIONER FILKINS-WEBBER:** I'll add the, I
17 move. Go ahead.

18 **MR. MILLER:** Well, with this, the idea that this
19 is a motion that will result in internet posting,
20 clarifying our policy, which includes the following
21 elements. A maximum of two minutes per speaker, the
22 maximum extension time of two hours to the posted hours
23 of any meeting based on the accommodation of the venue
24 and demand for additional time, no numbers will be given
25 to speakers after the posted time, and advise speakers,

1 given the volume of attendees, that it may not be
2 possible for everyone to be heard.

3 **CHAIRPERSON DAI:** That sounds pretty good. Okay.
4 Any further discussion. Seeing none, any public comment?
5 Seeing none, can we vote on this? All those in favor,
6 please raise your right hand and hold it in the air until
7 Ms. Sargis can do the scan. It appears to be unanimous.
8 The motion passes. So, again, this is just to clarify
9 our policy and make sure that everyone knows what to
10 expect. And, you know, hopefully, as in Lancaster, there
11 are many speakers who did not use their full time. So, I
12 think if we ask people to look around the room and be
13 respectful, that's worked well. Commissioner Parvenu.

14 **COMMISSIONER PARVENU:** I know this has already
15 been posted for tonight's meeting 14 days ago, but do we
16 implement this tonight?

17 **CHAIRPERSON DAI:** Well, our policy has been that
18 if, you know, up to 60 numbers has been -- have been
19 given out before it begins, it's two minutes anyway,
20 which pretty much we've -- with the exception of last
21 night, we've pretty much had to implement. So, I don't
22 think it's terribly inconsistent with what we've been
23 doing. We just, you know, want to make sure it's really
24 clear. So, we'll just make sure it's posted somewhere
25 very prominent on the website, maybe actually on the

1 hearing schedule page.

2 You know, there was a press release that was
3 sent. There have been a couple of press releases that
4 have been sent out, but, you know, people may not know to
5 look at that spot on the website. So, we'll just make it
6 more prominent, I think. Commissioner Ontai, does that
7 deal with everything on Item B?

8 **COMMISSIONER ONTAI:** I think we're done with B.
9 So, the next item is C, which is maximizing public input.
10 And I think on that issue, I guess it's a reminder or
11 discussion on how we really think we should take all
12 steps possible to encourage the public to participate in
13 these input settings. It is our mission to reach out to
14 the communities, a wide diversity of community groups, to
15 make sure that they feel welcomed and invited to
16 participate in these public hearings. And that's the
17 only point I wanted to make. And so if there is any
18 other discussion points.

19 **CHAIRPERSON DAI:** Commissioner Yao.

20 **COMMISSIONER YAO:** Should we change our tone and
21 encourage the public to give us inputs in writing as
22 compared to inviting them to attend a meeting? In other
23 words, I don't know whether we want to make the problem
24 worse. Encouraging them to give us in writing certainly
25 is something that we can entertain, whereas showing up to

1 a meeting is something that we clearly have hit a limit.
2 So, continuing the same communication may not be the best
3 approach from this point on.

4 **CHAIRPERSON DAI:** Just to be clear, we don't
5 encourage people to attend a public hearing over
6 submitting in writing. We actually publicize three
7 methods of participating. One is public hearings, one is
8 written testimony and one is through a community based
9 organization. That's been very consistent in how we've
10 been publicizing.

11 **COMMISSIONER ONTAI:** But I think what
12 Commissioner Yao is mentioning, and maybe that could be
13 part of the announcements that we put out on these public
14 hearings and what the public should anticipate should
15 happen, but a statement that says if you have something
16 that is in writing that's part of your presentation, we'd
17 like for you to participate by submitting that as well.

18 **CHAIRPERSON DAI:** Which we have done at every
19 single meeting and asked them to --

20 **COMMISSIONER ONTAI:** But it's not posted.

21 **CHAIRPERSON DAI:** That's correct.

22 **COMMISSIONER ONTAI:** So, we can add that,
23 Commissioner Raya?

24 **COMMISSIONER RAYA:** Yes.

25 **CHAIRPERSON DAI:** Was there any further

1 discussion on the best way that we can maximize public
2 input? Commissioner Aguirre.

3 **COMMISSIONER AGUIRRE:** I think perhaps stating
4 some general guidelines for the public and for the
5 Commission regarding public input, and I'll just go
6 through a list of these. One is that regardless of
7 commentary, we would hope that the public would present
8 information related to the drawing of districts.
9 However, if they present other information related to
10 other aspects of the Commission, then they -- we can't --
11 we can't disallow their participation. And, essentially,
12 at that point they get their --

13 **CHAIRPERSON DAI:** Two minutes.

14 **COMMISSIONER AGUIRRE:** -- either three minutes or
15 two minutes.

16 **CHAIRPERSON DAI:** Two minutes.

17 **COMMISSIONER AGUIRRE:** Okay. Their commentary,
18 of course, is restricted by various things. If they're
19 involving any threatening of any individual, either on
20 the Commission or the public, things like that, of
21 course, are totally inappropriate. So, that would not be
22 allowed. We need to understand that individuals that are
23 speaking before the Commission may be representing their
24 own self in stating their own personal opinions.
25 However, they're generally, most of the ones that we've

1 seen, are speaking for groups as well. The Commission
2 will engage the public in asking clarifying questions
3 related to the input of the speaker only, and,
4 ultimately, it's an issue of free speech.

5 **CHAIRPERSON DAI:** Anyone like to comment further?

6 **COMMISSIONER ONTAI:** Boy, that was heavy.

7 **CHAIRPERSON DAI:** Any other further discussion?

8 **COMMISSIONER YAO:** I agree with everything on the
9 list, but let's leave out the threatening --

10 **COMMISSIONER AGUIRRE:** Yes, of course.

11 **COMMISSIONER YAO:** -- part of it, because it's
12 like answering -- trying to answer the question.
13 Whenever you stop beating your wife is really -- The more
14 you address it, the more anxiety you create. So, let's
15 -- I would encourage to leave that part of it out of the
16 list.

17 **COMMISSIONER AGUIRRE:** One other thing that I
18 might bring up is that we have passed and accepted a Code
19 of Conduct that I would hope would guide our interactions
20 with the public as well.

21 **CHAIRPERSON DAI:** Okay. Anything else?

22 **COMMISSIONER ONTAI:** I don't know if that
23 requires a motion.

24 **CHAIRPERSON DAI:** No.

25 **COMMISSIONER ONTAI:** It's just a discussion.

1 **CHAIRPERSON DAI:** Yeah.

2 **COMMISSIONER ONTAI:** Okay. All right. So, the
3 last item that I have is 3A, which is a policy or
4 procedure on how we should look at participating in
5 public events. And this came about, as you all recall,
6 Chair Cynthia Dai from San Francisco failed to tell us
7 that on that date of a public hearing there was a huge,
8 huge parade occurring that day. And inexplicably, she
9 did not warn us about it. So, we found ourselves in a
10 dilemma. We had to backtrack and reset the dates, moving
11 the San Francisco hearing the following Monday. But that
12 does leave us a blank Sunday. And on the Saturday before
13 we will be up in somewhere. Where are we?

14 **CHAIRPERSON DAI:** I think in San Jose.

15 **COMMISSIONER ONTAI:** San Jose. So, it presents
16 an opportunity, I think, for us to participate in a major
17 San Francisco event.

18 **COMMISSIONER BLANCO:** What day is that?

19 **COMMISSIONER ONTAI:** It's a Sunday.

20 **CHAIRPERSON DAI:** Sunday, June 26th.

21 **COMMISSIONER ONTAI:** It's the LGTB annual pride
22 festival. And this appears to be a very unique
23 situation. I don't know if it's a policy we should be
24 setting for all public events, but I would think we
25 should participate at some level as an outreach level

1 while we're there -- happen to be there, but I'll open
2 that up for discussion.

3 **COMMISSIONER BLANCO:** June 26th?

4 **CHAIRPERSON DAI:** Commissioner DiGuilio.

5 **COMMISSIONER DIGUILIO:** I'll jump in. Why not?
6 You know, I think originally when we first discussed this
7 there was a kind of a level of excitement and enthusiasm,
8 and there is a legitimate issue that this is, you know,
9 as an outreach group, there is a constituent group that
10 we're trying to reach, and the high number level of
11 people that are there, and watching worldwide. But I
12 think we've run into this issue in some other
13 circumstances. I think we had some issues about some of
14 our language translation, and there were some issues in
15 the attempt to be inclusionary of some groups we could be
16 exclusionary of others.

17 And I think that even though we have a free day,
18 and I guess if there is Commissioners around we could
19 participate. I just feel like as a Commission we should
20 focus on the work that we're doing with the Commission,
21 and that we shouldn't have outreach events to one group
22 and not to the others, because we're going to have to say
23 no to some or yes to others. And I know we're in the
24 area, but I guess, for me, I feel like it's better for us
25 just to, again, to kind of focus on the work of the

1 Commission and not put ourselves in positions that might
2 isolate some other -- might make other people or even
3 other Commissioners feel like it's not a place that they
4 want to be.

5 **CHAIRPERSON DAI:** Commissioner Filkins-Webber.

6 **COMMISSIONER FILKINS-WEBBER:** I agree as well.
7 I'm not from the San Francisco Area, and I did have a
8 conversation with Commissioner Dai about this. And,
9 obviously, there may be different perceptions about that.
10 And as it was explained to me that, obviously, there are
11 quite a number of people from probably the entire United
12 States that go, and it was also described as being more
13 of a mainstream event, and it does pull a lot of, I
14 guess, Sacramento people. But outside of San Francisco,
15 and, again, I'm just speaking for myself in Southern
16 California, we don't perceive it as a mainstream event,
17 and there is a lot of people that don't consider it a
18 mainstream event.

19 And so I don't know that it's appropriate for the
20 Commission to be endorsing or going to public events,
21 regardless of the number of people who may very well be
22 present, and also for publicity because there are, you
23 know, political under leanings to those -- to any of
24 those types of groups or organizations that might have
25 events. And I think it falls on partisan lines. It falls

1 on social issues, and I think by attending as the
2 Commission might give the position of endorsement of
3 certain ideals and potential partisan or social issues
4 that this Commission should not be endorsing for any
5 particular purpose.

6 **CHAIRPERSON DAI:** Commissioner Blanco.

7 **COMMISSIONER BLANCO:** Yeah. I would agree with
8 that. I think this is a very diverse Commission, and
9 probably all of us have some connection to some event or
10 a group that celebrates stuff, you know, some event that
11 might not be shared by everybody else on the Commission.
12 And I worry about sort of elevating some over others. I
13 mean, I'm from the Bay Area. I think, you know, it's
14 true that in the Bay Area it's -- I mean, it's televised.
15 It's like a -- You know, it's like the Macy's parade.
16 The first time I saw it, you know, I was like, wow, they
17 televise this. My kids are like, the gay parade is on
18 TV. Okay. But I do think that it's not -- outside of
19 the Bay Area it's not the same.

20 But my main issue is just that there would be
21 others like this, and how do we start deciding which ones
22 are worthy of Commission participation and which ones are
23 not. I don't -- I could see us having to spend time that
24 I don't think we have on developing criteria for what we
25 participate in. And let's -- I think we should just

1 stick to our work and to our business meetings and our
2 input hearings, and that keeps us pretty busy.

3 **CHAIRPERSON DAI:** Commissioner Raya.

4 **COMMISSIONER RAYA:** I agree with Commissioner
5 Blanco. We don't want to get into having to choose one
6 thing over another, but I'm going to be brutally honest
7 here. The week before we have five days. Okay? And
8 that week we have four days and one day off and two more
9 days. If we're going to do anything on that Sunday, I
10 strongly recommend that people enjoy the city, and go out
11 to the park and walk around and run and do whatever and
12 just have a really good day of rest.

13 **CHAIRPERSON DAI:** Other Commissioners? Any other
14 comments? Commissioner Aguirre.

15 **COMMISSIONER AGUIRRE:** Yeah, but that doesn't
16 preclude participation by individuals, ourselves as
17 individuals, right?

18 **CHAIRPERSON DAI:** Right.

19 **COMMISSIONER AGUIRRE:** I mean, if you want to go
20 to Golden Gate Park, that's great, Haight Ashbury
21 (inaudible). The parade also. You know, whatever your
22 particular way of community participation as an
23 individual or for recreation, I think we're -- on that
24 Sunday we're kind of free. We choose for ourselves as
25 individuals.

1 **CHAIRPERSON DAI:** Commissioner Parvenu.

2 **COMMISSIONER PARVENU:** I initially thought that,
3 you know, we could be all comprehensively engaging,
4 especially when we were talking about community input and
5 community outreach, and during the educational workshop
6 phase I thought that we should invite these types of
7 opportunities to get the biggest bang for the buck from
8 our presence. But at this phase now, I'm very concerned
9 about -- as we all are, about these 177 maps. And time
10 just doesn't allow a lot of this outreach activity, and
11 especially after we issue those first drafts. There is
12 going to be a lot of controversy and discussion about it.
13 I think our time is going to be limited as to what we can
14 physically do. So, I concur with the comments made
15 before me.

16 **COMMISSIONER YAO:** Okay. So, I think we'll --

17 **COMMISSIONER ONTAI:** The only other --

18 **CHAIRPERSON DAI:** Commissioner DiGuilio.

19 **COMMISSIONER DIGUILIO:** -- (inaudible) I would
20 just say that I'd like to make sure we extend, you know,
21 an appreciation for the invitation. I think that was
22 nice to allow us to have the opportunity to participate.
23 So, just acknowledge that it was something that was --
24 that we considered, and we're just going to stick with
25 our policy. So --

1 **CHAIRPERSON DAI:** Are there any other --

2 **COMMISSIONER ONTAI:** Anyone else?

3 **CHAIRPERSON DAI:** -- comments? I would just like
4 to make a note that this is a community of interest we've
5 done zero outreach on. It is a parade that reaches --
6 has 1.3 million spectators, most of them Californians.
7 And I can tell you that that exceeds the population of
8 San Francisco. So, most of them are not from San
9 Francisco. But I would certainly like to know if there
10 any other Commissioners who want to participate, because
11 I will be.

12 **COMMISSIONER YAO:** Yeah, on an individual basis,
13 I would like to try it. (Inaudible) so I --

14 **CHAIRPERSON DAI:** It's a lot of fun.

15 **COMMISSIONER YAO:** So, you just have to let us
16 know how to do this.

17 **CHAIRPERSON DAI:** Just show up, along with every
18 other elected official in California.

19 **COMMISSIONER YAO:** Okay.

20 **COMMISSIONER ONTAI:** And if there aren't any
21 other questions, then my agenda has been completed.

22 **CHAIRPERSON DAI:** Okay. We are on to finance and
23 administration. And since Commissioner Galambos-Malloy,
24 who was to lead for this past period, is not here today,
25 she's asked me to step in for her. So, first and

1 foremost, we have an update on the budget, and I guess
2 the budget change proposal. Mr. Claypool.

3 **EXECUTIVE DIRECTOR CLAYPOOL:** Thank you, Chair.
4 The budget change proposal was released to finance on
5 Tuesday, and they've entered the document for us. It's a
6 technically spring finance letter. It's a late
7 submission. In discussion with our finance
8 representative, the BCP has been scrutinized in their
9 issues with the premises that the request is based on.
10 And, in particular, there are questions regarding the
11 level of litigation that we may receive and hesitation to
12 place money into the budget based on an unknown level of
13 activity.

14 We anticipated that this would be a point of
15 discussion with the Department of Finance, and we're
16 still having discussions with them. In fact, I had a
17 discussion with them at noon. We are restating the
18 premise on which we based our BCP, and I'm confident that
19 they're going to acknowledge that we may, and I want to
20 put emphasis on the word may have litigation. So, they
21 understand that, and if we do then they are more than
22 willing to fund it.

23 **CHAIRPERSON DAI:** So, wait. Just to be clear.
24 They're willing to fund it if we have litigation or
25 they're willing to fund it understanding that we may have

1 litigation?

2 **EXECUTIVE DIRECTOR CLAYPOOL:** No, they are
3 working that around. Now, remember this is -- what went
4 out in the BCP was the pre-litigation funding, not the --
5 This is different. Remember, we have many pools of money
6 with this Commission, even though we only have one source
7 of funds. So, this isn't the requirement that the
8 legislature provide litigation -- funding for litigation.
9 This is the funding that we are requesting against the
10 activities leading up to that litigation, also archiving
11 constitutional amendment and the other functions that
12 have to be performed before this Commission can
13 officially dissolve. So, that's -- So, this is the --
14 The BCP is the money that we would expect for the next
15 fiscal year. Questions?

16 **CHAIRPERSON DAI:** Commissioner Yao.

17 **COMMISSIONER YAO:** Chair Dai. Along the way, we
18 identified a new potential activity that needs additional
19 funding. When would be a good time to discuss that? Is
20 it under this current discussion, later on at the end of
21 the meeting, whatever?

22 **CHAIRPERSON DAI:** Well, the BCP is for the next
23 fiscal year, so unless you put that suggestion in, you
24 know, three weeks ago, it didn't --

25 **COMMISSIONER YAO:** No, it doesn't fit into this

1 category.

2 **CHAIRPERSON DAI:** Okay.

3 **EXECUTIVE DIRECTOR CLAYPOOL:** So, and to answer
4 your question, Commissioner, for anything past this
5 fiscal year, the time that you would -- we would be
6 discussing that would be in the fall as we build the '12-
7 '13 budget, if there is, in fact, if you decide there
8 will be a '12-'13 budget. So, that is when we discuss
9 it.

10 **CHAIRPERSON DAI:** Okay. Okay, so that was just a
11 status and an update of the budget for the next fiscal
12 year.

13 **COMMISSIONER BLANCO:** So, this is --

14 **CHAIRPERSON DAI:** Now, we're on to the next
15 topic.

16 **COMMISSIONER BLANCO:** Oh, okay. All right.

17 **CHAIRPERSON DAI:** Unless anyone has any
18 questions. So, we have been asking staff to provide us
19 with an update on how we've been expending the budget
20 line item for per diems, because that was something we
21 had to make a guess at at the beginning, based on the
22 number of meetings that we had. So, this is showing what
23 the projection is based on what we spent. Do you want to
24 walk us through that, Mr. Claypool?

25 **EXECUTIVE DIRECTOR CLAYPOOL:** Absolutely. So,

1 you're looking at -- Actually, we should provide this.
2 Okay. So, we're looking at your expenditures to date.
3 And if you look at the top, at the top one, this is -- or
4 the very first printout, we're looking at your actual
5 projected inline drawer meetings. We had originally
6 scheduled for you to have 19 meetings. It had been
7 proposed that we agendize the -- an additional eight
8 meetings in case you needed them.

9 If you look at the line drawer meetings, 19
10 wasn't the original amount that we budgeted to. We
11 actually originally budgeted it at approximately 12
12 meetings, and then it was expanded in the calendar. So,
13 if we stayed with the original meetings that we
14 agendized, we'd clearly be about 10,000 dollars over on
15 budget. If we add the extra meetings, and you actually
16 have them, then we would run up to 113,000. So, this was
17 to give you an idea of the per diem on that one. If we
18 go to the --

19 **COMMISSIONER DIGUILIO:** I'm sorry. I'm sorry.
20 Could I ask you very quickly, the projected eight extra
21 meetings, is that the ones you mean for round three, or
22 is that an additional eight with the line drawing.

23 **EXECUTIVE DIRECTOR CLAYPOOL:** With the line
24 drawing.

25 **COMMISSIONER DIGUILIO:** Okay.

1 **EXECUTIVE DIRECTOR CLAYPOOL:** If you remember,
2 Karin, when we had originally asked her to look at the
3 calendar, and if you'll all look at your calendar, you
4 will notice that we have many days that are just blank.
5 For instance, June 3rd, 4th, 5th, 6th and 8th were left open
6 for the line drawer to have the opportunity to carry out
7 your instructions. Now we've -- in a previous meeting we
8 had discussed about agendizing every one of those
9 meetings against the possibility that we might need to
10 meet with the line drawer. So, these additional eight
11 days are filling in those blanks, and I just wanted to
12 give you an opportunity to see the cost of what that is
13 with regards to actually having the meetings that we
14 would fill in in those blank days. That's -- And this is
15 just the per diem costs to. This is -- So --

16 I'll have another statement in just a second
17 about the total overall costs. If you go to the next
18 page, per diem for business meetings, you'll see that we
19 have currently our business input meetings. These are
20 the meetings that we're going through right now. Today
21 is an example. We've done 10 meetings as of this time
22 with an expenditure of 103,000. We have 29 meetings
23 left. The 10 meeting -- the goal 10 meeting is a current
24 amount. That's an actual. The 29 business meetings
25 going out is just a basis of what we budgeted. And then,

1 as you can see, if we go to the 39 meetings we would
2 still be below budget. However, I had discussions with
3 Commissioner Yao, and as we start really projecting, if
4 you project on our actual expenditures, in this
5 particular category, if we continue on the rate of
6 consumption that we have, because when we budgeted we did
7 not budget for days before and days after being days that
8 per diem were handed out and so forth, and the different
9 things that Commissioners are entitled to but we didn't
10 budget for, we would probably shoot over the top of this
11 by about \$60,000.

12 So, if we could go to the travel projections on
13 the third page, travel projections, we've gone through 19
14 -- or for the 19 meetings, I'm sorry, for inline drawing,
15 this -- we have a \$92,000 projection. If we use -- if we
16 added the extra eight meetings, that would add \$39,000,
17 so we would end up going over in travel for inline as
18 well by about \$25,000, roughly \$25,000. So --

19 **CHAIRPERSON DAI:** I'm sorry. Are these --

20 **EXECUTIVE DIRECTOR CLAYPOOL:** Yes.

21 **CHAIRPERSON DAI:** -- actual costs for travel or
22 are they days for travel?

23 **EXECUTIVE DIRECTOR CLAYPOOL:** Well, no. These
24 are projected. There is no current money used. This is
25 strictly for the inline drawer meetings.

1 **CHAIRPERSON DAI:** No, I just want to be clear.
2 Are these travel expenses or per diem.

3 **EXECUTIVE DIRECTOR CLAYPOOL:** These are the
4 travel expenses.

5 **CHAIRPERSON DAI:** Actual travel expenses.

6 **EXECUTIVE DIRECTOR CLAYPOOL:** These are -- Well,
7 okay, so these are the projected travel --

8 **CHAIRPERSON DAI:** Projected travel expenses. All
9 right.

10 **EXECUTIVE DIRECTOR CLAYPOOL:** None has been
11 expended. And then finally, if you go to the last page
12 you're going to see your travel, your business input
13 meetings. In 10 meetings we've used 52,000. We will --
14 If we continue on our current rate of consumption we will
15 be well under the budgeted amount. So, the bad news is,
16 you're consuming in some areas a per diem more quickly
17 than we had planned. The good news is, in travel you are
18 consuming less than we had planned, and so we have some
19 offset there.

20 We believe that the offset will be very close.
21 You may be a little bit over, but not a great deal over,
22 but we do need to think about how we are planning
23 additional business meetings that are very expensive for
24 us. We do need to have some discussion at some point
25 about Commissioner prep time and some other issues that

1 the Chair is aware of.

2 **CHAIRPERSON DAI:** So, with that, Commissioner
3 Galambos-Malloy had shared with everyone a draft of
4 guidelines for CRC per diem requests. This was in
5 response to reviewing some of the per diem requests that
6 may have been lacking in documentation or seemed to be
7 out of the range of what other Commissioners are
8 requesting for the same amount of number of meetings,
9 etcetera.

10 So, we just wanted to make sure that everyone had
11 a chance to review what the policy was that we adopted
12 back in January, and also provide some hard examples of
13 what acceptable activities were to claim a per diem
14 versus not just so that we're more consistent about, you
15 know, actually claiming -- our claim should not be that
16 far off, with the exception of the Chair and the Vice-
17 Chair for if you're serving in the rotating leadership
18 for any meeting where you have other activities that
19 Mr. Wilcox should be aware. They should be not a
20 dramatically different amount from Commissioner to
21 Commissioner, but there has been a pretty dramatic range
22 in certain months, and this is before the intensity that
23 we're starting to see now. And given that you've looked
24 at these projections, you can see that that can balloon
25 very quickly.

1 So, I just wanted to see if there were any
2 questions or clarifications on this, whether it's pretty
3 consistent with what you've been doing in your claiming.
4 One of the things is, like I said, we've just been
5 lacking documentation. I mean, some people have been
6 filling in -- And, again, we didn't have any training on
7 this because this form didn't exist until this Commission
8 came into existence, so that can be excused. But we want
9 to get very consistent on this, because, again, all of
10 our forms are public record, and we should certainly
11 expect that it will be requested at some point, and there
12 may notice a dramatic variation between Commissioner.
13 So, to the degree that we can get to a very consistent
14 format, I think that would be helpful for us to track our
15 time, also helpful for the public to understand how
16 taxpayer dollars are being expended.

17 And any comments or questions? I saw a hand from
18 Commissioner DiGuilio.

19 **COMMISSIONER DIGUILIO:** I just had a question in
20 terms of the recommendation to go back and redo past per
21 diem requests. Is that including -- because of course we
22 didn't have the codes prior, so we don't have to go back
23 and add codes (inaudible)?

24 **CHAIRPERSON DAI:** I don't know that we want to go
25 back and add codes. I think this is kind of like the New

1 York Times test. I mean, if someone were to put --
2 publish your per diem request on the front page of the
3 New York Times, would you be okay with that?

4 **COMMISSIONER DIGUILIO:** And along those lines,
5 too, I think we now have codes so we can break things
6 down. We're giving a little more description. But I'm
7 wondering to what extent are you recommending or do you
8 think we just should be on a good practice to start, if
9 we claim six hours to start saying --

10 **CHAIRPERSON DAI:** What you did.

11 **COMMISSIONER DIGUILIO:** -- a half an hour for
12 this and a half an hour -- Because I guess what I've been
13 doing is just been putting down the activities, but I
14 haven't been breaking it down in a half hour increment.
15 So, is that what you're actually suggesting that we do?

16 **CHAIRPERSON DAI:** I think that the issue is that
17 some people haven't been putting activities in. They've
18 just been saying Commission time or --

19 **COMMISSIONER DIGUILIO:** Okay.

20 **CHAIRPERSON DAI:** -- Commission prep.

21 **COMMISSIONER DIGUILIO:** I just want to make sure
22 we're clear.

23 **CHAIRPERSON DAI:** It's just unclear what the
24 claim has been for, because, you know, if Mr. Wilcox is
25 not aware of any media events, and there is nothing else

1 going on, then there has just been a question as to what
2 that's for. So, there has been this huge variation in
3 how much detail.

4 **COMMISSIONER DIGUILIO:** But the idea is the more
5 detail we give the better it sits up (inaudible).

6 **CHAIRPERSON DAI:** Yeah, I mean, again, it's just
7 a public record. So, Commissioner Filkins-Webber.

8 **COMMISSIONER FILKINS-WEBBER:** I don't think I've
9 really had much of a problem with this, but when I was
10 filling out the form, and I don't know, it's just a
11 practical question, on the form it has a date, and so it
12 doesn't have a range.

13 **CHAIRPERSON DAI:** Right.

14 **COMMISSIONER FILKINS-WEBBER:** So, for instance,
15 the way that I do my work, and I've been consistent in
16 following the six hour rule, but, of course, I can't put
17 in six hours on a non, you know, CRC day. So, I can see
18 myself, you know, on Monday putting in, you know, two
19 hours. So, you know, I would put in whatever Monday
20 days. Let's say May 2nd, you know. So, I put in May 2nd,
21 but I'm only doing two hours. So, then, the next line on
22 the form says three -- you know, to put in the 300. But
23 that 300 is really only supposed to be for six hours.
24 So, then on the line I'm using the code, and I could
25 break it down, but in reality I'm only doing two hours,

1 so I should not be putting 300 on that line. It's just
2 the way that the form is, do you have some suggestion as
3 to how we're supposed to be doing that?

4 **CHAIRPERSON DAI:** Mr. Claypool.

5 **EXECUTIVE DIRECTOR CLAYPOOL:** And Lisa Halterman
6 is going to send you just a form. Really, it can be as
7 simple as taking something that looked like an old
8 Franklin planner and just saying, I just did this and
9 this and this and attached it. On the line on the form
10 just say see Attachment A. You know --

11 **COMMISSIONER FILKINS-WEBBER:** Well, I don't have
12 a problem with my descriptions --

13 **EXECUTIVE DIRECTOR CLAYPOOL:** Sure.

14 **COMMISSIONER FILKINS-WEBBER:** -- because I'm an
15 attorney, and my clients cut my bills all the time if I
16 just -- you know, but what I'm saying is is that,
17 practically speaking, if you don't see the six hours -- I
18 mean, how do you -- Because you're asking for it to be
19 broken down. So, May 2nd I spend one hour, but on the May
20 2nd line is where the 300 is, but I'm only spending one
21 hour. So, then, on May 3rd I'm spending four hours.
22 Should I just leave the 300, the money part, blank, and
23 then fill in the time. And then the next line is May 4th,
24 and then I get to my six hours to justify the 300 that
25 I'm putting up at May 2nd? I mean --

1 **CHAIRPERSON DAI:** I think that would work.

2 **COMMISSIONER FILKINS-WEBBER:** -- because you
3 don't have a to and from line here.

4 **CHAIRPERSON DAI:** Yeah. I mean, I think that
5 would work. The way that it's recommended, that the way
6 that Connie wrote this up is, you know, you claim 300
7 when you've, you know, reached accumulation of six hours,
8 unless it's -- you know, unless it's on a day that
9 exceeds six hours. Now, I can tell you as Chair that
10 I've done several days in a row that have well exceeded
11 six hours, but the point is, the only reason we came up
12 with a six hour rule is to cover the fact that, you know,
13 most of us are actually trying to have a life and have
14 another job. And so we may only be able to put in one
15 hour on one day, and then another hour on another day,
16 and then two hours on this day, and then, you know,
17 finally, you know, by the fourth day we've actually hit
18 six hours and then we can claim the 300.

19 So, my suggestion is either you put it on the
20 last day, where you've had the accumulation, you know, or
21 you can do -- you can provide the detail that indicates
22 what you're -- if that's easier for you, to what you did
23 on each day, and then just claim \$300 when you've hit
24 accumulation. I think there are a couple of different
25 ways to do it. I've been kind of -- you know, when I'm

1 not Chair I tend to accumulate it on the day that I'm
2 traveling, because it might only take me, you know, two
3 hours to travel, and I'm sure I've done four hours of
4 stuff beforehand. And so it's just easy to claim it all
5 that day. Commissioner Blanco.

6 **COMMISSIONER BLANCO:** If our forms are below par
7 in terms of their submission, can folks let us know?

8 **CHAIRPERSON DAI:** Yeah.

9 **COMMISSIONER BLANCO:** I mean, because for --

10 **CHAIRPERSON DAI:** It's noted in the (inaudible).

11 **COMMISSIONER BLANCO:** Yeah, because, you know,
12 let us --

13 **CHAIRPERSON DAI:** But we're going to kick back
14 ones that are kind of obvious.

15 **COMMISSIONER BLANCO:** -- know whose are deficient
16 and how so that we can correct them, because we may think
17 we're doing them fine and it may turn out that we're not.
18 So, I would just --

19 **CHAIRPERSON DAI:** Yeah. I mean, there were just
20 some questions raised, I mean, when staff was kicking
21 back for once, we just said, well, we know there was a
22 one hour media interview on this day, and the day before
23 was claimed full, and the full day was claimed on the day
24 of this one interview. What happened for those other
25 hours? That's -- You know, so we have asked for

1 Ms. Davis to help to try to kick back forms that are
2 really --

3 **COMMISSIONER BLANCO:** Yeah.

4 **CHAIRPERSON DAI:** -- kind of glaring, and give
5 Commissioners the opportunity to fill in the detail.
6 Because, you know, there is no question, I'm sure. We
7 probably all feel like we're living, breathing and
8 sleeping Commission right now, but, you know, at some
9 point if you're claiming 20 days in a month and you have
10 a full time job, that's going to be hard for the public
11 to swallow. So, we just have to make sure that it's
12 really clear how that time is being spent. Commissioner
13 Filkins-Webber.

14 **COMMISSIONER FILKINS-WEBBER:** I noticed that in
15 her guidelines that the examples of billable hours
16 correspond with the billing codes for the per diem, and I
17 noticed that one thing in particular that I participated
18 in a lot, but I could not, because, of course, I use
19 billing codes in my business, that I couldn't find an
20 appropriate code for, and it's not identified in here at
21 all, but, of course, everybody would agree it would be
22 appropriate Commission business, and it's going to come
23 up with legal, is that I have engaged in quite a number
24 of telephone conferences with staff, Mr. Miller and Dan,
25 in the conference calls that we've had, you know, with

1 the line drawers might fit into the meetings with the
2 line drawer issues, but there might be discussions that
3 we're going to have with VRA counsel. And I don't know
4 where that type of work that's not truly in preparation,
5 necessarily, and as we're going to see in the legal
6 advisory committee discussion about identifying with VRA
7 some issues on Section 2, and there is going to be more
8 telephone conferences, I don't know that --

9 **CHAIRPERSON DAI:** I'd say it's prep.

10 **COMMISSIONER FILKINS-WEBBER:** I'm sorry?

11 **CHAIRPERSON DAI:** I would say it's prep, because
12 it's --

13 **COMMISSIONER FILKINS-WEBBER:** Well, okay, it's
14 not in there. So, again, I didn't know -- We really only
15 have like, what, five billing codes, and so --

16 **CHAIRPERSON DAI:** We're trying to keep it simple.

17 **COMMISSIONER FILKINS-WEBBER:** Okay. Well, okay.

18 **CHAIRPERSON DAI:** I mean, you know, basically,
19 you know, I mean, I think it's -- there are things that
20 we have to do that are valid for preparation, and we try
21 to give examples of things that we didn't think were
22 reasonable to build for the taxpayers like, you know, you
23 know, general research. Right? But things -- Yeah, I
24 mean, that's the thing. We probably think we're thinking
25 about this all the time, but that's not billable. I

1 mean, so we -- I mean, this is -- I'm a consultant,
2 you're an attorney, so we know how it works. There is a
3 lot of stuff you do for a client that is not billable,
4 and just like there is a lot of stuff we do for this
5 Commission that's not really billable, and that's why we
6 have a statement here that it should cover activity
7 that's directly related to work that's actually required
8 to produce results for the Commission.

9 So, kind of general contemplation, you know, like
10 I said, shower time, that is not. It's really not
11 billable. If you're, you know, working on a presentation
12 on behalf of the Commission because it's been delegated
13 to you, you know, for example whatever time Commissioner
14 Aguirre puts in in cleaning up the document instructions
15 for the Statewide groups, likewise for Commissioner
16 Blanco and Commissioner Ancheta, that's very directly
17 related, you know. That makes sense. But there is
18 probably a lot of stuff that is very general, and you've
19 decided to do some reading on your own. You know, that's
20 -- we just want to be clear that we don't think that's
21 billable. Commissioner Ward.

22 **COMMISSIONER WARD:** Okay. Let me -- I'll skip my
23 place.

24 **CHAIRPERSON DAI:** Commissioner DiGuilio.

25 **COMMISSIONER DIGUILIO:** I just had a quick

1 question, since we're here. I was curious to see what
2 the general policy has been. When we do a travel day for
3 -- Like we'll be getting out late this evening, so the
4 travel will be tomorrow. Are people generally claiming
5 that as a day or are they claiming it just the few hours
6 that we're traveling. You know, I think we're all --

7 **CHAIRPERSON DAI:** That's why we said actual
8 travel time.

9 **COMMISSIONER DIGUILIO:** So, we're trying to be
10 conservative here, because I think we're all trying to be
11 on the side of error on the side of -- I think probably
12 all of us have some degree of not --

13 **CHAIRPERSON DAI:** Well, this is apparently where
14 there has been a lot of difference in some of the
15 reports, because some people are claiming a full day for
16 before we arrive and after we arrive, and --

17 **COMMISSIONER DIGUILIO:** It's just the time
18 (inaudible).

19 **CHAIRPERSON DAI:** And that's, you know, a lot of
20 extra time, because did you actually travel for 12 hours?
21 Probably not, you know. So, like I said, that's fine,
22 because for me I tend to combine it with, you know, the
23 preparation I did on, you know, to prepare the media
24 interview the previous week. Whatever, as long as it's
25 called out. That's a convenient day to put it on because

1 you are actually traveling for the Commission. But, you
2 know, there is a lot of down time. You know, sometimes
3 you decide to come in the day before because, you know,
4 you don't want to wake up early. That's fine, but, you
5 know, again, your actual travel is probably a couple of
6 hours, except for some of us who have long drives. But
7 that's why we wanted to clarify that. Commissioner Ward.

8 **COMMISSIONER WARD:** I'm glad I passed my turn.
9 Same question I had. I'm happy to say that I'm one of
10 those people that do claim -- have claimed in the past,
11 at times, the travel day, as particularly return day.
12 And there is a reason for that. I don't think it's a
13 matter of simply I'm on a plane for two and a half hours
14 or sitting in an airport for an hour. We book our
15 flights out 14 days in order to save money so that we can
16 get the cheapest fair, and then the Commission runs --
17 again, we have a stop time, but that stop time doesn't
18 usually happen, so we miss our flights. There is no
19 flight available. I have a full schedule of patients for
20 Monday morning that I now have to cancel, and I don't get
21 in until midday.

22 Those are actual expenses. I mean, that's more
23 than just a flight. That's a whole half a day, and it's
24 not as though certainly in that time we're playing
25 tennis. We're working on Commission business and using

1 that time. So, I've had no shame in claiming that day
2 when it's been necessary, but certainly with a practice
3 and things like that, if I can catch a flight I'm on it.
4 But the way the Commission business meetings have run,
5 it's just simply not been an option.

6 So, I'm one being on the committee who would like
7 to discuss amending that for this policy, because I do
8 think that we are volunteers, and I think we all, like
9 our staff who work amazingly hard, I think we work awful
10 hard to earn that money. And if it is impacting, as I
11 know it is for me and I know that is for all that I've
12 talked to, our other day jobs, I don't think that being
13 able to claim that day is something that's unreasonable.

14 **CHAIRPERSON DAI:** Any other thoughts on that?
15 Commissioner Raya?

16 **COMMISSIONER RAYA:** I'm very sympathetic to that,
17 being a business owner as well, but I think we just need
18 to -- We have a policy. I think it works well for the
19 majority of people, and I think we just have to trust
20 each other and not question, you know, I think we leave
21 it to staff to let it -- to flag with an individual
22 Commissioner if there is something that seems grossly out
23 of line.

24 **CHAIRPERSON DAI:** Commissioner Forbes?

25 **COMMISSIONER FORBES:** I have to agree. I am

1 quite sympathetic to Commissioner Ward's situation,
2 because it is not just the travel time. There is an
3 opportunity cost.

4 **CHAIRPERSON DAI:** Sure.

5 **COMMISSIONER FORBES:** And I think, I mean -- And
6 I -- you know, sometimes it works and sometimes it
7 doesn't, and I don't think you could have a hard and fast
8 rule. So, I agree with Commissioner Raya. I think that
9 we have to trust each other and use our best judgment,
10 and if our numbers are way out of line then I think that
11 staff should let us know. But I am quite sympathetic
12 with what Commissioner Ward had to say.

13 **CHAIRPERSON DAI:** Other comments?

14 **COMMISSIONER ONTAI:** I've had to make adjustments
15 of my practice as well.

16 **CHAIRPERSON DAI:** Anyone else? So, the main
17 thing is we really do need to provide better
18 documentation, and I think if we are, you know,
19 comfortable. If you want to amend this, again, these are
20 just drafted, you know. If you consider that to be
21 travel time, I think that's -- that's certainly your
22 judgment. There is -- You know, we were doing this in
23 conjunction with the fact that we have plans that would
24 cause us to exceed our budget, and there may be -- there
25 is the possibility that we will not get more money for

1 that, and so if we do exceed our budget, which may have
2 been unrealistic, we may have to look at coming up with a
3 policy on not reimbursing Commissioners for certain
4 things. So, what we're trying to do is at least get some
5 agreement on how we've been requesting reimbursements so
6 that hopefully we don't get to that stage. Commissioner
7 DiGuilio and then Commissioner Yao.

8 **COMMISSIONER DIGUILIO:** I don't mean to beat the
9 issue, and I recognize the impact that this is having on
10 a lot of people. And I guess it's just, you know, I do
11 like Commissioner Raya's, that it just kind of be left up
12 to individual people. But I guess I can't go without
13 saying that, again, going back to the think that we all
14 realize when we signed up for this, that we were asking
15 you, basically, take a leave. And not that that's making
16 it any easier for us, because the reality is now that
17 we're here, but, you know, there are impacts that aren't
18 -- some people may feel like it's -- there is some
19 justification for billing for lost time at work, and for
20 other people -- I think there is just what I'm losing is,
21 you know, time with the kids. There is no way to bill
22 that. That's my sacrifice I made that people may have to
23 make sacrifices to with -- And it's a financial
24 implication, because I'm also paying a lot of extra
25 childcare. So, even though I'm not losing -- I'm not

1 losing my work, we're paying a lot of money to cover
2 that, but I feel like that's kind of part of what I
3 signed up for.

4 So, and I understand. I do. I really do. I
5 don't want to say we should -- I really don't think we
6 should have a set policy, but I think we should all be
7 reflective when we fill these out on how trying to
8 balance the impacts it has on us and the impact it has
9 for this Commissioner overall on our budget.

10 **CHAIRPERSON DAI:** Commissioner Yao. If I could,
11 let me try to escalate this budgeting issue to a higher
12 level. It's not that I'm -- I don't think the discussion
13 we're having is a bad one. I think it's a necessary and
14 a good one, and I certainly support the policy as written
15 100 percent, but I think we do need to look at the total
16 expenditure and come up with a philosophy as to how we
17 want to handle it. And just the fact as we move toward
18 the due date, the final date, our activity is going to
19 increase. (Inaudible) on the assumption that (inaudible)
20 we crafted the budget initially were exceeding a number
21 of these assumptions, not only in the contingency days
22 and the extended hours and on and on. We do run up
23 against the situation where we would exceed the money
24 that we have budgeted.

25 Let's just take one item per diem. Okay? I

1 think we need to make kind of a philosophical or policy
2 decision as to whether we should stop the per diem
3 altogether so that we don't overrun the budget or
4 truncate some other activities so that we find the money
5 to pay the per diem. Because at this point we're running
6 against the limit in a number of areas, and not just the
7 per diem. It just happened the travel budget has a
8 little bit of slack and we -- Director Claypool has
9 suggested that as a means to cover what we anticipate as
10 being some of the problem. In fact, it doesn't cover it
11 100 percent. It just helps out in some of those areas.
12 But we may need to make some decision as to how we want
13 to handle our own per diem budget if and when we get to
14 the point where we either exceed it or have to recede it.

15 For example, if we see that with the remaining
16 number of meetings that we have all we can really afford
17 to pay is for us being in front of the camera, when we're
18 actually at a meeting, and we can't afford to pay for
19 behind the scene work or traveling or anything else, how
20 do you -- how do we, as a Commission, want to handle
21 that? Do we just say, okay, we'll just -- these are
22 valid costs and we're just going to let it happen and
23 then worry about it later or do we want to make some
24 decision ahead of time so that we can, you know, adjust.

25 So, this is where I'm coming from in terms of

1 looking of the budget. Again, it has nothing to do with
2 whether the charge is valid or not valid. It has
3 everything to do with --

4 **CHAIRPERSON DAI:** How much money.

5 **COMMISSIONER YAO:** -- our finance going forward.

6 **CHAIRPERSON DAI:** Commissioner Filkins-Webber,
7 Commissioner Forbes and then Commissioner Ward.

8 **COMMISSIONER FILKINS-WEBBER:** Commissioner Yao
9 has an excellent point, especially now that we're looking
10 at the possibility of a situation where if we're running
11 up into, you know, July or whatever the case may be, and
12 I would like to maybe consider tasking finance with the
13 consideration that I would be willing to sacrifice, you
14 know, the per diem for my review of public comments and
15 studying, you know, maps and the e-mails and telephone
16 calls, and all that stuff I do outside, you know, in
17 exchange that I would prefer to get the actual direct
18 costs reimbursements back for travel expenses, and the
19 actual time spent in -- you know, in hearings.

20 But what I'm saying is that if we needed to
21 consider a better balance for budget purposes whether
22 finance could look at could we still remain within budget
23 on the per diem outside of actual business meetings and
24 line drawing meetings to maybe have like an average or a
25 limit that would keep us within budget. And then, for

1 instance, let's say we're looking at, you know, six hours
2 for -- you know, whatever it might be for the week. So,
3 let's say, we have an idea of how many public comments
4 we're getting. We have an idea of how long it would take
5 us to read on average. So, if we had an idea per
6 Commission member charging, you know, 300 or 600 for a
7 week, and then Chair would have more, because Chair who
8 is assigned would have a greater number of hours. A lead
9 might have an extra three hours in that week. You know
10 what I'm saying? Like limiting the number of per diem in
11 a given week for the Commission Members. Then you could
12 have almost a better idea of the budget.

13 And I can see that -- And, again, this is where
14 we get into the sacrifice, like Commissioner DiGuilio was
15 saying. Like I said, I might be more willing to give up
16 some of the stuff on the outside, the evening reading,
17 you know, per diem per night, or, you know, whatever it
18 is through the week, I'm willing to sacrifice that for
19 the Commission and the budget. So, if there was some way
20 of looking at an average, if we're coming up on this
21 issue. Because I certainly don't want to get to --

22 **CHAIRPERSON DAI:** We're not there yet. We're not
23 there. I mean, I think Commissioner Yao just wanted to
24 raise the issue. Commissioner Forbes.

25 **COMMISSIONER FORBES:** Yeah. I hate to sound like

1 I'm not concerned about this, but I think that it's
2 perhaps a little early to be too concerned about it. And
3 I say this for this reason. If you add these up, this is
4 \$750,000. Looking at we're plus 165 on one and we're
5 minus 44 on another and plus 20 on another. So, at this
6 point I don't think we can know whether we're going to be
7 over or under. I think it's something finance needs to
8 be aware of. I think about July 1st we may get a better
9 handle how close we are. But I think to get too anxious
10 about this right now is a mistake. And I think we need
11 to be aware of it. We all need to be aware of how we
12 enter our per diem (inaudible) and all that kind of
13 stuff.

14 **CHAIRPERSON DAI:** Which is why we (inaudible).

15 **COMMISSIONER FORBES:** But I think that, I mean,
16 I'm not alarmed at this budget at this point based upon
17 the actual numbers and the projections and, you know --

18 **CHAIRPERSON DAI:** We're fine right now.

19 **COMMISSIONER FORBES:** So, I think we're fine.
20 And actually I just think we be aware of it, but I think
21 we're a month away from being too excited.

22 **CHAIRPERSON DAI:** Okay. So, yeah. Again, we
23 just want to raise the issue. We have some guidelines
24 we'd like you to follow. Staff has agreed to kick back
25 anything that just seems sketchy on the documentation and

1 help us out. And I think we can move on from there. I
2 don't think there is any action. I just wanted to make
3 sure everybody was aware and see if there were any
4 concerns about the guidelines that we put up, and then
5 hopefully, you know, we've all been put here for our
6 judgment. So, and I think, I mean, as a general rule
7 we're being very miserly with taxpayer dollars now, so,
8 again, no one expected to get rich being a Commissioner.
9 So, this is a volunteer gig.

10 Okay. Great. Moving on, let's see, a couple of
11 things. Staffing and personnel, Mr. Claypool is still
12 working on revising the overall policy manual and
13 suggested that since we approved the Commissioner Code of
14 Conduct, you know, last week, that that just be folded in
15 as part of the overall policy manuals. So, they'll be a
16 Commissioner Code of Conduct, and then there is a Staff
17 and Consultant Code of Conduct, and have all of the other
18 pieces. So, we'll hopefully get a look at that at a
19 later meeting.

20 I'd like to see if there is anything on the
21 management of personnel and equipment contracts that
22 Mr. Claypool wanted to update on, while I'm looking for
23 Commissioner Galambos-Malloy's notes on this. Go ahead.

24 **EXECUTIVE DIRECTOR CLAYPOOL:** I'll just give you
25 the quick thing. We're planning on moving the offices on

1 schedule right now. Raul Via Nueva, our very capable
2 business manager, managed to get staff great parking in
3 the State parking garage, so life is looking up, sort of,
4 in that direction, but we will have a new place of
5 residence in the Bonderson Building at the end of the
6 month.

7 **CHAIRPERSON DAI:** Okay. Great. Let me just look
8 really quickly to see. Commissioner Ontai.

9 **COMMISSIONER ONTAI:** I do have a question. So,
10 in terms of mailing back, for example, our (inaudible)
11 forms or per diem forms, which address should we use up
12 to a certain date?

13 **EXECUTIVE DIRECTOR CLAYPOOL:** They'll forward.
14 We're going to make sure that we're picking up the
15 information from 1130 K. So, if you send it there after
16 we get the new building address, we're still going to
17 pick them up. What would be helpful, however, is after
18 the middle of May if you send to 1130 K please send us an
19 e-mail saying you sent it to us so we can track and make
20 sure that we receive it. That's all.

21 **COMMISSIONER ONTAI:** Thank you.

22 **CHAIRPERSON DAI:** Any other questions about that?
23 Okay. Did you want to -- It seems like we resolved the
24 issue on security. It sounded like the recommendation
25 was not to go ahead and hire any extra guards but just to

1 notify local law enforcement.

2 **EXECUTIVE DIRECTOR CLAYPOOL:** I believe that the
3 agreement was we weren't going to hire any until we got
4 to the second phase post map, and then we would consider
5 possibly hiring an additional unarmed personnel and
6 keeping our structure the way it was. And the only one
7 here who didn't hear the description of the security was
8 Commissioner Raya, and I'll fill her in subsequent.

9 **CHAIRPERSON DAI:** Okay. Commissioner Yao.

10 **COMMISSIONER YAO:** You know, I think on the
11 security issue if we make a point of pairing up when
12 we're before the public, that probably is the best thing
13 that we can do. In other words, instead of allowing a
14 single Commissioner being -- mingling with the public, we
15 just simply make a point of going in multiple -- in more
16 than a singular person.

17 **CHAIRPERSON DAI:** Going to pack.

18 **COMMISSIONER YAO:** Well, I don't think we
19 necessarily have to schedule anything, but if you -- if
20 you see that somebody is at a certain place, try to
21 double it up. Okay? And I think that probably would do
22 more in discouraging anything unpleasant happening as
23 compared to any armed guard or anything else that we
24 could do. It just being alert of the potential and being
25 in a position to help ourselves. And I just want to

1 share that thought with you.

2 **CHAIRPERSON DAI:** Okay. And then the last item
3 that --

4 **COMMISSIONER ONTAI:** One question on the security
5 issue.

6 **CHAIRPERSON DAI:** Yes, Commissioner Ontai.

7 **COMMISSIONER ONTAI:** I wonder if we should also
8 post that on the noticing that we send out to the public
9 in terms of what to prepare so that some groups may feel
10 secure when they come to this event that they know there
11 is security onsite.

12 **CHAIRPERSON DAI:** So, yeah, just to indicate that
13 we always have security for all of these venues. So,
14 finally, it also was shared by Commissioner Galambos-
15 Malloy was a suggested process for regular check-ins with
16 our executive director. Hopefully everyone had a chance
17 to read through that. We got some clarification from
18 Mr. Miller on Bagley Keene, and it clearly has a
19 personnel exception that, you know, was not clear on what
20 we were able to do or not able to do in closed session
21 before. So, the highlights are that, basically -- Oh,
22 thank you. You have handouts. So, a hard copy is coming
23 around.

24 But Bagley Keene does not take away any
25 employee's right to privacy, and it also does not take

1 away the Commission's right to have a discussion in
2 closed session about personnel matters. So, this is a
3 suggested process, and because we're under a very
4 compressed schedule and things are happening at a very
5 high rate of speed, the suggestion is that -- that we
6 have regular, you know, maybe monthly check-ins with
7 Mr. Claypool as our only direct report, and that we
8 follow this process, and this will allow for the
9 Commission to have forthright conversations about any
10 issues that come up and how we can mutually resolve them,
11 and that may include changes on Mr. Claypool's side or
12 may include changes on the Commission's side.
13 Commissioner DiGuilio.

14 **COMMISSIONER DIGUILIO:** I'd like -- I just
15 briefly (inaudible) the format so (inaudible) better that
16 we submit things and we can review them as a Commission
17 and have some discussion or agreement before they're
18 presented. My only concern with that is that it's going
19 to take some time for us to submit those issues for them
20 to be (inaudible) for us to meet and then schedule
21 another meeting with our Executive Director. And I'm
22 just wondering if monthly -- right now it sounds like you
23 have it as monthly. And between now and --

24 **CHAIRPERSON DAI:** And this, by the way, is not
25 intended to be some long thing. These are intended to be

1 relatively informal bullet point --

2 **COMMISSIONER DIGUILIO:** And I don't -- it's not a
3 matter of being a long period to sit down with
4 Mr. Claypool. It's all the prep that we're doing ahead.
5 I mean for us, as a Commission, to sit down for an hour
6 or two. I'm just looking at our schedule and thinking
7 what's realistic if we do it on a monthly basis. That's
8 just my only -- That's one of my concerns with how
9 frequently we want to do it between now and August, if,
10 again, if (inaudible).

11 **CHAIRPERSON DAI:** Well, and, again, originally
12 the idea was that the finance and administration
13 committee was, you know, a committee that was going to
14 deal with this, and Mr. Claypool requested feedback from
15 the full Commission. So --

16 **COMMISSIONER DIGUILIO:** Which is what I would
17 say. My first point was I would prefer for it, if it's
18 going to go to the Executive Director, that the rest of
19 the Commission has an opportunity to provide some, and to
20 also to vet it a little bit, to discuss it.

21 **CHAIRPERSON DAI:** That's why --

22 **COMMISSIONER DIGUILIO:** So (inaudible).

23 **CHAIRPERSON DAI:** -- (inaudible).

24 **COMMISSIONER DIGUILIO:** So, having said that, my
25 only concerns is whether or not we'll be able to

1 realistically do that as a full Commission with a
2 timeframe on a monthly basis. That's just my idea.

3 **CHAIRPERSON DAI:** And we can always choose not to
4 do it. So, I mean, this is, again, just some suggestions
5 on our process. Commissioner Ward.

6 **COMMISSIONER WARD:** This is the first time I've
7 gotten a chance to see this. But as I'm reading through
8 it, and listening to Commissioner DiGuilio's concern, it
9 seems to me like this -- the point of it, if I'm reading
10 it right, is to assess how the Commission is doing as a
11 whole. So, in other words, how basically we are doing in
12 the process to point with staff, as a Commission, and
13 together, communication between the two. It seems to me,
14 being that we're trying to do this as a whole Commission,
15 looking at this process, if we just made this an open
16 session item with, you know, similar to following
17 Executive Director report or something like that or part
18 of the F&A, that might be the most efficient and
19 effective way to evaluate not just, you know, certain
20 pieces of the machine, but kind of give an overall
21 systemic process review and to see how we're doing to
22 date and how we're improving from the prior month or that
23 kind of thing.

24 **CHAIRPERSON DAI:** And that's certainly something
25 we could do. That was not what the purpose of this was.

1 This was actually to give -- provide feedback to our
2 Executive Director, who we have a responsibility as his
3 employers to provide that feedback with, you know, what's
4 going really well and what's not. And this is, again, as
5 I've explained, the private sector, and most of us from
6 the private sector, it's actually pretty common to have
7 one on ones with your employees like once a week even.
8 So, we have not done that as a body to be able to check
9 in with Mr. Claypool, because I think that a lot of us
10 were under the impression that under Bagley Keene this
11 would be very awkward.

12 So, what we wanted to do is set up a process that
13 would allow us to go into closed session, as you would
14 normally have in a one on one, and be able to provide
15 feedback to our Executive Director, it's very common in
16 the non-profit world as well, and be able to have a
17 conversation in a closed session. So, this is -- it was
18 not a general review of the overall condition. This is
19 very much about providing feedback to our Executive
20 Director.

21 **COMMISSIONER WARD:** Is this subcommittee right
22 now, or can we just -- Can we banter back and talk about
23 it or are we doing formal --

24 **CHAIRPERSON DAI:** Yes, we can, and --

25 **COMMISSIONER WARD:** Okay. I just (inaudible).

1 **CHAIRPERSON DAI:** Let me just Commissioner
2 Filkins-Webber, did you have a question?

3 **COMMISSIONER FILKINS-WEBBER:** Yes. Two
4 questions. I suspect that finance and administration
5 will advise the full commission prior to these check in
6 procedures for the Commission to communicate to finance
7 and administration regarding issues with staff, but I
8 don't see the inverse. In other words, is this
9 anticipated that to the extent in which staff has any
10 issues with any particular Commission Members, that there
11 be mutuality in this check in procedure so that staff can
12 clarify any issues that they may very well have with the
13 Commission rather than it simply being one-sided as far
14 as Commissioners --

15 **CHAIRPERSON DAI:** Yeah. It certainly can be --
16 We would it expect it to be a two way conversation. A
17 lot of that is handled on a day to day basis with the
18 Chair in terms of any --

19 **COMMISSIONER FILKINS-WEBBER:** Sure, but I didn't
20 know if there -- you know, if it's a little further down
21 the line as far as any -- I can't really think of
22 anything, but if it -- where it might be a Chair issue --
23 I mean, what if it -- that at the time of the check in
24 the Chair has an issue with staff or staff had an issue
25 with the Chair. You know, I just --

1 **CHAIRPERSON DAI:** Yeah, I mean, I think --

2 **COMMISSIONER FILKINS-WEBBER:** -- because you've
3 taken on the responsibility in finance and
4 administration, I just -- I just wanted to see a little
5 bit of the mutuality in that staff understood that if
6 this becomes the check in procedure that staff
7 understands that, Mr. Claypool, if you or your staff had
8 any issues that it would be understood that in the check
9 in procedure it's a mutual two way conversation.

10 **CHAIRPERSON DAI:** Right. And we would tried to
11 indicate that by saying it's mutual problem solving.

12 **COMMISSIONER ONTAI:** Chair.

13 **CHAIRPERSON DAI:** Yes, Commissioner Ontai.

14 **COMMISSIONER ONTAI:** Yes, I'm reading over this
15 and I'm really trying to decide why we need this at all.
16 We have four months left to conduct a whole bunch of work
17 that needs to be done. And personally, on my own side, I
18 just don't see the need for this. I just don't see the
19 need for it.

20 **CHAIRPERSON DAI:** Okay. Commissioner Raya, did
21 you have something?

22 **COMMISSIONER RAYA:** Well, I think if there is
23 going to be anything, and I'm kind of leaning with
24 Commissioner Ontai that I don't know where this is going
25 to fit in, especially since we've been having some

1 conversation about limiting our business meetings to
2 essential things, for a lot of reasons. But I think
3 Commissioner Filkins-Webber has a very important point,
4 that if there is going to be any discussion I think it
5 should clearly be a two way discussion --

6 **CHAIRPERSON DAI:** Absolutely.

7 **COMMISSIONER RAYA:** -- because, and I think the
8 whole per diem tech thing is a good example of something
9 that the staff has been trying to deal with. And I plead
10 probably the most guilty of all for being behind in
11 submitting those things. But, you know, I know they've
12 been dealing with this issue, and perhaps others that I'm
13 not as aware of. And so if there is going to be anything
14 there should --

15 **CHAIRPERSON DAI:** Sure.

16 **COMMISSIONER RAYA:** You know, maybe a real -- not
17 something -- this just sounds so heavy, you know, but
18 just some opportunity to touch base on some of things,
19 you know.

20 **CHAIRPERSON DAI:** Right. I think we're trying to
21 separate issues that should be discussed in open session
22 versus issues that are truly personnel related, because
23 in those cases this is trying to deal with what we do in
24 closed session, which is --

25 **COMMISSIONER RAYA:** Maybe if we were in closed

1 session they could be more candid with us (inaudible).

2 **CHAIRPERSON DAI:** I think they've been pretty
3 candid with us on that already. So, Commissioner
4 Aguirre.

5 **COMMISSIONER AGUIRRE:** Sure. I agree with
6 Commissioner Ontai in that at this point we've been
7 operating for, you know, about five months, and my
8 understanding and perception of our staff is that they're
9 doing a great job, they're going above and beyond. At
10 this point, unless one of us as or some of us as
11 Commissioners have an absolutely serious problem with the
12 operation of the staff, with the way they're carrying
13 forth with their duties, with their level of commitment
14 to the process, unless we have some outstanding issue
15 with them, then I don't really think that we have time
16 for something as formalized as this.

17 If there comes to be an issue or a situation that
18 calls forth the seriousness of a situation where we would
19 have to meet in closed session, then I would opt -- I
20 would prefer that we not delegate that to a subcommittee
21 of the Commission, that we should deal with it as a total
22 Commission. Now, the way that this language is written,
23 it's almost in going in the direction of having a formal
24 evaluation process. And at this point I don't think that
25 we're there. For one thing, our time period is very

1 compressed. Perhaps after August we may want to sit down
2 and follow whatever State procedures there are for an
3 evaluation process that not only recognizes that there
4 needs to be expectations on the part of -- for our
5 Executive Director and our staff, but also really does
6 justice to the fact that the staff had rights as
7 employees of the State, and that there is a process that
8 needs to be fair and just. And at this point, I don't
9 think that we're ready to go there. I don't see any
10 reason for going there right now. Perhaps in August
11 would be a better time.

12 My final point is that we get lots of other more
13 important things to do. If there is issues that are
14 coming up in terms of operations at the time that our
15 Executive Director provides his executive report,
16 certainly that would be one very good opportunity for us
17 to share with him that perhaps he could do this, perhaps
18 he could do that. So, thereby providing direction to
19 him. And if there is any concerns at that time, then we
20 state those at that time. But those concerns, in my
21 view, do not rise to the level of formal evaluation
22 process. And this is kind of where I think this is
23 taking us, and we don't need to go there at this time.

24 **CHAIRPERSON DAI:** Okay. I just want to clarify,
25 this is intended to be an informal evaluation process.

1 It's separate from the formal evaluation process required
2 by the State. And this is just to allow for closed
3 sessions that we can have a more forthright conversation.
4 Commissioner Blanco.

5 **COMMISSIONER BLANCO:** Yeah, I want to just add my
6 voice to the comments by Commissioner Ontai and
7 Commissioner Aguirre. I just find this completely
8 unnecessary. I think, you know, as I think Commissioner
9 Ward said, if this is about -- if we need to check in
10 with each other, what's going right, what's not going
11 right with the Commission, that's our charge is to move
12 the Commission forward and clean up stuff as we're moving
13 along towards our finish line. I just find this
14 completely bureaucratic and unnecessary. And if we've
15 got an issue and it comes up and it's impeding our work
16 and it needs to be improved, then let's just talk about
17 that and move forward.

18 To me, for it to even say something like after
19 August 2011 the Commission will adjust this check in
20 procedure, this is, to me, like trying to apply something
21 from another arena into a structure that has nothing to
22 do with this.

23 We're a temporary Commission from now until --
24 We're a 10 year Commission but we have no idea what we're
25 going to look like after August 15th, what our charge is

1 going to be, what our staff is going to look like, what
2 the ED's function is going to be, etcetera, etcetera.
3 So, I will be voting not to do -- engage in this
4 procedure, and to say that if we have issues, both ways,
5 as Commissioner Filkins-Webber said, we should just raise
6 them, deal with them, move forward.

7 **CHAIRPERSON DAI:** Any other further comment?
8 Commissioner Forbes.

9 **COMMISSIONER FORBES:** I'm just going to say, I
10 concur with the last several speakers.

11 **COMMISSIONER PARVENU:** I want to chime in here
12 too, for the record.

13 **CHAIRPERSON DAI:** Commissioner Parvenu.

14 **COMMISSIONER PARVENU:** I'd like to chime in also
15 and say that I just reiterate what's been said before me.
16 So, I'll spare the words. Looking at these categories
17 here, strategic leadership, effective communications,
18 management of staff, consultants and volunteers,
19 Commission support, in all those categorical areas I find
20 the staff to be doing an excellent job considering the
21 circumstances and the resources that we left work with.
22 So, my score card would be all A's.

23 **CHAIRPERSON DAI:** That's great. So, again, this
24 was intended, and maybe this wasn't worded well, but this
25 was really intended to provide feedback for the Executive

1 Director, not for the staff, because everybody reports to
2 our Executive Director, and, as stated in the final
3 paragraph, we would expect our Executive Director to be
4 there. You know, whatever method he uses to manage
5 staff, that's fine. There is a facility here for us to
6 provide feedback about other staff to the degree that we
7 have interaction with them.

8 So, it sounds like, you know, there -- people
9 want to leave this ad hoc. You know, we wanted to have
10 it as a -- the thinking behind it was to have a regular
11 check in, so it's not only when there is a problem but
12 it's just a check in to see how things are going and how
13 we can improve operations. But if there -- you know, if
14 there is no appetite for it, then, you know, there is no
15 appetite for it.

16 **COMMISSIONER YAO:** There is no appetite for it.

17 **COMMISSIONER DIGUILIO:** Can I just suggest, it
18 seems like at this point, I think if people did have
19 issues or a reason to check in we'd ask for this, we
20 would support it.

21 **CHAIRPERSON DAI:** Well, that's what I'm saying.
22 I mean, it can be as ad hoc as you want. We just thought
23 it would be good to have a process to do it so that, you
24 know, it's not just coming from one Commissioner. It's
25 something that's been vetted by the whole Commission.

1 You know, because it's pretty hard to have 14 bosses, as
2 I'm sure Mr. Claypool can attest to.

3 **COMMISSIONER DIGUILIO:** I think I would just
4 suggest that at this point it sounds like there is not a
5 need for it now. Maybe we revisit it in a month's time
6 and check in again. If staff would like to meet with us
7 or if we feel a need that we need to talk to the -- the
8 Executive Director needs to communicate with us,
9 something outside of what he does on a regular basis, or
10 if we, as a Commission, in a month feel like there are
11 some issues we'd like to have discussed, so maybe we
12 could revisit this in a month. But it seems like right
13 now, like you said, there is not an appetite for it.

14 **CHAIRPERSON DAI:** Okay. All right. So, I think
15 that's all we had on finance and administration. I'll
16 just make a reminder to everyone that the required sexual
17 harassment training was extended through the 14th and the
18 14th only, and so hopefully that you will take that time
19 to get that done. And with that, I'm going to turn it
20 over to Commissioner Raya, who is the lead for public
21 information.

22 **COMMISSIONER RAYA:** Thank you.

23 **COMMISSIONER ONTAI:** (Inaudible) break.

24 **CHAIRPERSON DAI:** Oh, I'm sorry. It's true.
25 There has been a request for a bio break, so if we can go

1 ahead and do that quickly, I think we'll be able to still
2 finish early. So, let's do 10 minutes.

3 **(Off the record)**

4 **CHAIRPERSON DAI:** All right. We are back on the
5 record. We have resumed. We are going to resume with
6 the public information discussion topics, and I'm going
7 to turn that over to Commissioner Raya who will lead our
8 discussion.

9 **COMMISSIONER RAYA:** Okay. Well, I think under
10 the public education plan, what has come up this
11 afternoon is what we will concern ourselves with, and
12 that is to post the items that we just talked about in
13 outreach, and we already went through that summary, so I
14 don't think there is a need to go through it again, and I
15 will work with Mr. Wilcox on that. Media relations
16 training, we did not have anything current, nor media
17 planned. With -- Oh, sorry.

18 **CHAIRPERSON DAI:** I was just going to say that
19 everyone should have received updated talking points from
20 Mr. Wilcox.

21 **COMMISSIONER RAYA:** Right.

22 **CHAIRPERSON DAI:** So, if you -- with the idea if
23 you need or feel like you need extra prep for any
24 particular (inaudible).

25 **COMMISSIONER RAYA:** Okay. With respect to the

1 website, again, posting additional information and I
2 think (inaudible) to Twitter. Tweet, Twitter.

3 **CHAIRPERSON DAI:** Tweet.

4 **COMMISSIONER RAYA:** Sorry. He's all a twitter.
5 Tweet delays in our meeting schedule (inaudible). And
6 then, really, the big item this afternoon is to turn it
7 over to Commissioner Ward about the video.

8 **COMMISSIONER WARD:** Thank you, Commissioner Raya.
9 Yeah, the, I guess, final -- well, pseudo final cut was
10 received last night, and it's just awaiting a title
11 slice. (Inaudible) review that over the lunch hour and
12 it has been reviewed by the (inaudible) intend to have
13 that up and running on the website. I believe it's going
14 to be in our hands Monday, so hopefully by midweek we
15 (inaudible) actually up and running. I think all the
16 Commissioners, you guys did an amazing job with that, and
17 the product is really becoming. Thank you.

18 **CHAIRPERSON DAI:** You're going to put it up on
19 YouTube?

20 **COMMISSIONER WARD:** I believe YouTube and the
21 website both.

22 **UNIDENTIFIED MALE SPEAKER:** (Inaudible).

23 **CHAIRPERSON DAI:** Yeah, we'll submit it for the
24 Sundance Film Festival. I just also wanted to point out
25 that Mr. Wilcox has been doing a pretty amazing job as

1 our communications director, and there have been a lot --
2 There has been a lot of new content posted on the
3 website. We had fallen behind a little bit in the press
4 section, and I think that's caught up. We will be
5 posting some information on Commissioners in the
6 community. You saw the note that went out about that
7 that will show all the kind of outreach we've been doing
8 to various organizations with mainstream and (inaudible)
9 media and all that. So, I believe that if you have a --
10 if you've participated in an event, and it was missing
11 from the list, please let Mr. Wilcox know. And we're
12 live in six languages now. So, anything else?
13 Commissioner Ward.

14 **COMMISSIONER WARD:** (Inaudible).

15 **COMMISSIONER RAYA:** I'm sorry. I do not. That
16 is (inaudible) have not pulled it up on there.

17 **CHAIRPERSON DAI:** Mr. Claypool --

18 **COMMISSIONER RAYA:** I thought there was something
19 that --

20 **CHAIRPERSON DAI:** -- do you know anything about
21 it?

22 **COMMISSIONER RAYA:** -- came from Mr. Wilcox, just
23 back. Wasn't it (inaudible)?

24 **CHAIRPERSON DAI:** Do you know anything about
25 that?

1 **EXECUTIVE DIRECTOR CLAYPOOL:** I have been working
2 with Rob, and I think we are very close to that. I know
3 that (inaudible) like the fifth draft of the
4 organizational chart (inaudible) probably hard to believe
5 that we have five drafts of that. (Inaudible) staff so
6 everybody can see who we are. And I'm sure that Rob is
7 very, very close to having that done, and hopefully by
8 your next meeting you'll see our smiling faces. Thank
9 you.

10 **CHAIRPERSON DAI:** Great.

11 **COMMISSIONER WARD:** Could we suspense that?

12 **CHAIRPERSON DAI:** I'm sorry. What would you like
13 to do?

14 **COMMISSIONER WARD:** I'm just wondering, should we
15 -- can we suspense that?

16 **CHAIRPERSON DAI:** What do you mean by suspense
17 that?

18 **COMMISSIONER ONTAI:** Bring it up at another time.

19 **COMMISSIONER WARD:** Completion date for that
20 item.

21 **CHAIRPERSON DAI:** You --

22 **COMMISSIONER WARD:** I'd like to set a date by
23 that to be completed by.

24 **CHAIRPERSON DAI:** Thank you. I'm sorry. I just
25 didn't understand.

1 **COMMISSIONER WARD:** That's (inaudible).

2 **CHAIRPERSON DAI:** (Inaudible).

3 **EXECUTIVE DIRECTOR CLAYPOOL:** (Inaudible) keep
4 you in suspense. Perhaps we could just have that done by
5 Wednesday for you.

6 **CHAIRPERSON DAI:** Excellent.

7 **EXECUTIVE DIRECTOR CLAYPOOL:** All right.

8 **CHAIRPERSON DAI:** Thank you. Commissioner Yao,
9 you had a question?

10 **COMMISSIONER DIGUILIO:** On the communication
11 issue, I believe we (inaudible) most of the people are
12 not aware of our website, the existence of our website.
13 And the memo also further suggests that we rely on our
14 website as the main vehicle to communicate with the
15 public. It's not effective. I'd kind of like to suggest
16 that perhaps we -- the communication, the advisory
17 committee find -- search for another way of somehow
18 getting our websites advertised to the point where it
19 will reach the people that we want to reach. It clearly
20 is a single day (inaudible) but I gut feel wise, I think
21 that is the case.

22 **CHAIRPERSON DAI:** We can certainly take that
23 under advisement, understanding that we have zero dollars
24 for advertising. And, you know, Mr. Wilcox has -- I
25 mean, we have been syndicating our content with

1 redistricting.ca.org. And if you have suggestions on how
2 we can do it (inaudible).

3 **COMMISSIONER YAO:** Well (inaudible). I would
4 want the advisory committee to perhaps look at the option
5 of spending some tax money above and beyond just trying
6 to get the freebies from all of us. Talking to the media
7 to -- In other words, I don't want to dictate or even
8 suggest how to do it, but I'd like for us to either make
9 a decision as to whether we also feel it's an issue or
10 not an issue and then take appropriate action
11 accordingly.

12 **CHAIRPERSON DAI:** Commissioner Parvenu.

13 **COMMISSIONER PARVENU:** I just want to just follow
14 up, and perhaps we can discuss this in greater detail
15 when we have our subcommittee meeting regarding this
16 specific topic. But there are free -- Most newspapers
17 have calendar event sections or community activity
18 sections. We can have a standard line, two line ad there
19 at no cost. I know Mr. Wilcox has been doing a bang up
20 job for us doing what he can, but I've gotten feedback
21 from my immediate community is that, okay, we have these
22 various -- Okay. A press release is fine. They don't
23 always get issues. Announcing the upcoming hearings are
24 fine, but we don't always get them in time or whatever to
25 print them out. But we can, at least, have community

1 service calendar event, a rolling two liner advertising
2 our website that stays there. So, it's not labor
3 intensive where we have to keep going back and updating
4 it. Just have a two liner in all the papers. I do that
5 in public outreach all the time. It doesn't cost me a
6 penny.

7 **CHAIRPERSON DAI:** Okay. Commissioner Raya.

8 **COMMISSIONER RAYA:** In my discussion with
9 Mr. Wilcox regarding the other items we're posting to the
10 website, I will talk to him so that maybe he can talk to
11 our webmaster and see about also about incorporating the
12 suggestion Commissioner Parvenu just made, and then I
13 will report back to you at the next meeting.

14 **COMMISSIONER PARVENU:** May I just add, too, in
15 terms of creative ideas, public service announcements on
16 radios, they come on late at night. Only a few people
17 may hear them, but at least if we get them aired that's
18 better than not having them aired. So, that's another
19 low cost option as well.

20 **COMMISSIONER FORBES:** And I think --

21 **CHAIRPERSON DAI:** Go ahead.

22 **COMMISSIONER FORBES:** I'm sorry.

23 **CHAIRPERSON DAI:** Commissioner Forbes.

24 **COMMISSIONER FORBES:** The -- We've got the one
25 complaint from the supervisor in Siskiyou County that

1 made me think that if we're not already doing this that
2 we should probably send a press release out to the
3 elected officials, generally, maybe the county
4 supervisory level, because otherwise it might be too much
5 paperwork, and there may be some central way that they
6 have to send stuff out so that at least the elected
7 officials are aware of what's going to be happening to
8 their community or their county.

9 **CHAIRPERSON DAI:** I think we've actually gotten a
10 really good turnout from elected officials.

11 **COMMISSIONER FORBES:** That's right, and I was
12 somewhat surprised to see that, for us to get that e-
13 mail.

14 **CHAIRPERSON DAI:** Yeah. Because I know that, for
15 a fact, that Mr. Wilcox has done a lot of notifications
16 to local governments.

17 **COMMISSIONER FORBES:** Seems like it. Yes.

18 **CHAIRPERSON DAI:** So --

19 **COMMISSIONER FORBES:** But I just --

20 **CHAIRPERSON DAI:** In the California League of
21 Cities and a bunch of other --

22 **COMMISSIONER FORBES:** Yes.

23 **CHAIRPERSON DAI:** -- civic organizations. So,
24 that part, I think, we've actually had a pretty good
25 turnout. One final suggestion, I don't know if we ever

1 looked into this, but Google has -- you know, they
2 usually have a free -- an ad words thing for non-profits,
3 and it's usually -- It's not very much, but there is some
4 free advertising that they do for non-profits, and I
5 think we would fall in that category.

6 **COMMISSIONER RAYA:** I'm sorry. What did you call
7 it? Ad words?

8 **CHAIRPERSON DAI:** Yeah, Google ad words. They
9 usually offer it free up to a certain amount for non-
10 profits.

11 **COMMISSIONER RAYA:** Okay.

12 **CHAIRPERSON DAI:** Commissioner Filkins-Webber.

13 **COMMISSIONER FILKINS-WEBBER:** On that point, do
14 you know if Google provides their optimization so that
15 when somebody Googles, you know, California Citizens
16 Redistricting Commission, would it come up under that?

17 **CHAIRPERSON DAI:** It comes up first.

18 **COMMISSIONER FILKINS-WEBBER:** It comes up first.

19 So --

20 **CHAIRPERSON DAI:** Yeah.

21 **COMMISSIONER FILKINS-WEBBER:** -- that's why I was
22 wondering if Google ads allows the optimization, then
23 that would be a good way.

24 **CHAIRPERSON DAI:** Yeah. Right now if you type it
25 in, our website comes up first. So, I mean, in terms of,

1 you know, we are targeted right now. So, if someone
2 knows the name, California Citizens or just Citizens
3 Redistricting Commission we come up first right now.

4 **COMMISSIONER YAO:** One other suggestion, I don't
5 know if it's possible, but I know that some of the
6 commissioners, city redistricting commissioners in the
7 City of San Diego, all of the Commissioners have Facebook
8 or Linked In, and pasted on their sites are a little
9 piece on redistricting. I don't know if we can each
10 individually do that on our sites, but that's another way
11 to reach out to the community.

12 **CHAIRPERSON DAI:** We certainly can. I think that
13 we've felt restrained from doing that because of the
14 limitation about communicating about or receiving
15 information on redistricting matters. But, yeah, I mean,
16 I think we've clarifying that we can certainly talk about
17 the process without a problem. So, if you guys have a
18 Facebook presence and you want to do that, I think that's
19 great. Commissioner Ward.

20 **COMMISSIONER WARD:** Thanks. I was wondering as a
21 subcommittee, how are we tracking how much outreach we're
22 doing to any individual community of interest. Is
23 anybody -- is that being done presently? Do we have any
24 matrix for -- You made a comment earlier that stuck in my
25 ear that was we have done zero outreach to the LGBT

1 community, I think you mentioned, and it seems to me that
2 no community -- no well established community should have
3 zero outreach. So, I was just wondering if that is
4 something that's being tracked, and, if not, how can we
5 best accomplish that?

6 **CHAIRPERSON DAI:** I mean, I think that's an issue
7 that we should discuss a little more, perhaps at a future
8 meeting. But, certainly, I think we can task
9 Commissioner Raya to have that conversation with
10 Mr. Wilcox.

11 **COMMISSIONER RAYA:** But I have one question to
12 ask you. Does that -- When you say we've had zero
13 outreach, have we not contacted media, newspapers?

14 **CHAIRPERSON DAI:** As far as I know we haven't.

15 **COMMISSIONER RAYA:** Okay. Do you know of a
16 particular media we should contact, because --

17 **CHAIRPERSON DAI:** Yes, and I'm going to speak to
18 Mr. Wilcox about that.

19 **COMMISSIONER RAYA:** -- we can -- Okay. Great.
20 Thank you.

21 **CHAIRPERSON DAI:** Commissioner Yao.

22 **COMMISSIONER YAO:** Yeah, let me just get a word
23 in that if I recall the message in the memo, the message
24 really is people may have heard about redistricting,
25 people may be aware of what's going on, but people are

1 not going to the website to get the latest information.
2 Okay? I think that -- So, getting the website in
3 people's minds saying that that's where you get the
4 latest information on the -- Because I think I often
5 still hear people comment on the fact, oh, I didn't know
6 you were in town or I didn't know the meeting covered
7 these kind of topics. And so, it's really getting people
8 to go to the website is the objective communication, not
9 just advertising redistricting, which is what we all have
10 done up to this point, and mentioning the website is just
11 an item in passing.

12 **CHAIRPERSON DAI:** Yeah. I mean, I guess I would
13 just comment, I mean, as someone who works in the
14 marketing profession, that, you know, you can spend a lot
15 of money on advertising and still only get certain
16 results. So, I think that given the number of people who
17 have been showing up at our public hearings, I would
18 argue that our efforts have actually been very
19 successful. So, I don't know that, you know, I want -- I
20 don't want people to leave thinking it's going to
21 dramatically change, and people who are interested are
22 going to be listening for it, and people who are not, it
23 doesn't matter how much money you spend on it, to some
24 degree.

25 But it is on the back of all of our business

1 cards, and I know that we've all been extremely active
2 with being tasked by Mr. Wilcox to participate with
3 media. And he has used, you know, like I said, several
4 civic organizations to get the word out. So, again,
5 suggestions are welcome. We have very limited man power
6 in this area too, so anything Commissioners can do is
7 definitely welcome as well.

8 Anything else, Commissioner Raya, on public
9 information? Okay. In that case, I'm going to turn it
10 over to --

11 **COMMISSIONER YAO:** I do have just one
12 (inaudible).

13 **CHAIRPERSON DAI:** Sure.

14 **COMMISSIONER YAO:** Okay. In the event I was out
15 of town when we made some kind of recognition, but I'd
16 like to thank Commissioner Ward for the extraordinary
17 work he did on the videotaping.

18 **CHAIRPERSON DAI:** Yes, that's right. I think
19 we're all going to be very excited to see the final
20 finished product.

21 **COMMISSIONER WARD:** Please, thank Chapman
22 University. They were the ones that --

23 **CHAIRPERSON DAI:** Yes, it was the students at
24 Chapman University who put all the work in, including
25 having to clean up all the audio. With that, let me turn

1 this over to Commissioner Filkins-Webber, who hopefully
2 will lead us through a quick discussion of legal topics
3 here.

4 **COMMISSIONER DIGUILIO:** And, I'm sorry, before
5 Commissioner Filkins-Webber starts, I just want to make
6 sure if we make enough time, Commissioner Blanco had
7 mentioned something at lunch about before we break for
8 our input hearing that we still have enough time to maybe
9 go through each of the advisory committees to put
10 something on whether we even need a meeting -- business
11 meeting next week, and, if so, put those agenda items on
12 now for consideration. But I just wanted to make sure
13 that we had enough time, knowing that legal sometimes can
14 be very intense discussions.

15 **CHAIRPERSON DAI:** Yeah. Actually, Commissioner
16 Yao and I just talked about canceling the next meeting,
17 but let's go ahead and see if we get through all the
18 items in legal, and then we'll see if we have anything.

19 **COMMISSIONER FILKINS-WEBBER:** Okay. The first
20 item is 1A, Consideration of Legal Foundation in a Record
21 For Commission Decisions Regarding Drawing Maps. Now,
22 the issue that this raises is something that I've heard
23 concern by several Commissioners, and we've also had a
24 discussion with Gibson Dunn in a telephone conference
25 with Q2. They all -- Gibson Dunn also believed that

1 there was a necessity for us to at least identify the
2 record. At this point what we have is a circumstance
3 where we no longer have transcription services due to
4 budget concerns, and so what we've identified as our
5 record at this point has been video. And that's a little
6 problematic because some Commission Members who might not
7 have attended a meeting and they need to catch up have
8 noticed that some of the video is not, you know, optimum,
9 and we have received recent public comments in that
10 regard as well.

11 But the primary concern comes down to making
12 decisions regarding directing Q2 and making decisions
13 regarding, you know, what may constitute a community of
14 interest from the public testimony. And what we have
15 been doing lately is looking at Q2's executive summary.
16 We have been -- our policy and procedures thus far has
17 been that we would advise Q2 where there are corrections
18 or additions, but we haven't actually identified what the
19 official record would be that would form the basis of our
20 decision in directing and guiding Q2, and that's a little
21 problematic when you go back and look at it. But I think
22 from a legal standpoint, and, as I understood it, just
23 briefly in a cursory discussion that I've had with
24 Mr. Brown, which obviously encompassed several other
25 issues, we are going to create, obviously, a report at

1 the end of this, as we're required to do under the law.
2 And so, under those circumstances, it's a little
3 problematic that we don't have an official record. So,
4 there should be some consideration, and I'd like to hear
5 from my fellow committee members, as to what their
6 thoughts are on identifying at least preliminary records
7 that would form the basis of the final report as we go
8 along, and whether or not that should be Q2's executive
9 report after additions or corrections made by the
10 Commission, and whether we would agree with that.

11 And, again, understanding that those are
12 preliminary records, but at least we're drawing from
13 their report to guide Q2, and that that's the record that
14 we're establishing it from rather than people's
15 individual notes. And, again, if we don't want to do
16 this and we're just going to rely on the video, I
17 certainly can understand that as well. But Commissioner
18 Blanco, do you have any thoughts on establishing a legal
19 record upon which we were guiding Q2 throughout this
20 process?

21 **COMMISSIONER BLANCO:** Well, we have some
22 documents, correct? I'm trying to figure -- So, I
23 understand the problems with the video, and I think that
24 is problematic. I think it might end up that the video
25 is supplementary, official record in the event that, you

1 know, that supplements the record, although it's probably
2 the most accurate. So, I guess first like to know how
3 bad the problems are with the quality, because I don't
4 think there is anything actually better than when we are
5 there and directing. So, that's -- I think I need a
6 little bit more there to understand what the problems are
7 with the video, because that seems to me, in some ways,
8 is the most accurate. There is no possibility of
9 somebody typing something incorrectly or missing a nuance
10 because it's live and, you know, you see it right there.
11 But I don't know what the quality is.

12 Short of the video, I think we -- if we don't
13 have this now we should probably start doing it, that
14 whatever instructions we give to Q2 we reduce them to a
15 written document. So, I know that we have things that we
16 read in anticipation of then our decision making on the
17 Commission that, you know, oh, we've gotten some from our
18 lawyers and some that have been generated by
19 Commissioners and then we vote, but perhaps we need to --
20 And we have the motions. So, I would, after the video,
21 the approved motions, and I would hope that they're all
22 -- I don't know how we're keeping them, but I think that
23 any of the motions that we've passed that Janeece has
24 recorded and then taken a vote on would be part of the
25 public record, because we've had motions where we say

1 this is what we're instructing -- Like we did that in
2 Lancaster. That was in the form of a motion that was
3 seconded and then voted on. So, I think that the votes
4 would be part of the record for the instructions to Q2.

5 But we may -- The problem with this is it's not
6 contemporaneous, but we might want to have separate
7 documents that when we are finished voting, the finished
8 guidance is memorialized in a document, and then we agree
9 that, you know, we vote that that is --

10 **COMMISSIONER FILKINS-WEBBER:** The record.

11 **COMMISSIONER BLANCO:** -- the correct reflection
12 of what we instructed Q2 to do. It probably is worth it
13 to do that, and we could probably do it straight from the
14 minutes and the votes. So, I think the combination of
15 video, the votes with the motions, and then the question
16 would be, do we want to take that extra step of
17 memorializing the instructions in a separate document,
18 and then having them reviewed by all of us, and agree
19 that that's -- that they're accurate.

20 **COMMISSIONER FILKINS-WEBBER:** And also think
21 about this, though, because we're -- if the record is
22 going to be the videos, in addition to, you know, this
23 suggestion that you're making, Gibson Dunn has to
24 formulate the basis for our decisions. And so this is a
25 little bit why I'm getting at this. Now, I don't know

1 what they're doing to actually document the basis for our
2 decision.

3 So, for instance, when we've had the wrap up
4 sessions we've made decisions and we provided direction
5 to Q2 on certain things that may be the final outcome.
6 And if they're not capturing it, or if we're not
7 capturing the basis for our decision to, you know, split
8 a county or split a city, then we need to -- we can't
9 expect that Gibson Dunn is going to go back and look at
10 all of these hours of testimony and try and figure it
11 out, or even the limited hours of our wrap up session to
12 figure out what the basis (inaudible).

13 **CHAIRPERSON DAI:** Commissioner Filkins-Webber.
14 I'm sorry. I just wanted to remind you that in our call
15 with Gibson Dunn that they agreed that the design
16 principles document that I shared with everyone, that
17 that would be the start of that kind of documentation.
18 And then Mr. Miller also took the notes for our wrap up
19 sessions this last time. So --

20 **COMMISSIONER FILKINS-WEBBER:** What do you mean
21 design principles document?

22 **CHAIRPERSON DAI:** That's the document that was
23 shared with everyone on capturing the decisions we made
24 for Region 9 and then for Region 5. We started it based
25 on Commissioner Yao's suggestion that we capture, you

1 know, what was behind our decisions there, and then
2 Mr. Miller also captured the ones for Region 4 yesterday.
3 I think that's what we're trying to do is to provide
4 those principles and document them.

5 **COMMISSIONER RAYA:** I'm sorry. Can we have a
6 date reference or something to find that document,
7 because I --

8 **CHAIRPERSON DAI:** Sure. Let me just quickly
9 search. If you go into Google Docs, though, it was
10 shared with the full Commission. Let me just -- this was
11 just capturing, you know, for example, Region 9 we said
12 we wanted to separate rural areas from urban and suburban
13 areas. It's all the stuff that we talked about. It was
14 called Design Principles for Insightful Alternatives, and
15 I also shared it with Gibson Dunn and Q2.

16 **COMMISSIONER RAYA:** Sorry. I'm not finding it in
17 Google Docs, and --

18 **COMMISSIONER BLANCO:** It's in there.

19 **COMMISSIONER RAYA:** It is?

20 **CHAIRPERSON DAI:** It's in there.

21 **COMMISSIONER BLANCO:** It just says Design
22 Principles for Insightful Alternatives. And it -- the
23 document that's in there is for Region 9 and Region 5.
24 It's not updated to include Region 4.

25 **CHAIRPERSON DAI:** Right. I did this before the

1 meeting, so I only captured what we had done.

2 **COMMISSIONER BLANCO:** So, just on that, Cynthia,
3 or Commissioner Dai, I think that part of what
4 Commissioner Filkins-Webber brings up is this is fine,
5 but this -- we have to have something official. It's
6 fine that this is in here and that you captured it, but
7 what we're talking about now is from here going forward
8 that -- let's say it was that that we would add whatever
9 we did in Region 4, and then this Commission would have
10 to look at that and say, is that, in fact, what we -- the
11 design principles that we came up before we had the
12 session on Region 9, Region 5 and Region 4? And then I
13 think what we would have to do is somehow move that into
14 -- You know, I don't want to do formal, but almost like
15 move it into the record and say this document represents
16 the instructions, so that when somebody is going back and
17 trying to prepare a report they can actually say, here
18 is, you know, document, whatever, that, you know, was
19 adopted by the Commission as the design principles for
20 blah, blah, blah.

21 **CHAIRPERSON DAI:** Sure.

22 **COMMISSIONER BLANCO:** And that it have that
23 weight. If it's just something that somebody, one of
24 took notes and threw it together, and we instructed, it
25 still might not have the weight of us agreeing that that

1 -- those are the official instructions we gave to Q2.
2 Does that -- Is that kind of what you're getting at,
3 Commissioner Filkins-Webber?

4 **COMMISSIONER FILKINS-WEBBER:** It is, and it could
5 be as simple as just adopting Q2's wrap up document,
6 because -- but we have noticed, in particular, for
7 instance, Region 4, you know, Griffith Park public
8 comments were distinctly missing. And so -- And we do
9 know that that is an evolving document, because they will
10 be updating it with the addition of public comments. But
11 I just -- I'm just a little concerned about us at the end
12 of this entire process, and, frankly, as an attorney just
13 thinking -- saying to a potential plaintiff, well, here
14 is a million hours of video and there you go, there is
15 our legal record. And I just -- it just kind of makes me
16 -- we're being so conscientious about the basis for our
17 decisions.

18 So, again, I'm not thinking that it would be any
19 additional work, necessarily, but if the Commission is
20 comfortable that through our process of correcting the
21 wrap up document, making additions, changes and
22 corrections, and recognizing it's evolving, but that
23 document is the preliminary basis upon which we are
24 directing Q2. To me, I think as we go along, that would
25 be easy for us to put together, you know, all the wrap up

1 documents to Gibson Dunn and say, here you go. You know,
2 and even at the -- this is the preliminary documents that
3 form the foundation of our decision and the basis for our
4 direction in map drawing. So, I'm not necessarily
5 thinking that there is any additional work here. It's
6 just the process and the procedures. Mr. Miller, if you
7 have anything to add to this, please chime in.

8 **MR. MILLER:** Well, I think it's a very timely and
9 a useful discussion. I think we need just to think a bit
10 more about how we want to memorialize our decision here.
11 On the one hand, the summary document that Q2 provides is
12 a good basis. I just don't -- I want to make sure,
13 though, that we don't characterize in such a way so that
14 it doesn't -- so that it ends up discounting the hours of
15 testimony that you have heard live as well.

16 So, I think what we want to do is take this
17 conversation very seriously, give it some thought, and
18 then come back to the Commission with a resolution that
19 we -- right before the meeting that tries to capture the
20 elements in the best way we can to support the purpose
21 for which this item is raised.

22 **CHAIRPERSON DAI:** Commissioner Filkins-Webber, I
23 just want to note the time. We would like to make a
24 decision about whether we need to have a business meeting
25 next week or not, during Commissioner Yao's reign as

1 Chair. And we need to open the floor for public comment
2 at 4:45. So, just --

3 **COMMISSIONER FILKINS-WEBBER:** Okay. I'll move
4 quickly.

5 **COMMISSIONER WARD:** Can I make one sentence on
6 that topic?

7 **COMMISSIONER FILKINS-WEBBER:** I think since
8 you're on the advisory committee, please do.

9 **COMMISSIONER WARD:** Yes, I thought I might. If
10 you would consider whether we need to have a written
11 transcript of the wrap up meetings, because that's where
12 we talked about where we thought the lines ought to maybe
13 start, the issues that we ought to be concerned, you
14 know, looking at the racial component of the map, the
15 non-racial reasons for combining things. All that, I
16 think, came out in those meetings. So, I don't know
17 whether that's a good idea, but that's something that I
18 would consider.

19 **COMMISSIONER YAO:** May I?

20 **CHAIRPERSON DAI:** Commissioner Yao.

21 **COMMISSIONER YAO:** Let me just create a scenario,
22 and I want to really see how we would address it from a
23 legal perspective. We draw a, whether a draft map or the
24 final map, and we did the best we could in terms of
25 understanding the community of interest. Unfortunately,

1 we clip a corner of one of the community of interest.
2 All right? And there may be a lot of reason for it, but
3 none of us raised the question as to in terms of
4 addressing that particular issue. Let's say we knock off
5 half a dozen blocks from that community of interest. And
6 now we have to backtrack from that point saying, you
7 listened to my testimony, I presented the map to you.
8 That's been documented in the video and paper, and that's
9 very clear. But in terms of whether we acknowledged that
10 that's the community of interest, or somebody else may
11 have said -- may have presented data to us that that same
12 community interest is a few blocks short of the other
13 one. Okay?

14 Now, how are we going to show that we accept that
15 that modified definition of that same community interest
16 as the first person that gave us the input? Those are
17 the documentation details I really don't know how to
18 handle without precisely the documenting saying that we
19 acknowledge this as being the community of interest. So,
20 most of the challenges I anticipate down the line will be
21 along that nature, as compared to that we didn't pay
22 attention to them or anything of that nature.

23 **COMMISSIONER ONTAI:** Chair Dai.

24 **CHAIRPERSON DAI:** Commissioner Ontai.

25 **COMMISSIONER ONTAI:** On another point, it's just

1 a procedural issue. The attorneys here can answer a lot
2 of these questions for us, but from my perspective, I'm
3 looking at this first print out, Design Principles for
4 Insightful Alternatives, Region 9 and 5. I think this is
5 what we're talking about, right?

6 **CHAIRPERSON DAI:** Uh-hmm.

7 **COMMISSIONER ONTAI:** It would be very helpful if
8 it's dated, and it's --

9 **CHAIRPERSON DAI:** Sure.

10 **COMMISSIONER ONTAI:** -- draft written on it, and
11 there is a sequence number attached to it so that we can
12 refer to the sequence of these evolving drafts or wrap
13 ups so that we knew exactly what was done, what was
14 changed, what was added, what was detracted.

15 **CHAIRPERSON DAI:** Good suggestion.

16 **COMMISSIONER FILKINS-WEBBER:** I don't think the
17 design principle document is going to die, so, I mean, we
18 can look at it another time. So, I'll move things along
19 here as the lead and take Mr. Miller's suggestion that
20 the legal advisory committee can think about, you know,
21 the identification of this legal record, and when we come
22 back we'll have this as a continued discussion probably
23 for the next legal advisory committee meeting. The
24 second issue that legal would like to discuss is it has
25 been --

1 **COMMISSIONER BLANCO:** Before you move on, could I
2 just --

3 **COMMISSIONER FILKINS-WEBBER:** Sure.

4 **COMMISSIONER BLANCO:** -- suggest something for
5 Commissioners? I sent around to everybody the 1991
6 special masters report from the Supreme Court. We'll go
7 ahead and do this in the legal advisory committee, but I
8 think it might be -- it's a lot of reading, but it might
9 be helpful for people to look at that and see how they go
10 through the maps and talk about them from a legal
11 redistricting perspective, and talk about the information
12 that supported the different lines that were drawn, just
13 to have in mind a little bit what this looks like. I'm
14 not saying we're going to follow that, but I think it
15 might be a useful thing for people to read that aren't
16 lawyers about how this information then gets brought to
17 bear in litigation.

18 **COMMISSIONER FILKINS-WEBBER:** It has been brought
19 to legal advisory committee's attention that, as I
20 understand it, Mr. Brown, from Gibson Dunn, has -- and Q2
21 have asked that this Commission consider allowing a
22 weekly call and check in procedure with the Commission,
23 and primarily the focus, and correct me if I'm wrong,
24 Mr. Miller, but is for Mr. Brown wanted to highlight the
25 fact that there may very well be several Section 2 issues

1 that would come up that Q2 may -- and Gibson Dunn would
2 like to bring to the Commission's attention.

3 And in so doing, and not to slow down the
4 progress of their work, they're looking at a weekly
5 conference call with the Chair, the Vice-Chair, myself,
6 as the lead on the legal, and potentially a fourth
7 individual that could either rotate or maybe be a
8 standing individual that might be interested, so that we
9 could identify those issues and they could highlight the
10 -- as I understand it, the necessity for further
11 direction from the Commission. Anything else that
12 Mr. Brown had advised you, Mr. Miller, as to what he
13 wanted in these conference calls?

14 **MR. MILLER:** We're suggesting this format because
15 it gives both continuity and an opportunity for more
16 Commissioners than a couple to be present, if you will,
17 and part of regular legal update. And I thought that it
18 worked well to use the Chair and the Vice-Chair because
19 those are the people most likely going to be dealing with
20 those issues from a factual perspective most immediately
21 for that week. So, it would accomplish a couple of
22 things. It would both serve as a vehicle to continue in
23 a different way some training around these issues, and
24 highlight current issues for resolution.

25 **CHAIRPERSON DAI:** May I suggest that Commissioner

1 DiGuilio, as the lead on technical, be the other person.

2 **COMMISSIONER FILKINS-WEBBER:** If she accepts.

3 **COMMISSIONER DIGUILIO:** I accept.

4 **COMMISSIONER FILKINS-WEBBER:** So, I don't know
5 that any necessary motion so that the Commission concurs
6 with this weekly --

7 **COMMISSIONER BLANCO:** Well, I think that's great.
8 I would like great. I would like to be on this
9 Commission as a Commissioner that has voting rights
10 experience. I think I would like to be on this call. I
11 don't know how we do that and not get too broad, but I'd
12 like to have both the major parties represented on this
13 case -- on this weekly call, and somebody with voting
14 rights experience from the Commission.

15 **CHAIRPERSON DAI:** Commissioner Ancheta was on the
16 last call, so I'm sure either one of you could do that
17 too.

18 **MR. MILLER:** There is no legal issue. It's the
19 committee's discretion. The only nuance would be we
20 couldn't have three members of the legal committee, but
21 we can have two. So --

22 **CHAIRPERSON DAI:** Either one of you.

23 **MR. MILLER:** -- (inaudible) it's going to be a
24 total of five Commissioners drawn in this manner is fine.

25 **COMMISSIONER BLANCO:** And we don't run into any

1 meeting issues if we have five people?

2 **CHAIRPERSON DAI:** As long as they're in different
3 committees.

4 **MR. MILLER:** You know, it would be a unique
5 situation. If -- Basically, no.

6 **COMMISSIONER BLANCO:** Okay. That's what you're
7 here for, so I'll take -- that would be great.

8 **CHAIRPERSON DAI:** And just so everyone knows, we
9 did have such a call, you know, before this meeting in
10 order to, you know, talk about how we were going to do
11 Region 4, since it was going to be different from the
12 previous regions.

13 **COMMISSIONER BLANCO:** Well, that's great, because
14 I think it would be great to have technical if we could
15 have a technical person, since this is really going to
16 affect what we do technically as we move along.

17 **COMMISSIONER DIGUILIO:** That was my question.

18 **MR. MILLER:** (Inaudible). An unusual example
19 would be if you, for example, were Chairing the meeting,
20 and Mr. Ancheta were also on the call, then we'd have
21 three people from one committee. But it's the outlier
22 issue. As a general rule, the format suggested would be
23 fine.

24 **COMMISSIONER DIGUILIO:** So, with that, then, it's
25 still there -- I'm there as a technical, and then either

1 Commissioner Blanco or Ancheta would be there for --
2 Okay.

3 **COMMISSIONER FILKINS-WEBBER:** Okay. So, that's
4 approved, and we'll move on real quickly, since I
5 probably have about two minutes. I will forego -- defer
6 for now Commissioner publications. People might be
7 wondering what that means, and just as a highlight, and
8 we'll get to it next time, but just since we're in the
9 full Commission, and some people have asked me some
10 questions, in the process of drafting the Q2 firewall,
11 Mr. Miller and I had had a lengthy discussion while I was
12 actually in a tire store, if you remember, about
13 limitations on Q2's ability to publish materials during
14 the pendency of litigation.

15 There obviously have a lot of academic interests
16 in publishing quite a numbers of articles, I suspect, and
17 publications regarding redistricting, but we have to keep
18 in mind that during the pendency of litigation we don't
19 want any of our consultants or experts to publicize --
20 publish books, articles and things. We have not
21 addressed that as a full Commission, so we need to also
22 take a look at that. So, that's what we'll get, but
23 we'll defer it next time.

24 The other issue is, can I find it, Mr. Miller has
25 advised us that in -- we were looking at putting together

1 our request for bid on the racial polarized voting study,
2 and that has been presented to DGS and DGS is not
3 permitting us to use the same form that we had looked at
4 for VRA counsel. So, at this point, what we were hoping
5 is to probably consider finding someone maybe with the
6 University of California or the Cal State University
7 system so that we could consider doing an interagency
8 agreement that would be easier.

9 So, if any Commission Member, Commissioner
10 Blanco, Commissioner Ancheta, if you have anybody in mind
11 that may wish to submit proposals for this, we're working
12 on that. Just in response to Mr. Lee's letter in Item 4,
13 that we had addressed early this morning, he was asking
14 that the Commission post drafts of the RFP for the
15 racially polarized voting so that members of the public
16 could comment on it, but I don't think we're anywhere
17 close to that stage at this point, given that we have
18 issues with DGS.

19 So, I think at this point, what is the
20 recommendation with the DGS issue? Are we looking more
21 towards an interagency? Are we going to consider
22 redrafting it, based on what DGS has said or --

23 **MR. MILLER:** We'll take both roads.

24 **COMMISSIONER FILKINS-WEBBER:** Okay.

25 **MR. MILLER:** We're immediately -- we put as a

1 very high priority to complete the form in the manner
2 they require, and as fast as we can, and hope that we can
3 identify a UC or CSU professor that could do the work.

4 **COMMISSIONER FILKINS-WEBBER:** So, we're working
5 on both issues, giving the delegated authority, I
6 believe, to me on -- and Mr. Ancheta -- Commissioner
7 Ancheta, we're working forward towards that. I do want
8 to get to this. I will defer Item Number 3, except for
9 3B we have to address real quick for Mr. Claypool.

10 But Item 2, Mr. Miller, and I didn't ask you this
11 beforehand, but does Kermit have an update as to what the
12 status is of Commissioners appropriately and timely
13 responding to our -- the two PRA requests that we have,
14 and have we responded to either, as of yet?

15 **MR. MILLER:** The answer to all that is yes.
16 We're in pretty good shape. We have, in fact, documents
17 that are ready for those who have requested them. So --

18 **COMMISSIONER FILKINS-WEBBER:** Are those going to
19 go out soon, I guess, or --

20 **MR. MILLER:** In one case, they've been -- they
21 have gone out. In the other, we've advised the requester
22 that they're available to be picked up because we have a
23 small charge, but we do charge pursuant to allow for
24 these. We haven't been paid for them. The documents are
25 ready when we receive a small check.

1 **COMMISSIONER FILKINS-WEBBER:** Okay. Moving on
2 quickly, we'll defer 3A. 3B is the inline peer review
3 solicitation. Mr. Claypool, did you send that out to
4 each Commissioner for review and comment?

5 **EXECUTIVE DIRECTOR CLAYPOOL:** Yes, I did.

6 **COMMISSIONER FILKINS-WEBBER:** Okay. I have some
7 comments, but I will defer them, if permitted, to deal
8 with -- and I can give them to Mr. Claypool. But does
9 anyone else on the full Commission have any comments,
10 suggestions or questions regarding an inline peer review
11 document that was sent by Mr. Claypool, the solicitation?
12 Then does everybody in -- Just real quick, then, the only
13 question that I had, Mr. Claypool, and I think we have to
14 address it really quick before -- so we don't work on it
15 behind the scenes so the Commission knows what my one
16 concern is.

17 In Item E, in Section E, I believe, under the
18 role of the inline reviewer, the last line states that
19 the inline reviewer will not develop a map or a set of
20 maps, but, yet, in Section GC, you indicate that the
21 inline reviewer should present suggestions for
22 improvements for, let's see, it says via onscreen
23 movement of the effective line, so the Commission may
24 better evaluate the substance of the suggestions. So, it
25 seems to contradict. In one sense, in order for them to

1 provide suggestions for improvements, they have to
2 probably draw maps. So --

3 **EXECUTIVE DIRECTOR CLAYPOOL:** Okay.

4 **COMMISSIONER FILKINS-WEBBER:** -- I'm a little --
5 I thought it was a little contradictory, and I was
6 wondering if we could work on that, but --

7 **EXECUTIVE DIRECTOR CLAYPOOL:** That was directly
8 reflective of what Commissioner Barabba had said, that we
9 didn't want an inline reviewer to go out and produce maps
10 that would be a competing map with our line drawers, that
11 we were looking for them to provide, if they -- if they
12 had a suggestion on a map, to provide the suggestion
13 itself as a way to possibly improve, but not to produce a
14 competing product.

15 **COMMISSIONER FILKINS-WEBBER:** Okay. We can
16 probably work on the language in Section E on that --

17 **EXECUTIVE DIRECTOR CLAYPOOL:** Absolutely.

18 **COMMISSIONER FILKINS-WEBBER:** -- if the
19 Commission will permit me to work with Mr. Claypool on
20 just that little nuance, because it seemed contradictory,
21 a little bit. And if the Commission doesn't have any
22 other problems with it, then I'll just work with Dan and
23 we'll get this moving.

24 **CHAIRPERSON DAI:** Sounds fine.

25 **COMMISSIONER FILKINS-WEBBER:** Okay. Great. Then

1 that wraps it up for -- unless, I'm sorry --

2 **CHAIRPERSON DAI:** Commissioner Ward.

3 **COMMISSIONER FILKINS-WEBBER:** -- Mr. Claypool,
4 did you have something else?

5 **EXECUTIVE DIRECTOR CLAYPOOL:** I just wanted to
6 say that in the scheme of these two statements of work,
7 the most important right now is the VRA. So, our staff
8 working to push it first, but this one is second and of
9 equal importance, but that's how we prioritize them.

10 **COMMISSIONER FILKINS-WEBBER:** I'm sorry. When
11 you say VRA, you mean --

12 **EXECUTIVE DIRECTOR CLAYPOOL:** I'm sorry.

13 **COMMISSIONER FILKINS-WEBBER:** -- the polarized
14 voting?

15 **EXECUTIVE DIRECTOR CLAYPOOL:** Polarized voting.

16 **COMMISSIONER FILKINS-WEBBER:** Okay. Thank you.

17 **CHAIRPERSON DAI:** Right. RPV. It's a different
18 alphabet soup. Commissioner Ward.

19 **COMMISSIONER WARD:** Thanks. Commissioner
20 Filkins-Webber, I was just wondering, I don't remember
21 that we necessarily took a sense of the Commission,
22 though, regarding that matter. I understand Commissioner
23 Barabba might have a thought on that, but I don't think
24 the whole Commission has actually taken that up of
25 competing maps. Because, certainly, we're taking maps

1 from everybody, you know. Everyone is submitting maps to
2 us. So, as an inline process reviewer, I don't know that
3 we've had the discussion that having another expert
4 providing an opinion would be a problem.

5 **COMMISSIONER FILKINS-WEBBER:** Well, you're
6 correct. I don't think that this Commission has made a
7 decision on actually retaining the RPV or the inline peer
8 review. What we're preparing right now is the
9 documentation so that when the Commission says pull the
10 trigger, boom, we're going to pull the trigger, but --

11 **EXECUTIVE DIRECTOR CLAYPOOL:** And, certainly,
12 we're trying to prepare the final document for your
13 review, and we can tweak it then. But we do need to
14 actually pull this trigger a little ahead of time. We
15 want these people or person in place so --

16 **CHAIRPERSON DAI:** Lined up.

17 **EXECUTIVE DIRECTOR CLAYPOOL:** -- that if you
18 decide. And that was the second thing. It was always
19 decided by this Commission that it would only be used if
20 you decided you had a use for it.

21 **CHAIRPERSON DAI:** Okay.

22 **COMMISSIONER FILKINS-WEBBER:** With that, I'll
23 just open it up real quick. Does the full Commission
24 have anything that they wish to bring up or delegate to
25 legal for future discussion or future agenda items?

1 **COMMISSIONER BLANCO:** I just want to say that I
2 think that item that you said we would continue, that we
3 could just handle it and take care of it today, the one
4 about whether Q2 could publish or any studies. Is there
5 a reason --

6 **COMMISSIONER FILKINS-WEBBER:** Well, no. Q2 has
7 already been bound by their contract.

8 **CHAIRPERSON ONTAI:** Not to.

9 **COMMISSIONER FILKINS-WEBBER:** The RPV is going to
10 be bound in their contract not to publicize anything
11 during the pendency of litigation. What this is about is
12 individual Commissioners.

13 **CHAIRPERSON DAI:** I think we can vote on that
14 too.

15 **COMMISSIONER FILKINS-WEBBER:** Okay. So --

16 **COMMISSIONER BLANCO:** Yeah, I think we could do
17 that.

18 **COMMISSIONER FILKINS-WEBBER:** Okay. The
19 discussion -- Well, I don't know what anybody else feels,
20 but from my perspective, because I'm the one that drafted
21 that language for Q2 with Mr. Miller's assistance and
22 concurrence is that no -- essentially, it's that no
23 Commission Member -- what I would think of is that no
24 Commission Member will provide any speeches, would
25 participate in any blogs, nor would they produce or

1 publish any editorials, books or articles, etcetera,
2 either online or in print regarding this redistricting
3 process and our maps at any time until the conclusion of
4 litigation.

5 **CHAIRPERSON DAI:** Commissioner Filkins-Webber, I
6 mean, we're already involved in a lot of media outreach
7 about our process. I'm just wondering how you're
8 distinguishing that from what we're already doing.

9 **COMMISSIONER FILKINS-WEBBER:** Because once the
10 maps are produced, then anything that you potentially say
11 that, you know -- if it's in support of a map or what
12 you're doing -- There will be probably a little lag time,
13 but I think Mr. Miller and I had talked about, given the
14 statute of limitations on challenging the map, there
15 probably won't necessarily be any lag time between August
16 15th and the time that litigation is filed. But once
17 there is a filing, then I don't think that anybody can
18 participate or interview with anybody from thereon out.
19 So, you know, it goes along the lines of, you know,
20 speeches, interviews, publications --

21 **CHAIRPERSON DAI:** Post map.

22 **COMMISSIONER FILKINS-WEBBER:** -- everything
23 (inaudible). Post map. I'm sorry. That's what I mean.
24 Post map, at least until the conclusion of litigation.

25 **COMMISSIONER YAO:** Post map.

1 **CHAIRPERSON DAI:** Okay.

2 **COMMISSIONER FILKINS-WEBBER:** I'm sorry. I
3 should have said post map.

4 **CHAIRPERSON DAI:** Right. That's why I was just
5 trying to understand.

6 **COMMISSIONER FILKINS-WEBBER:** My mind was there.
7 I don't mean from this day forward. I meant post map.
8 Sorry. I apologize. That's what I meant.

9 **COMMISSIONER YAO:** Yeah, because I have a running
10 series in the Asian Journal.

11 **COMMISSIONER FILKINS-WEBBER:** Oh, no, no. I
12 meant post map.

13 **COMMISSIONER BLANCO:** Okay.

14 **COMMISSIONER FILKINS-WEBBER:** I apologize.
15 That's -- the whole point was post map.

16 **COMMISSIONER YAO:** Okay. (Inaudible).

17 **COMMISSIONER BLANCO:** Yeah, I thought it was
18 something --

19 **COMMISSIONER FILKINS-WEBBER:** You thought it was
20 something else?

21 **COMMISSIONER BLANCO:** Something that involved
22 Q2's research (inaudible).

23 **COMMISSIONER FILKINS-WEBBER:** Now, we've already
24 restricted Q2. Okay. So, should we bring it up, defer
25 it later? Okay. Then if the Commission doesn't have

1 anything further for legal, then we'll just have our
2 standing agenda items and we're complete. Thank you.

3 **CHAIRPERSON DAI:** Thank you. So, given that,
4 what I'd like to know, what I and Vice-Chair and incoming
5 Chair Yao would like to know, are there any business
6 items -- We've got some very important things done in the
7 last two days. I just want to congratulate anyone. Is
8 there anything that is so urgent that we would need to
9 have a business meeting -- Which this, by the way, has
10 been an asterisk business meeting that we added to the
11 agenda for the 12th and the 14th, or can it wait until
12 the 19th? We got the important things done in terms of
13 guidelines for Q2 and our voting procedure done, and we
14 made the decisions about the Statewide groups. So, is
15 there anything else that people feel like we need to have
16 time for Commission action for the next reserve times for
17 business meetings, which are on the 12th and the 14th, or
18 can it wait until the 19th when we will be having several
19 full day business meetings?

20 **COMMISSIONER YAO:** I guess as a point of
21 clarification, we moved the wrap up on the 14th?

22 **CHAIRPERSON DAI:** Correct.

23 **COMMISSIONER YAO:** To another date, right?

24 **CHAIRPERSON DAI:** Correct. To that 19th
25 sequence. There will be a bunch of long days in the

1 longer sequence.

2 **COMMISSIONER YAO:** So, all three days at the
3 moment will be input hearings?

4 **CHAIRPERSON DAI:** Purely public input hearings.

5 **COMMISSIONER ONTAI:** What has been tentatively
6 scheduled is on the day of Palm Springs, May the 12th, we
7 have reserved 2:30 to 6:00, including the dinner hours,
8 for any kind of emergency business meeting. In addition,
9 on the day while in San Diego, we have reserved from noon
10 to 2:00 p.m., again, for any kind of events that may come
11 up that will give us an opportunity to make decisions.
12 That so, in short, it's about four and a half hours over
13 a two day period. Did I do my math right? Between four
14 and five hours in the two days that I mentioned that has
15 been reserved. If we cancel it, then you can arrive a
16 little later and be a little more precise in terms of
17 your traveling plan. And we do keep it on there. That
18 means I -- Personally, I think we have a lot of little
19 issues that we can --

20 **CHAIRPERSON DAI:** Defer.

21 **COMMISSIONER ONTAI:** -- fill the calendar. So,
22 with (inaudible) not the issue. The issue is do you want
23 to delay it until the following week when we have a --
24 may have a more meaningful agenda?

25 **COMMISSIONER YAO:** Can I ask Mr. Claypool if he

1 sees any issue that needs to be presented next week?

2 **EXECUTIVE DIRECTOR CLAYPOOL:** I see no issues
3 from this. I think this meeting was very well run, and
4 you have accomplished what you need to accomplish. And
5 so I would say we should stay on schedule and save our
6 budget a little bit, too, but, then, I always say that to
7 you.

8 **CHAIRPERSON DAI:** Yeah. I mean, these are
9 meetings that were not previously scheduled, so they
10 would be an extra cost in terms of videography and --

11 **COMMISSIONER DIGUILIO:** Speaking from the
12 technical advisory committee, and correct me for those of
13 you who are also on it, I don't believe there is anything
14 that is so pressing that we need to have that time that
15 couldn't be carried over to the following week.

16 **CHAIRPERSON DAI:** And that's really the question,
17 because we will have a business meeting the following
18 week.

19 **COMMISSIONER DIGUILIO:** I guess maybe I'll ask
20 Chair Dai a question is, during the input meeting if we
21 simply give direction to Q2 on whatever issues that comes
22 up, is that acceptable or that's not acceptable?

23 **CHAIRPERSON DAI:** It's strictly a public input
24 hearing. We do not have agendaized direction to Q2.

25 **COMMISSIONER YAO:** Okay. So, if they come back

1 between the conclusion of tonight's meeting and the start
2 of the May 12th meeting, if they have questions that they
3 have for us, we have to address those offline as compared
4 to using a full Commission, then. Is that the plan?

5 **CHAIRPERSON DAI:** Well, that's what the weekly
6 call is for, and, you know, we have five people
7 designated on that call.

8 **COMMISSIONER YAO:** Okay.

9 **CHAIRPERSON DAI:** And mostly it's just
10 clarification, because we've given them pretty beefy
11 guidelines and direction now.

12 **COMMISSIONER YAO:** Right.

13 **CHAIRPERSON DAI:** And they indicated that they
14 thought they were --

15 **COMMISSIONER YAO:** Okay. So --

16 **CHAIRPERSON DAI:** -- happy with that direction.

17 **COMMISSIONER YAO:** So, in between this meeting
18 and the Palm Springs meeting, we will deal with as many
19 issues as we can offline not making decisions, and then
20 we'll defer any decision making matters until --

21 **CHAIRPERSON DAI:** The 19th.

22 **COMMISSIONER YAO:** -- the 19th when we're at
23 Auburn if we decide to cancel all the business meeting
24 for next week.

25 **CHAIRPERSON DAI:** Sounds -- Go ahead.

1 **COMMISSIONER FILKINS-WEBBER:** The wrap up is for
2 the 19th, so the business meeting that you would be
3 talking about would be the 20th and 21st, correct, as on
4 the calendar?

5 **CHAIRPERSON DAI:** Sorry, yeah.

6 **COMMISSIONER FILKINS-WEBBER:** Just to make sure.
7 We would not have enough time to do a business meeting
8 and a wrap up (inaudible).

9 **CHAIRPERSON DAI:** Yes.

10 **COMMISSIONER YAO:** I stand corrected.

11 **COMMISSIONER FILKINS-WEBBER:** Thank you. I
12 agree.

13 **CHAIRPERSON DAI:** Okay. Sounds like we'll be
14 able to cancel those meetings. I know that makes
15 Mr. Claypool very happy. Great. So, let me open the mic
16 now. I'm sorry we have an abbreviated public comment
17 period, but if anyone would like to make a public comment
18 about a policy issue, you can feel free to come up to the
19 mic. We will be opening the mic, of course, for our
20 regular public input hearing about the region at six
21 o'clock. Yes, sir.

22 **MR. HERNANDEZ:** My name is Zeke Hernandez. I'm
23 President of Santa LULAC, League of United Latin American
24 Citizens. I came here for the public commentary part of
25 it, but I was surprised to see you in full session right

1 now as I walked in -- when I walked in, because the
2 public was not aware that you were holding a business
3 meeting, apparently, because the information --

4 **CHAIRPERSON DAI:** It's been noticed for 14 days.
5 So --

6 **MR. HERNANDEZ:** Pardon?

7 **CHAIRPERSON DAI:** It's been noticed for 14 days.

8 **MR. HERNANDEZ:** Yeah, apparently some -- I guess
9 some people don't check within that time period of 15
10 days, because the last time I checked it wasn't online.
11 Plus the fact, I'm not sure if it was included in the
12 press release as well as -- Of course, you don't control
13 the media, but the media only had the public comment
14 period in terms of a little paragraph.

15 Let me preface this by saying as I get feedback
16 from the community from different parts of the State, I
17 have to commend each of the Commissioners, because I
18 understand you're doing a tremendous job personally, as
19 well as what you're doing here as a group. I have two
20 questions, as I was sitting down there. One, as I
21 reviewed some of your minutes prior or your business
22 agendas, you're going through the process of hiring
23 individuals of drawing the maps at the same time, as I
24 understand it. Or you've already subbed that out? Okay.
25 And so that person is, I guess, over here?

1 **CHAIRPERSON DAI:** You'll see them tonight at six
2 o'clock.

3 **MR. HERNANDEZ:** Okay. So, they're the ones that
4 take the commentary, plus whatever is sent in online in
5 letters, etcetera, and all those, and then they draw the
6 maps. The question I have --

7 **CHAIRPERSON DAI:** They draw with our direction.

8 **MR. HERNANDEZ:** -- a Commissioner pointed out
9 that from that commentary you're going to be -- It's like
10 taking each of those individuals and/or groups is
11 providing you a puzzle piece, and they're giving you a
12 thousand puzzles for a 500 piece puzzle that you're going
13 to be putting together. So, you're going to have to take
14 a puzzle and try and make one of the thousand -- try to
15 make a 500 piece puzzle. So, you might have to strip off
16 part of a puzzle piece.

17 And so that's where my concern is is that, I
18 mean, realistically, that's what you're going to be
19 doing. Okay. o, it comes to the matter of will you do
20 it so blatantly that it does hurt, have a negative impact
21 for a community of interest. And so I think that's where
22 you bear the responsibility as you make those decisions.

23 And some of you may know with LULAC we've been
24 somewhat involved with redistricting for the past
25 decades. In fact, I, personally, for the last two, and,

1 in fact, provided commentary, and we also provided maps
2 to the special masters in LA in '91. The County of
3 Orange Board of Supervisors is doing the same --
4 basically the same thing. They have staff members who
5 are (inaudible). And they receive maps, and they're
6 going to be doing their own maps. But they have also
7 given themselves the decision to take a community
8 submitted map and to change it. Will you be doing that
9 with those maps that are being submitted to you by
10 individuals and/or groups, a map that is being submitted
11 to you? Will you take that and say, you know what, it
12 looks good, but I'm going to be changing it here and I'm
13 going to be submitting it as part of your thing here?

14 We have some very deep concerns about that kind
15 of process, as well as a process where the minutes are so
16 bare that the public doesn't really get an idea of how
17 the body Commission here, in this respect, had to do
18 their deliberations and decision making basically with
19 the County Board of Supervisors or that body. They take
20 the agenda and the headings of each topic area, and
21 within -- and as their minutes they say, agenda
22 discussed, action taken, period. It's just a one liner.
23 Okay? It really doesn't give you a sense of what was
24 discussed and decided on at the body. Hopefully, and I
25 think that probably it was discussed, that you're able to

1 provide as much as possible the minutes of your
2 deliberations, either online or to the public, it's
3 transcribed or etcetera, or even video or audio, that
4 they get a great -- an excellent idea of what you have
5 before you. Because I tried to read some of those
6 letters that the public submitted to you, and it's so
7 very difficult to put those puzzles together. And that's
8 just my comment.

9 **CHAIRPERSON DAI:** Thank you, Mr. Hernandez.

10 **MR. HERNANDEZ:** Okay. And I thank you, and I
11 will be providing commentary tonight. Thank you.

12 **CHAIRPERSON DAI:** So, just for members of the
13 public, if you're interested in watching how we make the
14 sausage, all of our sessions are live streamed. They're
15 also archived on our website, and I suggest that if
16 you're interested in some of the preliminary
17 deliberations, look at one of the dates that's noticed
18 for a regional wrap up session. But the actual map --
19 the actual days when we'll be creating the maps for the
20 draft maps start May 27th. Is that correct?

21 (Inaudible). The 27th, I think, is our first map drawing
22 day. The 28th is the additional day we just added. And
23 all of those will be live streamed. So, and our legal
24 advisory committee is taking up how we will put the legal
25 record together. But the great thing about this

1 Commission, it's completely open and transparent.

2 So, with that, I'm going to go ahead and adjourn
3 the meeting. I'm sorry. Mr. Claypool.

4 **EXECUTIVE DIRECTOR CLAYPOOL:** I just know that
5 many of the Commissioners are concerned that they won't
6 hear the Executive Director's report tonight.

7 **CHAIRPERSON DAI:** That's right. I'm so sorry.

8 **EXECUTIVE DIRECTOR CLAYPOOL:** And so --

9 **CHAIRPERSON DAI:** I forgot.

10 **EXECUTIVE DIRECTOR CLAYPOOL:** But I would like --

11 **CHAIRPERSON DAI:** Did we handle all your items in
12 the finance and administration?

13 **EXECUTIVE DIRECTOR CLAYPOOL:** With your
14 permission, they were all informative. If I may just
15 send them out to you.

16 **CHAIRPERSON DAI:** That would be fantastic. We
17 love your short summaries, because I do want the
18 Commissioners to get some sustenance before our public
19 input hearing tonight at six o'clock. And we will see
20 everyone back here at six o'clock. Thank you.

21 (Thereupon, the Full Commission
22 Business meeting was adjourned)

23 --o0o--

24

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