

STATE OF CALIFORNIA  
2020 CITIZENS REDISTRICTING COMMISSION (CRC)

In the matter of:

PUBLIC MEETING

721 Capitol Mall, 2nd Floor  
Sacramento, California 95814

TUESDAY, OCTOBER 6, 2020

9:32 A.M.

Reported by:  
Peter Petty

## APPEARANCES

## Commissioners Present:

Alicia Fernandez, Chair  
Angela Vasquez, Vice Chair  
Isra Ahmad  
Linda Akutagawa  
Jane Andersen  
Neal Fornaciari  
J. Ray Kennedy  
Antonio Le Mons  
Sara Sadhwani  
Patricia Sinay  
Derric H. Taylor  
Pedro Toledo  
Trena Turner  
Russell Yee

## Staff Present:

Marian Johnston, Counsel  
Raul Villanueva

## Public commenters:

Renee Westa-Lusk

## Also present:

Kristian Manoff, AV Tech  
Telephone Line Operator

INDEX

	<u>Page</u>
1. Call to order and roll call	7
2. General announcements	5
3. Public comment on items not on the agenda	5
4. Commissioner updates: Items of interest to the Commission	--
5. Update on 2020 Census: Report on progress of California census (Commissioner Ahmad)	--
6. Staffing: Discussion and possible action on matters related to staffing, including hiring of Retired Annuitants Marian Johnston, Cynthia Dines, and Patrick McGuire and the Executive Director selection (Raul Villanueva)	--
7. Counsel Update (Marian Johnston, Interim Counsel)	--
8. Subcommittee Updates: report of subcommittee actions for which action may be taken	--
A. Action on census: Commissioners Sadhwani and Toledo	
B. Hiring of chief counsel: Commissioners Andersen and Toledo	
C. Hiring of communications director: Commissioners Taylor and Vazquez	
D. Finance: Commissioners Fornaciari and Fernandez	
E. Troubleshooting: Commissioners Le Mons and Andersen	
F. GANTT chart report: Commissioners Kennedy and Taylor	
G. Outreach and engagement: Commissioners Vazquez and Sinay	
H. Community of interest (COI): Commissioners Kennedy and Akutagawa	

INDEX (Cont'd.)

	<u>Page</u>
9. Budget update (Raul Villanueva, Interim Administrator)	10
10. Commission contracts and procurement: status and possible action including report on contracting with non-profit organizations (Raul Villanueva, Interim Administrator)	49
11. Discussion and potential action: strategies for outreach: 10:30 a.m., October 7, 2020 (2010 Commissioner Connie Malloy, and Amy Dominguez-Arms, Philanthropy California)	--
12. Strategies for public input meetings: discussion and possible action: 2:00 p.m., October 7, 2020 (Jonathan Stein, Common Cause, and Alejandra Ponce De Leon, Advancement Project)	--
13. Developing comradery within the Commission: Discussion and possible action	87
14. Discussion of meeting dates and future agenda items	--
15. Public comment on items not on the agenda	85
16. Adjournment	110

1 P R O C E E D I N G S

2 Tuesday, October 6, 2020 9:32 a.m.

3 CHAIR FERNANDEZ: Great. Welcome back, everyone,  
4 at October 6, 2020, of our regular session, Tuesday.

5 Today, just so everyone is aware, we'll be  
6 discussing Agenda Item 9, which is budget update, 10, which  
7 is the Commission contracts and procurement, and 13, which  
8 is about comradery within the Commission, but, before we  
9 start with that, we're going to go to public comment.

10 So, Jesse, can you -- actually, Raul, can you  
11 please read the instructions, and then we'll have Jesse.

12 MR. VILLANUEVA: Thank you.

13 In order to maximize transparency and public  
14 participation in our process, the Commissioners will be  
15 taking public comment during their meeting by phone. There  
16 will be opportunities to address the Commission regarding  
17 the items on the agenda. There will also be opportunities  
18 for the public to submit general comments about items not  
19 on the agenda. This is what is being called for now.

20 The Commission will advise the viewing audience  
21 when it is time to submit public comment, which is right  
22 now, and then they will allow time for those who wish to  
23 comment to dial in. To call in, number one, on your phone,  
24 please dial the telephone number provided on the livestream  
25 feed. Second, when prompted, please enter the meeting ID

1 number provided on the livestream feed, using your dial  
2 pad. Third, when prompted to enter a participant ID,  
3 simply press the pound sign.

4           Once you have dialed in, you will be placed in a  
5 queue, from which a moderator will begin unmuting callers  
6 to submit their comment. You will also hear an automatic  
7 message to press star, nine to raise your hand, which  
8 indicates that you wish to comment. When it is your turn  
9 to speak, the moderator will unmute you, and you will hear  
10 another automatic message, "The host would like you to  
11 talk," and to press star, six -- that's star, six -- to  
12 speak. You will have time to provide your comments.

13           Please make sure to mute your computer or  
14 livestream audio to prevent any feedback or distortion  
15 during your call. Once you are waiting in the queue, be  
16 alert for when it's your turn to speak, and, again, please  
17 remember to turn down the livestream volume.

18           Commissioners will take comment for every action  
19 item on the agenda. As you listen to the online video  
20 stream, the Chair will call for public comments, and that  
21 is the time to call in. The process for making a public  
22 comment will be the same each time. You begin by dialing  
23 the telephone number provided on the livestream feed and  
24 following the steps as I have just outlined, and these  
25 instructions are on the website.

1 Chair.

2 CHAIR FERNANDEZ: Okay. Thank you.

3 I forgot to do roll call. Thank you,  
4 Commissioner Ahmad, for reminding me. If you'd take roll  
5 call, please, before we go to the public comment.

6 MS. JOHNSTON: Commissioner Ahmad.

7 COMMISSIONER AHMAD: Here.

8 MS. JOHNSTON: Commissioner Akutagawa.

9 COMMISSIONER AKUTAGAWA: Here.

10 MS. JOHNSTON: Commissioner Andersen.

11 COMMISSIONER ANDERSEN: Here.

12 MS. JOHNSTON: Commissioner Fernandez.

13 CHAIR FERNANDEZ: Here.

14 MS. JOHNSTON: Commissioner Fornaciari.

15 COMMISSIONER FORNACIARI: Here.

16 MS. JOHNSTON: Commissioner Kennedy.

17 COMMISSIONER KENNEDY: Here.

18 MS. JOHNSTON: Commissioner Le Mons.

19 COMMISSIONER LE MONS: Here.

20 MS. JOHNSTON: Commissioner Sadhwani.

21 COMMISSIONER SADHWANI: Here.

22 MS. JOHNSTON: Commissioner Sinay.

23 COMMISSIONER SINAY: Here.

24 MS. JOHNSTON: Commissioner Taylor.

25 COMMISSIONER TAYLOR: Present.

1 MS. JOHNSTON: Commissioner Toledo.

2 COMMISSIONER TOLEDO: Here.

3 MS. JOHNSTON: Commissioner Turner.

4 COMMISSIONER TURNER: Here.

5 MS. JOHNSTON: Commissioner Vazquez.

6 VICE CHAIR VAZQUEZ: Here.

7 MS. JOHNSTON: Commissioner Yee.

8 COMMISSIONER YEE: Here.

9 MS. JOHNSTON: Hundred percent, Madame Chair.

10 CHAIR FERNANDEZ: Great. Thank you.

11 Okay. Jesse, can we see if anyone -- I see  
12 someone is in queue.

13 TELEPHONE LINE OPERATOR: Good morning, Caller.  
14 Could you please state your name for the record, please.

15 MS. WESTA-LUSK: Yes. Renee Westa-Lusk, spelled  
16 R-E-N-E-E, and then capital W, E-S-T-A, hyphen, capital L,  
17 U-S-K.

18 I just have some questions regarding the commonly  
19 used acronyms by the Commissioners. I've been following  
20 the meeting. I kept hearing like an "RPE" or an "RPD," and  
21 then the Gantt acronym, and I did look up the Gantt  
22 document online this morning, but I'm asking if the  
23 Commissioners could have commonly used acronyms posted on  
24 the CRC website somewhere so laypeople can understand what  
25 you're conversing about. That's my comment.

1 CHAIR FERNANDEZ: Thank you. I appreciate that  
2 comment. Yes, we tend to speak in acronyms, and "RFP" is a  
3 request for proposal. It's a document that has to go  
4 forward when you're requesting a service.

5 MS. WESTA-LUSK: Okay.

6 CHAIR FERNANDEZ: But yes, that's something we'll  
7 look into. So thank you.

8 MS. WESTA-LUSK: Okay. Thank you.

9 COMMISSIONER SADHWANI: If I can jump in, I don't  
10 know if we also (indiscernible) "RPV," which is racially  
11 polarized voting, which is the kind of analysis that's  
12 often used to identify Voting Rights Act districts. So I  
13 don't know if it was RFP or RPV, but both, I think, have  
14 been used.

15 CHAIR FERNANDEZ: Anyone -- wait. Commissioner  
16 Vazquez.

17 VICE CHAIR VAZQUEZ: Yes. I was actually going  
18 to make a statement of my own yesterday, and I missed out,  
19 but I am going to personally try to not use "COI," because  
20 that is not something I've heard outside of any of these  
21 discussions, and I will do my best to at least say out,  
22 "Communities of interest" or "Community of interest tool,"  
23 because "COI" is not used outside of this particular  
24 process.

25 CHAIR FERNANDEZ: And they could also think

1 you're being coy, right? All right.

2 Jesse, anyone else in queue?

3 TELEPHONE LINE OPERATOR: There are currently no  
4 callers in the queue.

5 CHAIR FERNANDEZ: Thank you.

6 So we are going to move into Agenda Item Number  
7 9, which is the budget, and so, Raul, I'll hand it over to  
8 you, and I know there's some -- I think there's something  
9 that we want to talk about jointly as well. So, to you,  
10 Raul.

11 MR. VILLANUEVA: Okay. So, as of August 15,  
12 there was 3.86 million dollars available, in addition, two  
13 parts of the appropriation that we can request, one for  
14 1.3, for operational costs, and one for 2.1, approximately,  
15 for outreach efforts, and so, pending the plans for the  
16 outreach efforts, we can do that ask, ask for those funds,  
17 and operational costs, now that you have an executive  
18 director, we can start that process, also.

19 As far as the condition of funds at this point, a  
20 couple of considerations. Right now the funds that were  
21 allocated to the State Auditor, the 5.2 million, something  
22 to keep in mind is the State Auditor is still providing  
23 services to the Commission, and, as such, until we have  
24 those contracts in place, for example, with the  
25 videography, they are still expending funds on our behalf,

1 and so that's something that is still pending.

2 CHAIR FERNANDEZ: Are there other services that  
3 the State Auditor is still providing to us, other than the  
4 videography?

5 MR. VILLANUEVA: They're also doing procurements  
6 on our behalf, and part of that is, it takes anywhere from  
7 four to six weeks to try and run a purchase order through  
8 DGS, and so I've asked them to do those purchases for us,  
9 and so we can have those things much quicker.

10 CHAIR FERNANDEZ: Well, how does that -- so, if  
11 it's going -- and I'm sorry. Just for my own  
12 understanding, if we're asking them to process, then,  
13 whatever position is processing them, then they code that  
14 to be charged to the Commission?

15 MR. VILLANUEVA: I don't think they're  
16 charging -- I can ask, but I don't think that they're  
17 charging staff time. But that's a question mark, and so  
18 I'll reach out and find out.

19 CHAIR FERNANDEZ: Let's not ask. No, I'm  
20 kidding.

21 Commissioner Turner.

22 COMMISSIONER TURNER: Thank you, Madame Chair.

23 Raul, of the 5.2 million that's been allocated,  
24 how much has been spent to date?

25 MR. VILLANUEVA: I don't have those numbers, and

1 part of that is because of the funds are still being  
2 expended.

3 I can tell you this, though, because the question  
4 did come up early on, "Well, what happens if there's any  
5 funds left?" And if there's any funds left, which I doubt,  
6 because they're still expending funds on your behalf, it  
7 would have to go to the Department of Finance and to the  
8 legislature. Since this appropriation is done out of the  
9 Budget Act, there would have to be legislation, then, to  
10 change the appropriation.

11 COMMISSIONER TURNER: Yes. The question, more  
12 so, I'd like to know, particularly since we are talking  
13 about lessons learned going forward, is, to date, how much  
14 has been spent of the allocated funds, and then I'd be  
15 interested in knowing how did it compare for the first,  
16 only for lessons going forward, to be able to understand if  
17 the services they're providing -- if they're the right  
18 services.

19 We talked about needing communications sooner, et  
20 cetera, and I think it would afford us with kind of the  
21 background and information that we need, particularly as we  
22 leave notes going forward on how much money are we going to  
23 use from the Auditor's Department, et cetera.

24 MR. VILLANUEVA: That's a very good question, and  
25 posted on the website right now is the budget information

1 for the entire 2011-2012 cycle. I provided that to the  
2 subcommittee on finances. They are actually working  
3 through that, and preparing a report back to the  
4 Commission, but just to let you know that that's there on  
5 the website if you want to take a sneak peek, per se.

6 Also, too, you need to understand, the Auditor  
7 doesn't make a report back to the Commission about that  
8 expenditure. It would go to the Department of Finance and  
9 to the legislature, and that would be their responsibility,  
10 to do that in that direction, not to you.

11 COMMISSIONER TURNER: So we're spending without  
12 knowledge of where we are or if we're overspending, and  
13 making more decisions, but we don't have, then, any  
14 information?

15 MR. VILLANUEVA: Well, no. That  
16 expenditure -- those expenditures are to the State  
17 Auditor's allocation, not to the Commission's allocation,  
18 but the point to which --

19 COMMISSIONER TURNER: But then they pass the cost  
20 on, right?

21 MR. VILLANUEVA: Pardon me?

22 COMMISSIONER TURNER: They pass that cost on to  
23 our budget?

24 MR. VILLANUEVA: No. They were allocated 5.2  
25 million dollars.

1 COMMISSIONER TURNER: Okay.

2 MR. VILLANUEVA: Now, at the point to which the  
3 5.2 million dollars is expended completely, and they're  
4 still providing services to the Commission, then those  
5 services would be passed on to the Commission, as they were  
6 in 2011.

7 COMMISSIONER TURNER: Okay.

8 MR. VILLANUEVA: And, like I say, on that report,  
9 it shows the expenditures by the Secretary of State, and by  
10 the State Auditor, although the State Auditor didn't pass  
11 on all of the costs in 2011, but they're still pretty good  
12 numbers.

13 COMMISSIONER TURNER: Okay.

14 CHAIR FERNANDEZ: Yes, and, as Raul mentioned,  
15 the California Citizens Redistricting Commission for the  
16 2010, that budget information is on line, and I thought we  
17 were going to discuss it this time, but I guess we're not.

18 What I had asked him to do is, in one of our  
19 future meetings, is to do like a side-by-side kind of  
20 comparison of what 2010 had, their budget, and what our  
21 budget is so far. It's kind of like a good tracking  
22 mechanism, and I'd like to have, like, the budget  
23 information, actually, like in a spreadsheet or some sort  
24 of (indiscernible) given to us monthly, so we can track it  
25 better.

1           Anyway, I do notice that Commissioner Le Mons and  
2 Commissioner Ahmad also had a question. So, Commissioner  
3 Le Mons.

4           COMMISSIONER LE MONS: Yes. I think you  
5 partially answered the question just now, so I guess I'll  
6 reframe my question a little bit.

7           So we're going into this discussion of budget  
8 with no frame. At least, I didn't feel like I really even  
9 understand what we're about to talk about. So I think this  
10 kind of hearkens to some of the comments yesterday about  
11 being a little bit more detailed in what the purpose of the  
12 discussion is, or action items that are to be taken. My  
13 expectation at this point would have been that we would  
14 have had some more detailed information with regard to  
15 budget, particularly if we had agendized it as an item.

16           I know some of these questions go back to some of  
17 our earlier meetings, in wanting to understand the State  
18 Auditor's budget, and whether or not any of those resource  
19 would be able to be used by us as a part of our budget. I  
20 understand it's a separate allocation. I understand that  
21 they track it separately. All that part is fine, but I  
22 think some of the germane questions that we raised have yet  
23 to be answered.

24           Also, if I understood correctly yesterday, we  
25 voted to approve maintaining someone who was working on our

1 budget, so I'm a little confused as to why we wouldn't have  
2 detailed information about our own budget, if we have staff  
3 that is actually working on that. So I'm just a little  
4 perplexed as to the conversation we're embarking upon, the  
5 outcomes of that conversation as it relates to budget, and  
6 what we can expect going forward.

7 CHAIR FERNANDEZ: All right. Thank you.

8 Commissioner Ahmad, and then Commissioner Sinay.

9 COMMISSIONER AHMAD: Pass.

10 CHAIR FERNANDEZ: Commissioner Sinay, you're on  
11 mute.

12 COMMISSIONER SINAY: Sorry. I had a dog issue,  
13 so I went on -- I had to turn off my video, and I didn't --  
14 anyway, a couple of things.

15 I was alarmed when I read the staff report that  
16 there wasn't budgeted for meetings out in the community,  
17 because last time meetings were done -- you know, they  
18 found places to have it for free, but my understanding,  
19 that didn't always work, and we are really looking to go  
20 where the community is, not ask community to go where we  
21 want them to go. So I do feel that we need to keep that in  
22 mind. Even if we do think virtually, I still would like us  
23 to think creatively on how some of us can be there and can  
24 connect with the community. We can't do 100 percent  
25 virtual. That's a trust thing.

1           So we'll talk more about that when we do the  
2 plan, but I did want everybody to be aware that that was in  
3 the budget, and they said that was about 6,000 per meeting,  
4 34 meetings. So that wasn't calculated when they did that.

5           Also, about three meetings ago, I think, or I  
6 don't -- the first meeting, since we've only had three --  
7 the first meeting, we had requested to understand how we  
8 could make contracts -- or I don't want "contracts" -- how  
9 we could finance nonprofits for the work that they're  
10 doing, and we were told that we would get an update on  
11 that, and that is critical for the outreach piece and for  
12 our discussion tomorrow. So do we have an update on how we  
13 can give funding to nonprofits quickly, if need be, or  
14 what's the timeline and all that?

15           MR. VILLANUEVA: I think that's the next agenda  
16 item.

17           CHAIR FERNANDEZ: Well, we can talk about it now.  
18 It is part of the budget.

19           MR. VILLANUEVA: Well, if I may, for example,  
20 some of the questions that Commissioner Le Mons was asking  
21 about go into the next part of the discussion, right? I  
22 got as far as being able to describe what's going on with  
23 the budget, some of the hindrances in getting a bottom line  
24 in terms of the actual fund condition, what's going on,  
25 then, in terms of actual expenditures at this time. I have

1 a report on that. And so, while we could pursue the  
2 additional areas, what I would suggest is maybe letting me  
3 go ahead and finish the part about the budget, and then we  
4 can move on.

5 CHAIR FERNANDEZ: Okay. Why don't we -- why  
6 don't you continue to do that, and then, at the end,  
7 obviously, we may have questions, but then we also want to  
8 have discussion as to, if we're going to have this as an  
9 ongoing agenda item, maybe what we expect to see in terms  
10 of more information on expenditures, whatever the  
11 Commission hasn't --

12 MR. VILLANUEVA: Right.

13 CHAIR FERNANDEZ: And then, Commissioner Sinay,  
14 do you want to say something before he continues?

15 COMMISSIONER SINAY: Yes. This goes back to what  
16 Commissioner Le Mons was saying. There really should be a  
17 written report that we get to read ahead of time, and staff  
18 getting upset because we're interrupting isn't okay,  
19 because we have absolutely no clue what we're walking into  
20 right now.

21 So I apologize for interrupting or jumping the  
22 gun, but I also didn't know -- I don't have anything. So  
23 we need written information prior to a meeting, so we can  
24 come prepared and not ask questions that are going to be  
25 answered later.

1 CHAIR FERNANDEZ: Okay. All right. Raul, if you  
2 can continue with your presentation.

3 MR. VILLANUEVA: Very good. So, up through  
4 August, and into the beginning of September, the  
5 expenditures have been primarily paid for by the Auditor's  
6 Office. What we're waiting for now here, at the beginning  
7 of October, is whatever invoices come in that we're paying  
8 for, and so, at this point in time, it's October 6th, and  
9 those are still pending. As such, then, I can report  
10 partially.

11 So, for example, what I was going to report  
12 today -- and, again, so all of this was vetted through the  
13 finance subcommittee, in terms of what's to be reported,  
14 how is it to be reported. I understand if you want more  
15 documents, and I agree, and if I had more hours in the day,  
16 I would certainly try and accomplish that for you.

17 Anyway, as far as your meeting costs, you had two  
18 complete meetings, the August 26th through September 4th, a  
19 seven-day meetings, and then September 23rd through 25th.  
20 The meeting costs for the August 26th through September 4th  
21 meeting were approximately \$18,000 a day.

22 That breaks down into \$6,500 for the Internet --  
23 well, the videographer, the Internet streaming -- \$522 for  
24 the sign language. The AT&T services, that has to be an  
25 estimate. There's no invoice for that, so I had to go on

1 the website and actually try and find how they break down  
2 their services, approximately \$2,500 per day. The  
3 transcripts, \$2,000 per diem, \$5,300, staff costs,  
4 approximately \$1,300, for a total for the seven-day  
5 meeting, \$127,505.

6 For the September 23rd through 25th meeting, in  
7 terms of doing some cost-cutting, and also some improvement  
8 services, we worked with the videographer to have them  
9 start doing the public comment. I think you would agree  
10 that that's been very successful for us, so that saved ~~that~~  
11 \$2,500 a day, and so the costs are down to \$15,000 a day,  
12 approximately. The cost for the September 23rd, 25th  
13 meeting, three days, is approximately \$47,000.

14 As time moves forward, and we look at different  
15 types of services and how to approach those services,  
16 that's something that we'll be looking at, is, again, how  
17 do we improve services? How do we get something that's  
18 more cost-effective?

19 CHAIR FERNANDEZ: Okay. Before we take other  
20 questions, I just have to -- Raul mentioned that this was  
21 vetted through the finance committee, and I want to let you  
22 know, in terms of the expenditure information, the finance  
23 committee received that information Sunday evening, right  
24 before the meeting, so not a lot of time to review the  
25 information. That's something that we'd need to work on as

1 we move forward, to be more proactive and give us more time  
2 to actually review the (indiscernible).

3           With that, in terms of what would be beneficial  
4 for future, I completely agree -- I said it yesterday --  
5 that we need to have some sort of documentation or  
6 something that we're going to -- that we can at least refer  
7 to when we get to an agenda item, and for budget, I feel  
8 that's especially important, because, obviously, it's our  
9 livelihood, and we need to track it, although we don't need  
10 to track it in detail -- well, we should, but we'll have  
11 staff that will do that and can, you know, red-flag as  
12 we're getting close to, maybe, we'll be expending our  
13 expenditures.

14           What I do want to see for future meetings is a  
15 budget, and by line item, what has been -- what's budgeted,  
16 what's been appropriated, what's been expended, what's been  
17 encumbered, so that we know what the balances are, and it's  
18 good information to know how much per meeting it's costing  
19 us. That's good to know, because then we can project out.

20           When I say that's good to know, it's not good to  
21 know so that "We only have enough for three more meetings."  
22 No. We have 20 more meetings we want to do, so let's go  
23 and find -- you know, see what we can do about getting  
24 additional money. I don't want it to restrict us, but I  
25 want it to be a guide in terms of when we need to forward

1 to request additional funding.

2 So does anyone else have any other comments  
3 regarding budgets? Commissioner Le Mons.

4 COMMISSIONER LE MONS: Yes. First I want to say,  
5 staff, I mean, we appreciate all the work that you guys are  
6 doing. I think we are sort of at a point in this process  
7 where, you know, we've stretched you to the limit.

8 I mean, you're carrying this situation, this  
9 whole shift, for the last several months, with a very, very  
10 skeletal team, and my questions aren't intended to show any  
11 kind of lack of appreciation of all of the work that you  
12 guys are doing, and I know that these processes are going  
13 to improve as we move forward and get staff in place, which  
14 is why I prefaced my budget comments with the point that I  
15 thought we had someone working on that.

16 At a bare minimum, I'd just like to go into any  
17 of these particular agenda items really understanding what  
18 we're doing, if they could get framed up on the front end.  
19 Whether the subcommittee has established it or whoever,  
20 it's fine with me. I just want to know what we -- if we  
21 can focus our discussions, we know what we're talking  
22 about.

23 I think, to Commissioner Sinay's point, when we  
24 don't know, we end up asking, all of us. I mean, we end  
25 up -- well, some of us more than others, but we end up

1 asking a lot of questions about things that are going to  
2 eventually get addressed, but we have no way of knowing,  
3 because we have no idea what really is -- what is going to  
4 be the substantive conversation about that particular item.

5           So, when anyone is presenting, maybe if you open  
6 with an overview of "This is what I'm going to cover. This  
7 is the outcome," so then we can set our minds and go,  
8 "Okay. This is where we're going with this." And that's  
9 not to prevent anyone from asking any different questions,  
10 but at least you're kind of on a path and know where you're  
11 going.

12           So that would be very helpful in the immediate.  
13 Like, we could do that right now, because whoever is  
14 talking or going to present knows what they're going to  
15 talk about. We don't have any way to communicate with each  
16 other, so that's why we don't know.

17           I mean, stuff isn't sent out to us en masse, so  
18 we don't have it, and if a subcommittee gets together and  
19 makes some decisions, you know, it's not that we are  
20 questioning the decisions, it's just, you guys have talked,  
21 whoever is on the subcommittee, so you know what's going  
22 on, but the other people don't know.

23           So, just when you're going to present, whether  
24 that's staff or a subcommittee, if you can just give us a  
25 little overarch of what to expect from the presentation, I

1 think it will help frame us up a little better, and as our  
2 staff comes on board, this will get better and better. So  
3 I just wanted to acknowledge staff, and our appreciation  
4 for the work, and it's a lot, and we realize that.

5 MR. VILLANUEVA: And if I may, some of these  
6 figures really aren't available yet. Like I said, through  
7 August and into the beginning of September, the Auditor is  
8 providing those services.

9 The services that we're paying for are occurring  
10 in September. It's the beginning of the month in October.  
11 They haven't come in yet, as well as any of the reports  
12 from Department of General Services, Fiscal Services. So  
13 the information just is not available this early in the  
14 month. Later on in the month, I should have those reports.  
15 Then you can get something a lot more details.

16 So maybe, when I said that, I wasn't being plain  
17 enough in terms of what those issues are there, and,  
18 likewise, with your appropriation. Those factors that  
19 impede knowing what the actual condition is right now are  
20 coincident with expenditures being done on one  
21 appropriation, as well as we don't have the figures in yet  
22 for September.

23 CHAIR FERNANDEZ: Okay.

24 MR. VILLANUEVA: So it's not like the information  
25 is not being provided to you. It's not here yet.

1 CHAIR FERNANDEZ: Okay. Yes. Thank you, Raul.

2 Also, just in response to -- and I do see  
3 Commissioner Turner has a question, too, but, in response  
4 to Commissioner Le Mons' question represent the RAs that we  
5 approve, the one for budget there, can you explain a little  
6 bit more about what they're doing? Because I don't --  
7 they're just part-time, of course, but if you could just  
8 provide a little bit more information.

9 MR. VILLANUEVA: So they're not acting in the  
10 capacity of your budget director. They're acting in the  
11 capacity of those parts of the budget that deal with the  
12 state system. FI\$Cal is what it's called, and the specific  
13 part of FI\$Cal for budgets is called Hyperion.

14 The way that it's been set up is it's two  
15 different but coincident systems. Anything that has to do  
16 for an invoice, a purchase order, a contract, has to be  
17 entered into the Hyperion system, and it's a whole layer of  
18 information.

19 Once that is in place, then you can go ahead and  
20 set up the accounting system to even submit an invoice.  
21 And so what they're doing is making sure that the contracts  
22 are in in place, that invoices are anticipated to be in  
23 place, to make sure that that information is there in the  
24 system, so that the State Controller's Office will  
25 recognize that for payment. Okay? I don't know --

1           CHAIR FERNANDEZ: Wait. Because they're not --  
2 like, what I would think of budget analysts, they're not a  
3 true budget analyst if that's their focus, is to really  
4 track the budget and, you know, have like a revolving  
5 budget that's continually updated, right?

6           MR. VILLANUEVA: In the future.

7           CHAIR FERNANDEZ: Right.

8           MR. VILLANUEVA: A lot of it is setting things up  
9 so that payments can be made, invoices can be submitted.  
10 Your TECs go through that process. Your per diems,  
11 roundaboutly, go in through the State Controller's. So  
12 that's what's all being set up, is all those pieces, parts.

13           The other part is, again, in terms of your  
14 specific expenditures, they happened last month, in  
15 September, and so we haven't received all the invoices for  
16 that, and that's why some of the information is, you know,  
17 just looking forward and extrapolating.

18           CHAIR FERNANDEZ: Okay. Thank you.

19           Commissioner Turner, then Commissioner Andersen.

20           COMMISSIONER TURNER: Yes. And mine -- thank  
21 you, Madame Chair -- was a question for maybe you, maybe  
22 counsel, but I'm trying to keep straight and gain clarity  
23 around when we're opening for public comment.

24           I thought we started discussions a couple of  
25 meetings back, stating that they had to happen at the

1 conclusion of every agenda item, and if we are -- we didn't  
2 do that some yesterday, but, also, we were talking just now  
3 about rolling from 9 into 10, and rolling them together,  
4 and I'd just like to know, are we required to do then in  
5 between, after every agenda item, or are we not? I love  
6 the combining, but I do want clarity on what we're supposed  
7 to do.

8 CHAIR FERNANDEZ: Okay. It's my understanding --  
9 I'm going to defer to Marian, but it's my understanding, if  
10 there isn't action taken on the agenda item, you do not  
11 need to go to public comment.

12 COMMISSIONER TURNER: Okay.

13 CHAIR FERNANDEZ: Is that correct, Marian?

14 MS. JOHNSTON: There needs to be public comment  
15 allowed on that item, but it doesn't necessarily need to be  
16 during that item. If there's action taken, then you need  
17 to have public comment before you take action.

18 CHAIR FERNANDEZ: Okay. Right. Okay. So, if  
19 there's no action, you don't have to do public comment?

20 MS. JOHNSTON: You don't have to do public  
21 comment during that item. If someone wants to talk about  
22 it during the public comment, then it's permissible.

23 CHAIR FERNANDEZ: Okay. Commissioner Andersen,  
24 and then Commissioner Kennedy.

25 COMMISSIONER ANDERSEN: I also -- I totally agree

1 with everything that Commissioner Le Mons has been saying.  
2 One, I really would, again, agree. Before proceeding  
3 forward, we definitely need a handout for the budget item,  
4 but for basically everything.

5 I am also confused in terms of -- and I don't  
6 quite know if this is the right place, but, so do we  
7 actually have other people working for us now in the staff?  
8 And do we ever hear -- you know, since this is  
9 administrative, I don't think we have to in open meeting,  
10 but is there -- like, can we get posted with a list of who  
11 is actually working in the staff for us now? Because, you  
12 know, like, we actually do have the press release that went  
13 out, right? That's someone who is working for us.

14 You know, so, if we do have people who are doing  
15 things for us, I think the Commission, as a group, would  
16 like to know that, so we have an idea of -- because I know  
17 there's -- again, this is not -- it isn't on the two  
18 staffers here, who are doing so much, way, way more than  
19 they can possibly do, but when I hear, like, "Well, there's  
20 an indication that, well, we do have a couple people who  
21 are working for us now, and doing kind of different  
22 things," it leads to a frustration of, well, then, why  
23 don't we know this information, or why don't we know that  
24 information? It just is -- it causes miscommunication, and  
25 there's just a lot of miscommunication here, and I think

1 it's because we're all so worried about, you know, what  
2 needs to be done in open meeting.

3           If it's in administration parts, I don't think  
4 that requires quite the extreme, but that doesn't mean we  
5 have to be held in the dark. So, if we could change that,  
6 please, and I don't know if it just -- you know, I know  
7 there's a privacy concern about who's being hired, things  
8 like that, but, whatever mechanism we need to put in place,  
9 can we put it in place, so we know as Commissioners, like,  
10 if someone from the staff calls us because they've been  
11 told to do this, to get information, say, from a  
12 subcommittee, that we don't go, "Who the heck are you? You  
13 can be anybody. I have no idea, and I'm not going to give  
14 you any information." So I please would request those two  
15 things.

16           CHAIR FERNANDEZ: Okay. I'll go to Raul, but I  
17 believe the only staff right now -- because the  
18 communications and the IT are contractors, and the staff is  
19 Raul and Marian, and then the two other RAs, retired  
20 annuitants, that we approved yesterday, they were hired by  
21 the State Auditor, I believe. Right?

22           MR. VILLANUEVA: No.

23           CHAIR FERNANDEZ: Well, they were hired for the  
24 2010.

25           MR. VILLANUEVA: 2010, yes.

1 CHAIR FERNANDEZ: Right, right.

2 MR. VILLANUEVA: State Auditor had nothing to do  
3 with it.

4 CHAIR FERNANDEZ: Okay.

5 MR. VILLANUEVA: And they're very, very  
6 part-time, and, as I mentioned yesterday, up until now,  
7 what they've been mostly handling is finishing up the  
8 fiscal year's end from the 2010 Commission.

9 That work is still waiting to be completed, and  
10 then I asked them if they would stay on to provide the  
11 budget and the accounting, to get those parts of your  
12 system entered in, and that's why they were brought forward  
13 to you yesterday, so that there could be an official  
14 acknowledgment that they're here, that they will be doing  
15 that work on your behalf on an interim basis.

16 Most of the work I'm doing for you. Marian  
17 provides whatever assistance is needed from her position,  
18 and then she takes on other things, too, that are not,  
19 strictly speaking, chief counsel-related, but that I just  
20 need some help.

21 CHAIR FERNANDEZ: Okay. Thank you, Raul.

22 Commissioner Kennedy, and then Commissioner  
23 Fornaciari.

24 COMMISSIONER KENNEDY: Thank you, Madame Chair.  
25 One of the documents that I came across in researching the

1 Commission in the last few months is the 2010 -- it's  
2 called the "administrative support action plan" that  
3 Secretary Bowen and her staff developed to support the  
4 transition from the random draw through fully operational,  
5 and I'm wondering -- I haven't seen one for 2020. Did the  
6 State Auditor's Office do a similar administrative support  
7 action plan for the transition?

8 MS. JOHNSTON: That was a change made in the law  
9 after the 2010 Commission completed its work. The  
10 transition -- before, it was the Auditor selected, then the  
11 Secretary of State provided transition. That law was  
12 changed so that the Auditor took over the Secretary of  
13 State's responsibilities. So, for this time around, the  
14 Secretary of State had no role. All those duties were  
15 performed by the State Auditor.

16 MR. VILLANUEVA: Correct.

17 COMMISSIONER KENNEDY: I understand that. My  
18 question is, did the Auditor's Office prepare an  
19 administrative support action plan to get the Commission  
20 from the random draw through fully operational?

21 MR. VILLANUEVA: Well, yes, they did, internally,  
22 and I hear your frustration, Commissioner, and something to  
23 keep in mind -- so, for example, with the three positions,  
24 the executive director, communications director, chief  
25 counsel, all those recruitments were done.

1           Now, this Commission decided that it wanted to go  
2 ahead and conduct its own. Okay. At that point in time,  
3 there is kind of a cause and effect, in that you weren't  
4 moving forward with getting a communications director, but  
5 you needed communications services, but that's not because  
6 the Auditor's Office didn't do that front-end work. The  
7 Secretary of State did that last time, just as it did this  
8 time, in other words, put out those recruitments.

9           The big difference is that, in 2011, those  
10 recruitments were used, then, to fill those positions, and  
11 it happened much faster. This go-around, it didn't, and so  
12 interim services were required, but that was a choice on  
13 the Commission's behalf, not on the Auditor's behalf, and  
14 so that's why, then, the Ogilvy contract, to make sure that  
15 you have interim services, that you have Marian here to  
16 provide those interim chief counsel services, but there's a  
17 cause and effect.

18           COMMISSIONER KENNEDY: Well, I mean --

19           CHAIR FERNANDEZ: So I'm thinking the answer is  
20 no.

21           COMMISSIONER KENNEDY: -- on the executive  
22 director, we did not reopen. We took the -- we reviewed  
23 the applicants we got. We interviewed five of them, and  
24 we're moving forward. So, I mean --

25           MR. VILLANUEVA: That's true, for your executive

1 director, and they're coming on board October 12th. Yes.

2 COMMISSIONER KENNEDY: Yes. At least for the  
3 purposes of the lessons learned subcommittee -- and I'm  
4 glad we have a lessons learned subcommittee this early in  
5 the process -- I would request a copy of that internal  
6 administrative support plan developed in the Auditor's  
7 Office, because I think that may help us see where we can  
8 make recommendations to improve this process next time.

9 I mean, I would also go back to a point that I  
10 made several meetings ago, and I think you were generally  
11 in agreement, Raul, that, in some sense, you know, there is  
12 a -- it's almost like the legislature. The legislature  
13 doesn't disappear, and they don't -- you know, the office  
14 buildings don't disappear. They don't have to rebuild the  
15 capital or go rent space for sessions. Neighbors come and  
16 go, but the institution remains.

17 What I would like to see, long-term, is -- and we  
18 discussed this, particularly in terms of -- I think it was  
19 contracting authority, and putting something on hiatus  
20 until the next Commissioners took office, but so as not to  
21 have to start from scratch and, you know, lose so much  
22 time.

23 I think, you know, the general framework needs to  
24 be, there is an institution, even if it hibernates from  
25 time to time, but there is a permanent institution, with

1 permanent policies and procedures, that the incumbent  
2 Commissioners can change as and when they decide to change  
3 it, but, you know, I think we're spending too much time  
4 building an airplane that the 2010 Commission built, and  
5 apparently, when passengers got off, the plane went to, you  
6 know, the plane cemetery out in the Mojave, and we're  
7 having to start over.

8 MR. VILLANUEVA: Well, believe me, I'm in 100  
9 percent agreement with you. What you don't see is the two  
10 and a half months that I've spent to reestablish a  
11 recognition of this entity, back in June and July and  
12 August, that's gotten you to this place, and I agree.  
13 Because there was that eight-year hiatus, that's no reason  
14 to forget the Commission and its place in the Constitution.

15 The fact that it happened this time is a lesson  
16 learned, and I've been working with the control agencies to  
17 actually get that documentation in place. So coincident  
18 with the work that I'm doing on your day-to-day services is  
19 the work that I'm doing with the control agencies to have  
20 that documentation in place, because it was completely  
21 lacking.

22 CHAIR FERNANDEZ: Okay.

23 MS. JOHNSTON: If I may add, one of the problems  
24 is there's a glitch in the way the Commission and its staff  
25 were established. The terms of the 2010 Commission ended

1 when the first eight were selected, and the employees for  
2 the 2010 Commission were no longer employed officially  
3 after that time, but there was no 2020 Commission until the  
4 six, the next six, were picked. So there's this  
5 six-week --

6 COMMISSIONER KENNEDY: Yes.

7 MS. JOHNSTON: -- when there was nothing.

8 COMMISSIONER KENNEDY: We definitely need to work  
9 on that, and, Raul, you know, I really do appreciate that  
10 this has been a lot of work, and, unfortunately, some  
11 needless work, and, as I say, for the purposes of the  
12 lessons learned subcommittee, you know, we're going to try  
13 to work on this as a very high priority, you know, and  
14 really -- I believe I've said this before. To the extent  
15 that the two of you are overworked, I would hope  
16 that -- well, Mr. Claypool's report fed out something that  
17 I'm in full agreement with, which is, there's no common  
18 understanding of what "fully functional" means.

19 That's part of our problem, that the State  
20 Auditor's Office has one concept of what getting us up to  
21 fully functional is, and I think we have a different  
22 concept of what fully functional is, and the legislature  
23 may have yet another concept of what getting the Commission  
24 up to fully functional is, but we really need to nail that  
25 down, clarify that, so that the next Commission doesn't

1 have to go through this. I mean, the State Auditor -- if  
2 there's too much work, and it looks like there is, then the  
3 State Auditor needs to be providing more staff.

4 MR. VILLANUEVA: Actually, part of it, too, is in  
5 statute, because statutory authority for staffing and for  
6 contracts is with the Commission, and when there's no  
7 Commission in place, then who holds that? That's a gray  
8 area in the law that needs to be addressed, but that was  
9 also one of the gray areas that kept the Auditor from being  
10 able to do additional things that they wanted to do.

11 That was a question that was posed. We looked at  
12 it. We ran it through legal, and there was really nothing  
13 in place right now that enabled the Auditor to supersede  
14 what was already in law, in terms of those two acts that  
15 belong solely with the Commission and solely on the basis  
16 of a supermajority vote.

17 So, as far as the subcommittee, I'd be happy to  
18 work with you, because I've got my list, too, and just so  
19 you know, there's a lot of folks working on it. Quite  
20 often with these ventures, you don't really get to see the  
21 impact of decisions made eight years ago, 10 years ago,  
22 until the next go-around, and now you're actually seeing  
23 how they work. Anyway, so we're in a really good spot  
24 right now in terms of the immediacy of the effects of those  
25 decisions then.

1 CHAIR FERNANDEZ: All right. Thank you.

2 COMMISSIONER KENNEDY: (Indiscernible.)

3 CHAIR FERNANDEZ: Thank you.

4 In terms of the "fully functional" and being able  
5 to staff, I mean, I think that would be a good future  
6 agenda item, once we're all staffed and up and running, to  
7 really pinpoint what our definition is at that point, and  
8 what we would like to see for the next Commission in terms  
9 of what resources they will have available day one, versus  
10 having to wait.

11 So the next -- Commissioner Fornaciari.

12 COMMISSIONER FORNACIARI: Yes. Just to add onto  
13 that conversation, Raul already touched on this point, but,  
14 you know, one of the missing pieces here is a budget  
15 director. Now that we have an executive director in place,  
16 we can start that.

17 He can start that process to get a budget  
18 director in place who can -- you know, who will be  
19 responsible for pulling all these pieces together, and  
20 working with us, with the budget committee or the finance  
21 committee, to, you know, ensure that we've got the ongoing  
22 reporting process in place so we can keep track of the  
23 budget and understand where we're at.

24 So I think, you know, that will definitely be a  
25 priority for the executive director when he comes on board,

1 to fill that slot, so we can more effectively understand  
2 where things are at, and keep track of that.

3 CHAIR FERNANDEZ: Thank you.

4 Again, I understand all of us in terms of wanting  
5 to have documentation for every agenda item, and, again,  
6 we're being sensitive, trying to be sensitive to, we really  
7 only have two staff that are supporting us right now.

8 So, for the next couple of meetings, I'm not sure  
9 how much documentation we'll have for each agenda item,  
10 but, as Commissioner Fornaciari just mentioned, I think,  
11 once we have the budget director and some of the other  
12 staff, then, at that point, I believe we would fully expect  
13 to see more documentation.

14 Any other questions? And I am glad to see that,  
15 by using the current videographer to do our public  
16 comments, we are saving in terms of not having to use AT&T  
17 for (indiscernible). So thank you very much for doing  
18 that.

19 Commissioner Le Mons, and then Commissioner Yee.

20 COMMISSIONER LE MONS: Yes. I just wanted  
21 to -- excuse me. I want to reinforce my point about  
22 communication, and not so much about the documentation. I  
23 can be patient with documentation, but, even as we get our  
24 executive director on, I think we've been told a lot, "This  
25 is going to happen," you know, "When the budget person gets

1 on, then this will happen."

2 I think we should be aware of what to expect in  
3 the interim, how is it handled in the interim, because  
4 we're operating in the interim, and we are impacted by the  
5 interim, and I think that's where we began to get  
6 frustrated, because, you know, two meetings go by or a  
7 month goes by, and nothing has happened, and then the  
8 response is that we're waiting for this person to be hired,  
9 and we go, "That's six, eight weeks from now."

10 So I think, if we're clear that "Yes, this is  
11 what we can expect now, and this is what you'll get now,"  
12 or "This is how it's going to be handled now," and then,  
13 once the person or whatever role is filled, "This is how it  
14 will move forward."

15 Then back to my point about the agenda items, or  
16 whoever is presenting. I think just giving a verbal  
17 overview -- I don't have to have that part on paper now,  
18 because I know that that's a hard thing to do, but if you  
19 can set us up to understand what we're going to talk about,  
20 I think it will be -- it will be helpful to me, at least  
21 just knowing that we can narrow our discussion.

22 So I wanted to just reinforce that point of  
23 framing the discussion, and not have that get convoluted  
24 with the idea of needing things in writing. I do support  
25 that, but I understand that's something that will be more

1 long-term.

2 CHAIR FERNANDEZ: Okay. Great. Thank you.

3 Commissioner Yee.

4 COMMISSIONER YEE: Yes. Thank you, Madame Chair.

5 So, first of all, yes, I also wanted to just  
6 acknowledge Marian and Raul's good efforts so far, and all  
7 you've done to really support us magnificently.

8 I also want to acknowledge, I think, what I think  
9 is, you know, a little bit of mixed messaging from us as a  
10 Commission, on one hand, frustrated that more was not left  
11 in place for us, and having to reinvent things from  
12 scratch, and so on, and, on the other hand, bristling a bit  
13 when, you know, things have been done before we have  
14 decided them or whatever, initiatives taken, you know, and  
15 that's only natural. You know, no blame either way, but  
16 just to acknowledge that I think we've sent somewhat mixed  
17 messages in that regard, you know, which is only natural,  
18 but, still, it's something to take responsibility for as  
19 well.

20 A quick question. So we have our two RAs that we  
21 talked about yesterday bringing back, and Marian, but,  
22 Raul, I don't think we've heard your status with us, and,  
23 if it's appropriate in open session, if you want to just  
24 remind us of that, where you are, and, as we bring the  
25 executive director on, where that leaves you.

1 MR. VILLANUEVA: So currently I'm funded through  
2 the State Auditor's Office, and once the executive director  
3 comes in, then I guess I have to make a decision, and so do  
4 you, as far as my services or my place.

5 CHAIR FERNANDEZ: So are you with the State  
6 Auditor -- are you full-time with them, or are you an RA  
7 with them, a retired annuitant or full-time?

8 MR. VILLANUEVA: So I was hired as an RA. I am  
9 an RA, and so this work is not part-time, and so there was  
10 an acknowledgment, when we were negotiating of duties and  
11 responsibilities, an acknowledgment that it's not even a  
12 40-hour week. And so that does do an impact on the 960,  
13 and that is something that I watch, and, if I may, I  
14 present it that way to just be very cut-and-dry about the  
15 status.

16 I don't want to give an implication of I'm not  
17 happy with what I do. I'm very happy with what I do. I  
18 want to be of service to you and to this effort. But as  
19 far as status goes, the status is very cut-and-dry, right?  
20 And that is, they pay me over there. There's decisions  
21 that have got to be made in the future that are outside of  
22 the scope of this specific discussion, and I do keep an eye  
23 on my time so that, in between now and then, you're not  
24 left without --

25 CHAIR FERNANDEZ: Support.

1 MR. VILLANUEVA: Support.

2 CHAIR FERNANDEZ: Okay. Thank you. Thank you so  
3 much for that.

4 Commissioner Sinay, and then Commissioner  
5 Vazquez.

6 COMMISSIONER SINAY: First of all, my apologies.  
7 I didn't quite read Number 10 all the way, or I think I had  
8 read it before, and I thought it was part of this one, when  
9 it did talk about nonprofits. So my apologies on that.

10 I have been looking at civic technology -- it's  
11 kind of a whole field -- and I did -- and I bring it up  
12 here in the budget because a lot of our frustrations have  
13 to do with technology, and ways we might be able to save  
14 money is by figuring out what platform would work better  
15 for some of these meetings, and, you know, it would be  
16 great to be able to see folks when we're talking to them,  
17 and things like that, but my main reason for the meeting  
18 was to understand civic technology, and how we would use it  
19 for the community input side, but looking at it as big  
20 picture.

21 I'm saying all that to say, would someone --  
22 because I can have a call with one other person. If it  
23 fits into your -- you know, if it works, would someone else  
24 like to sit in on that conversation? I did think at some  
25 point that those who are -- maybe someone from the

1 communities of interest tool would want to talk, be part of  
2 the conversation -- this is a woman who's pretty high up,  
3 who's very well respected nationally on this -- to see how  
4 we would use that tool, but I also think that the  
5 administrative side -- there's a big piece here,  
6 administratively, that could work better for us, where we  
7 have our documents, all those things, even just -- so I  
8 just wanted to put it out there.

9           Again, it can only be two of us on the call, but  
10 I can always -- I'm hoping that she will come in and lead a  
11 workshop, maybe, for us, where we kind of dump -- you know,  
12 she facilitates, where we can dump all the different things  
13 that we're struggling with, and she can give us ideas of  
14 technology that can work for some of that, or where  
15 technology won't work. But I just wanted to put it out  
16 there that you're all going to have access to it, but  
17 just --

18           CHAIR FERNANDEZ: Commissioner Turner, were  
19 you --

20           COMMISSIONER TURNER: Yes. I'd love to sit in  
21 on --

22           COMMISSIONER SINAY: Okay.

23           CHAIR FERNANDEZ: Commissioner Vazquez, you were  
24 next.

25           VICE CHAIR VAZQUEZ: Yes. I just wanted to

1 clarify, and I don't think I had -- maybe I knew in the  
2 back of my head, but did not crystallize it.

3           So, Raul, you and your time is not sort of like a  
4 full-time salaried employee. So, like, for example, I am  
5 still full-time at my otherwise 9:00-to-5:00 job, and, you  
6 know, I'm paid. Some weeks I work 50 hours at that job,  
7 some weeks -- you know what I mean? But I'm still paid a  
8 particular salary, whereas your time is more akin to  
9 someone who is nonexempt, and you need to be tracking your  
10 time, and are in some ways limited by your contract as an  
11 RA, correct, in terms of how much time we can expect to  
12 have from you?

13           MR. VILLANUEVA: Correct. So I report my time on  
14 a daily and a weekly basis. I also keep track of it on my  
15 own. It is hourly, and so, as time ticks, so does the 960.

16           VICE CHAIR VAZQUEZ: Got it. Got it. Okay.  
17 That's very, very helpful.

18           MR. VILLANUEVA: But it's not a non-FLS -- it's  
19 not -- FLSA doesn't impact, because it's an RA. In other  
20 words, there is no overtime --

21           VICE CHAIR VAZQUEZ: Right. So I think that --

22           MR. VILLANUEVA: -- no overtime, no holidays.

23           VICE CHAIR VAZQUEZ: Right. So you're much more  
24 like a contractor, and I think that also helps me to manage  
25 my expectations, because, again, when I'm thinking of

1 full-time salaried employee, it's much more "Get the job  
2 done in however much time it takes," versus, you know, a  
3 contractor, but, based on time, it's not so much about  
4 deliverables as it is we're trying to fit certain  
5 deliverables in a particular time constraint, and we cross  
6 our fingers and hope that, you know, things work as  
7 efficiently as possible, but that's not always the case.

8 MR. VILLANUEVA: Well, no, that's not the  
9 attitude at all. It really is more acting -- if I was your  
10 employee, I would be acting the same way, and that is  
11 however much time it takes to get it done. Some of the  
12 things take longer because there's only one. Some of the  
13 things take longer because of state processes.

14 Yesterday was 7:30 in the morning until 9:00  
15 o'clock at night because, you know, the meeting ended, then  
16 we had another meeting, put together the agenda, and then  
17 time to work with Riana to get the materials posted.  
18 That's what it took.

19 VICE CHAIR VAZQUEZ: Right, and I'm sorry. I  
20 guess what I am trying to say is that, as part of a  
21 Commission that is your, you know, employer, your  
22 supervisor, I also want to, like, recalibrate my  
23 expectations to respect your time and respect your  
24 contract. So that's where I'm coming at this, so I just  
25 appreciate the clarification.

1 CHAIR FERNANDEZ: Commissioner Kennedy.

2 COMMISSIONER KENNEDY: Thank you, Madame Chair.

3 Going back to Commissioner Sinay's comments,  
4 first of all, is that Center for Tech and Civic Life that  
5 you're referring to?

6 COMMISSIONER SINAY: She's in -- I think  
7 she's -- I haven't met -- I think she's the -- no. Here it  
8 is, "Director for Center for Civic Design."

9 COMMISSIONER KENNEDY: Okay. That's another  
10 group, yes.

11 COMMISSIONER SINAY: Yes. And there's also Civic  
12 something America, Tech America. This one just came  
13 strongly recommended from community partners.

14 COMMISSIONER KENNEDY: Yes. CCD is very  
15 good -- I've met some of them -- Center for Tech and Civic  
16 Life, also, and in my election line weekly newsletter, I  
17 recently came across reference to what looks to be a fairly  
18 new group called U.S. Digital Response, and I had shared  
19 that with staff. So that would be another option for us to  
20 look at.

21 CHAIR FERNANDEZ: Okay. Thank you.

22 Raul, were we also going to talk about the  
23 phones?

24 MR. VILLANUEVA: Actually, the things I have on  
25 the list at this point is talking about the videography

1 contract, talking about --

2 CHAIR FERNANDEZ: Well, that will be for the next  
3 one, right? That will be for 10?

4 MR. VILLANUEVA: Yes.

5 CHAIR FERNANDEZ: Okay.

6 MR. VILLANUEVA: All the rest of them are for 10.

7 CHAIR FERNANDEZ: So the phones aren't for the  
8 budget? The phones are a contract?

9 MR. VILLANUEVA: It's a contract.

10 CHAIR FERNANDEZ: Okay.

11 MR. VILLANUEVA: CalNet. CalNet is what it's  
12 called.

13 CHAIR FERNANDEZ: Okay. So let me just go  
14 through my list real quick, to make sure -- okay. I think  
15 that was it. And just a reminder, if everyone could turn  
16 in their per diem and tele-claims monthly, and if you  
17 have -- Raul sent out instructions and a template, that if  
18 you have any questions, to please reach out to him.

19 MR. VILLANUEVA: I also sent out this morning the  
20 employee action request forms and the authorizations for  
21 direct deposit, so please look for those. If you have any  
22 questions on those, reach out, and we'll find time to go  
23 over those forms. They're not 100 percent intuitive, but  
24 they're pretty much okay, as a state form goes. But,  
25 still, if you have questions --

1 CHAIR FERNANDEZ: All right. Okay. We can go to  
2 10, but I'm thinking that might be a lengthy conversation,  
3 too, because we have quite a few things to go through, I  
4 believe, right, Raul?

5 MR. VILLANUEVA: It depends on the discussion.

6 CHAIR FERNANDEZ: Right. I'm just wondering if  
7 we should take a break now, and then go to 10, but -- yes.  
8 I think maybe we will take a break. Yes. And I kind of --  
9 I want to also reemphasize that I do appreciate all of your  
10 time, because I receive e-mails from you at hours that I'm  
11 not normal to receiving e-mail.

12 So I do appreciate it, and we do get frustrated,  
13 but, at the end of the day, what's being put out by you and  
14 Marian and the skeleton crew is actually pretty incredible,  
15 considering what has to be put together every single week,  
16 and then, for every agenda, you have to stop what you're  
17 doing, concentrate on the agenda, get the speakers lined  
18 up. So just thank you very much.

19 MR. VILLANUEVA: It's our pleasure.

20 CHAIR FERNANDEZ: Okay. Yes. Definitely  
21 applause.

22 MR. VILLANUEVA: Speak for you, too, Marian.

23 CHAIR FERNANDEZ: I'm going to go ahead and call  
24 for a break. It's 10:35, so if everyone can be back at  
25 10:50. Thank you.

1 MR. VILLANUEVA: Thank you.

2 (Off the record at 10:35 a.m.)

3 (On the record at 10:50 a.m.)

4 CHAIR FERNANDEZ: Okay. Welcome back, everyone.

5 We finished with Agenda Item 9, and now we're  
6 moving on to Agenda Item 10, which is Commission contracts  
7 and procurement, status and possible action, including  
8 report on contracting with nonprofit organizations.

9 Raul, we're going to -- I'm going to move it over  
10 to you.

11 MR. VILLANUEVA: So, as far as the funding for  
12 the current videography contract, at the current burn rate,  
13 we're looking at somewhere, at the end of October,  
14 beginning of November, for those funds to be expended.  
15 Okay. That's a contract that is -- we're currently using  
16 the State Auditor's contract on that, for the services.

17 So what I had proposed to the finance committee  
18 was "Let me go ahead and start the work on that," and I can  
19 continue to work with the finance committee in terms of the  
20 details on that, and then, coincident, my suggestion would  
21 be, with the public outreach, that at the point where we're  
22 working on an actual statement of work, to be able to touch  
23 base with that subcommittee, in terms of the statement of  
24 work, but it is something that needs to be started soon,  
25 because, like I say, the burn rate -- we can already

1 project that right there, end of October, beginning of  
2 November, we're going to want to have something ready and  
3 in place.

4           CHAIR FERNANDEZ: Thank you, Raul, and I'm going  
5 to just start the discussion a little bit on that, in terms  
6 of the RFP for the videography. I went back to the notes  
7 from our first full meeting, and some of the scope areas  
8 that we wanted to look into or at is, we wanted to update  
9 the scope based on security threats, and also include  
10 something in there regarding opportunities for different  
11 engagements, and I think it was -- yes. There was quite a  
12 bit of the public outreach, to make sure that public  
13 outreach was taken into account.

14           So those were -- and that's why Raul is  
15 recommending, I mean, work with the finance committee in  
16 terms of the dollars, obviously, and we'll also review  
17 whatever RFP goes out, request for proposal goes out, and  
18 then have the outreach subcommittee review it to ensure  
19 that it's capturing those outreach efforts, and that it's  
20 flexible enough for whatever else we might encounter this  
21 next year and a half.

22           So, if there's any -- Commissioners have any  
23 comments on that? Commissioner Sinay.

24           COMMISSIONER SINAY: I really appreciate your  
25 last statement, just about flexibility, because -- well,

1 just because.

2 I think, Raul, you bring up a great point, and  
3 I've been struggling with this, is thinking about a lot of  
4 the work that we're doing, is it's hard not having a staff  
5 partner for some of these things. I'm not saying you're  
6 not a staff partner, but if we had a communications person  
7 or whatever, they would be thinking about this, but when we  
8 need to make decisions, so that we can hire the right  
9 people or put out the RFP and all those things.

10 So I don't know. Is there a general rule of  
11 thumb that we should be using, like, if you want to have  
12 something ready by January to go to the public, you should  
13 be doing X, Y -- you know, so that we back-end into it, and  
14 that was use that -- you know, we have that in the Gantt  
15 chart, you know, kind of saying we need to get the RFP out  
16 for this or that?

17 MR. VILLANUEVA: Right, and that solicitation, if  
18 I may, probably won't be an RFP. That will take too long.

19 CHAIR FERNANDEZ: That's right.

20 MR. VILLANUEVA: It will probably more with the  
21 master services agreements, strictly speaking, the CMAS,  
22 and my apologies to the public. It's California  
23 Master -- and I don't remember right now what the "AS" is  
24 for, but it's a master services agreement, in other words.  
25 So it's already been pre-bid.

1           The vendors have already -- what's the word I  
2 want? They've already been vetted by the state, and so  
3 that's something that we don't have to do, and we can put  
4 out a solicitation to those specific vendors and get a  
5 response, then, that the Commission can look at.

6           CHAIR FERNANDEZ: So, Raul, just for  
7 clarification, even if they are on the California multiple  
8 award schedule -- I'm just going to do that.

9           MR. VILLANUEVA: (Indiscernible.) Thank you.

10          CHAIR FERNANDEZ: Is that it? I can sleep well  
11 tonight.

12          MR. VILLANUEVA: Yes. Very good.

13          CHAIR FERNANDEZ: Because it's on that schedule,  
14 we still have to send out the solicitations to them?

15          MR. VILLANUEVA: Yes.

16          CHAIR FERNANDEZ: Okay.

17          MR. VILLANUEVA: There's still a standard process  
18 that we would need to follow.

19          CHAIR FERNANDEZ: Okay. Any other questions  
20 regarding the videography contract? Commissioner Sinay,  
21 was that your hand? Okay.

22          COMMISSIONER SINAY: Yes. At some point, I would  
23 love to have a cheat sheet, and maybe you gave it to us  
24 already, Raul, because I'm learning that there's a lot of  
25 cheat sheets that were given to us, but we got bombarded by

1 a lot at the very beginning from different speakers and  
2 stuff, but a cheat sheet on the different ways that we can  
3 work with those outside, what they mean, and how much time  
4 they take, so, as we're thinking through some of this, we  
5 don't have to say -- you know, just a cheat sheet.

6 MR. VILLANUEVA: Yes.

7 CHAIR FERNANDEZ: Okay. Yes, that would  
8 definitely be helpful, because it's definitely changed  
9 since I was deeply involved into the procurement office,  
10 yes, the time frames.

11 Any other questions? If not, we'll just proceed  
12 with the recommendation.

13 UNIDENTIFIED SPEAKER: Commissioner Ahmad.

14 CHAIR FERNANDEZ: I just called on her. Thank  
15 you.

16 Commissioner Ahmad.

17 COMMISSIONER AHMAD: Thank you. CMAS, California  
18 Multiple Awards Schedule.

19 CHAIR FERNANDEZ: Yes.

20 COMMISSIONER AHMAD: Just wanted to define it.  
21 I'm keeping a running list of all the acronyms we're using.  
22 That's all.

23 MR. VILLANUEVA: Very good.

24 CHAIR FERNANDEZ: Thank you.

25 Okay. So I think that's (indiscernible).

1 MR. VILLANUEVA: Okay. The next one -- well, are  
2 we ready to --

3 CHAIR FERNANDEZ: Yes. So we can proceed with  
4 the videographer, in terms of working with finance on one  
5 side of it, and then the outreach subcommittee, to ensure  
6 that the scope covers the needs of that area.

7 MR. VILLANUEVA: That would be great. I look  
8 forward to it.

9 CHAIR FERNANDEZ: All right. Thank you.

10 MR. VILLANUEVA: Okay. So, before jumping into  
11 the cell phones, I thought I'd take care of the one that's  
12 been pending, and that is regarding contracting with  
13 nonprofit community organizations, because I know that's  
14 been of interest.

15 What I did is, I contacted the Department of  
16 General Services' Office of Legal Services, which is the  
17 legal department that oversees the contracting procurement.  
18 I figured they would know. And so what I'm going to do is  
19 give an overview of how this fits into the Public Contract  
20 Code structure, which is the context that we have to work  
21 within, and then identify several avenues that we can  
22 pursue. Okay?

23 Commissioner Le Mons, is that a good overview?  
24 Very good.

25 CHAIR FERNANDEZ: Then let's move forward.

1 MR. VILLANUEVA: Let's move forward. So the  
2 Public Contract Code requires open bidding, fairness in  
3 bidding, and, as such, then, solicitations that would go  
4 out, that you would say, "I think we want a nonprofit to  
5 bid on this," would also be private entities bidding on it,  
6 also, and as far as the requests for proposal, they would  
7 need to be competitively bid.

8 As such, depending on the criteria that have been  
9 established, you can't guarantee that it's going to go one  
10 way versus the other, meaning that you can't slant it  
11 towards a specific organization -- that's against the  
12 Public Contract Code -- and you can't slant it towards only  
13 specific types of organizations, because that's against  
14 competitive bidding.

15 As far as exemptions from competitive bidding,  
16 that's called a "sole-source contract." Sole-source  
17 contracts are pretty much provided on two bases, one, that  
18 there's a compelling emergency, such that there is no  
19 opportunity to do any bidding, which is not our case. So  
20 what's the other one?

21 The other one is where you can identify that the  
22 individual or company is the primary source, and other ones  
23 would not be able to bid. So, for example, I have a  
24 proprietary system. I need to do repairs on that  
25 proprietary system. There's only one organization that

1 provides the replacement parts for that proprietary system.

2           As such, then, I could get -- I would put in an  
3 exemption from competitive bidding under that basis, that  
4 that's the only place that I can get that part, which,  
5 again, makes it difficult, because there's an  
6 interchangeability in terms of these organizations and the  
7 services they provide.

8           So what are our choices, then? Well, we could do  
9 a competitive bid, and see how it lands. We could do one  
10 within a context. So, for example, a personal services  
11 contract of \$10,000 can be used for what's called a "fair  
12 and reasonable basis," "fair" meaning that you're looking a  
13 the potential entities to provide those services on a fair  
14 basis, and "reasonable" in that what they're going to  
15 charge you is at a competitive value.

16           So, for example, with Ogilvy, that was done on  
17 the personal services contract, under \$10,000. Why was  
18 that fair and reasonable? Here was an entity that had  
19 provided services to the CRC before, up through this  
20 summer, so they had a proven track record.

21           We didn't have to pay them to try and identify  
22 what to do and who the players are, so there's an advantage  
23 there, and far as the reasonable price, we have the  
24 contracts that have been in place with the Auditor to be  
25 able to compare what they're charging the Commission, and

1 so there was a strong basis, then, to be able to  
2 demonstrate fair and reasonable for that solicitation.

3 Okay.

4           The context, I think, that may allow the  
5 Commission to do this type of solicitation would be, let's  
6 say that we're doing an outreach up in Shasta. Okay? What  
7 are the entities there that are the boots on the ground,  
8 that know the different public groups and members of the  
9 public in that area? I think, on that basis, you could  
10 establish documentation to support the fairness, why these  
11 organizations versus another.

12           In terms of the reasonableness, which goes with  
13 the cost, that's going to take a little bit more problem  
14 solving, in that, how do you demonstrate and document that  
15 what they're going to charge is competitive from what other  
16 organizations would charge?

17           So that's something in the future, as we think  
18 about these things, but, going back, the basis would be the  
19 context of that type of meeting, the intents and goals of  
20 that meeting, and how these public entities, then -- public  
21 community entities, I should say -- can help meet the needs  
22 and the services of what's to be accomplished to meet those  
23 goals and needs. I think that would probably be a stronger  
24 basis than to establish documentation to defend those types  
25 of contracts.

1           One of the things you need to watch out for, or  
2 we need to watch out for, is having, without a context, a  
3 lot of personal services contracts, because, at that point  
4 in time, you could be questioned about "Are you trying to  
5 put aside the competitive bidding process?" And, as such,  
6 that's why the context is so important, then, in terms of  
7 why that type of solicitation and contract was used as a  
8 primary means. So that's kind of my Reader's Digest  
9 version.

10           CHAIR FERNANDEZ: Yes. I see how it can be seen  
11 as trying to circumvent the process. Right, Raul?

12           MR. VILLANUEVA: Exactly.

13           CHAIR FERNANDEZ: That's --

14           MR. VILLANUEVA: Again, the context becomes very  
15 important.

16           CHAIR FERNANDEZ: Right. Commissioner Sinay, and  
17 then Le Mons.

18           COMMISSIONER SINAY: Thank you. That was really  
19 helpful. Okay. So, if we go back to the public contract  
20 structure, and we do an open bidding, what is, generally,  
21 the time frames? The time frame piece is really important  
22 for understanding a lot of this, so how long does it  
23 usually -- we won't talk about actually drafting it, but  
24 from when it's put in the public until money goes out.

25           MR. VILLANUEVA: Well, see, it's all the

1 front-end piece that takes the time.

2 COMMISSIONER SINAY: All right. Then how long  
3 does that --

4 MR. VILLANUEVA: I understand what you're asking,  
5 but it is --

6 COMMISSIONER SINAY: So what would be the  
7 quickest we could get money out using the public contract  
8 structure?

9 MR. VILLANUEVA: It would be to have some kind of  
10 a meeting set up, the specific services identified, and  
11 then the homework to identify those entities that could  
12 provide those services. And so, once that homework has  
13 been done, and the means of evaluating the costing, then  
14 it's a matter of as short as a week.

15 COMMISSIONER SINAY: But you don't have to put  
16 like an RFP or something out, and then people have to  
17 respond?

18 MR. VILLANUEVA: Okay. That's for the personal  
19 services contract, under \$10,000. That's the fastest.

20 COMMISSIONER SINAY: Okay. Yes. I was going the  
21 other way. I was going starting with the public contract  
22 structure -- I mean, the first one.

23 CHAIR FERNANDEZ: Open bidding?

24 COMMISSIONER SINAY: Open bidding.

25 CHAIR FERNANDEZ: Was it open bidding?

1 COMMISSIONER SINAY: Yes, yes.

2 MR. VILLANUEVA: Open bidding.

3 COMMISSIONER SINAY: I was looking at open  
4 bidding, going down the three options you kind of gave.

5 MR. VILLANUEVA: You might as well look at  
6 around -- on a planning basis, I'd say consider six to  
7 eight weeks, and then, of course, depending on other  
8 factors is where you might be able to save time within that  
9 preparation.

10 CHAIR FERNANDEZ: And then, also --

11 COMMISSIONER SINAY: Wait. Can I just finish and  
12 get the date for all three of them?

13 CHAIR FERNANDEZ: Yes.

14 COMMISSIONER SINAY: Sorry. And then, for the  
15 sole source, which -- that was the emergency one, which we  
16 don't think that's going to work, so let's not talk about  
17 that one. For the personal contract, you're saying it  
18 could be a week, if we've done all our homework?

19 MR. VILLANUEVA: That's to get the contract in  
20 place. To pay it, I think the State Controller's Office  
21 allows up to 45 days for actual payment once an invoice is  
22 submitted.

23 COMMISSIONER SINAY: All right. That's really  
24 helpful. Thank you.

25 CHAIR FERNANDEZ: Okay. Commissioner Le Mons,

1 and then Commissioner Kennedy.

2           COMMISSIONER LE MONS: Raul, is it possible for  
3 us to get a copy of those providers, vendors, that are on  
4 the CMAS that are focused on outreach, so that we could at  
5 least evaluate who's there, at least, well, the  
6 subcommittee, outreach subcommittee, could evaluate that?

7           I think that it would also be some clues to begin  
8 to build a context case, in the event that we want to go  
9 with the contract that's less than \$10,000. We would begin  
10 to do some of that planning and thinking through, because  
11 it may work, in certain parts of the state, differently,  
12 based on your example -- I think that was a really good  
13 example -- so that we don't think kind of globally that "We  
14 can just go this route," but to really start to dig in with  
15 the planning as the outreach is being thought through? Is  
16 that possible, to get a list?

17           MR. VILLANUEVA: Yes.

18           COMMISSIONER LE MONS: Wonderful.

19           MR. VILLANUEVA: And what I would do is look at  
20 the CMAS, the California Multi-Award Services contract, the  
21 MSA, which is the Master Services Agreements, and the SB,  
22 which is the Small Business, all three, and you're going to  
23 get a mix of private entities, individuals, companies. I  
24 don't know if there's any nonprofits on there, but I agree  
25 with you. I think it's worth a look, and we should look.

1 COMMISSIONER LE MONS: Thank you.

2 MR. VILLANUEVA: I can do that.

3 CHAIR FERNANDEZ: Thank you.

4 Commissioner Kennedy.

5 COMMISSIONER KENNEDY: Thank you, Madame Chair.

6 Raul, the explanation was very helpful, as it was  
7 the previous time when we went through some of this. I'm  
8 wondering, you know, beyond our mandatory online training  
9 courses, are there nonmandatory training courses for state  
10 employees that we might have access to on things like  
11 contracting and procurement, but not necessarily  
12 exclusively?

13 I'm wondering if Department of General Services  
14 or anyone has compiled a global catalogue of online  
15 training courses developed by various parts of state  
16 government, some of which might be useful to us, even if  
17 they're not required of us. Thank you.

18 MR. VILLANUEVA: I don't know of one, per se. I  
19 can inquire. In other words, one place where it's all  
20 collected?

21 COMMISSIONER KENNEDY: Well, I mean, that would  
22 be ideal, but, you know, the base question, the underlying  
23 question, is, are there courses developed by any element of  
24 state government that might be useful to us? I mean,  
25 whether they're all catalogued in the same place or not,

1 are there online training courses developed by and for  
2 state government that could be useful to us, even if  
3 they're not mandatory online training courses?

4 MR. VILLANUEVA: It might be helpful, too, if you  
5 come up with something more specific than "any and all,"  
6 and that would facilitate my search.

7 COMMISSIONER KENNEDY: My initial thought was on  
8 contracting and procurement, and, you know, thinking that,  
9 if there's not one, maybe, you know, one of these days,  
10 when you have some free time, the state might be well  
11 served by asking you to develop an online training course,  
12 but, you know, I'm just looking to see -- you know, we know  
13 what our required online training courses are, but does the  
14 state offer others? And I'm thinking right now  
15 particularly in contracts and procurement, but eventually  
16 it could be other topics.

17 CHAIR FERNANDEZ: And I'll answer that, because I  
18 do receive a weekly from -- I think it's the statewide  
19 training -- that they have a whole slew of different  
20 training classes that they have.

21 I'll take a look at that, or maybe I'll just send  
22 you the link, and we can go through that, but I believe  
23 they do have, like, contracting and procurement, but, also,  
24 we have to pick the right one, because, some of them,  
25 you're just like, in the weeds, like it's you're actually

1 going to be the procurement officer, versus like an  
2 overview, which I think would be super helpful for us.

3           So I'll try to send you the link on that, and  
4 I've got Commissioner Turner, Commissioner Sinay, and  
5 Commissioner Andersen.

6           COMMISSIONER TURNER: Thank you, Madame Chair.

7           Raul, thank you for the explanation, and I think  
8 my question might have you repeat a little bit, just so I  
9 can ensure I understood. Part of the request, at least my  
10 desire in having you bring this back, is to try to see how  
11 we can have more nonprofits in a position where they will  
12 quality, either now or in the future, and so I wanted to  
13 understand.

14           When you were, I think, talking about the  
15 competitive bidding process, you made a statement as well,  
16 but I'm not clear if that is a stated qualification or part  
17 of the process, or was it a "nice to have," but you talked  
18 about -- you may have used Ogilvy as an example, but you  
19 talked about the fact that they've done it before, and they  
20 are familiar with it. How does that play into some of the  
21 requirements to be a part of the competitive bidding? Say  
22 that portion again.

23           MR. VILLANUEVA: Good question. That was  
24 specifically in regards to being able to demonstrate the  
25 requirements for what's known as "fair and reasonable,"

1 which is the criteria that enables you to use the personal  
2 services contract under \$10,000. Okay?

3 COMMISSIONER TURNER: Fair and reasonable. Okay.

4 MR. VILLANUEVA: Fair and reasonable. So  
5 fairness, again, is in terms of how you're looking at other  
6 folks who may be able to provide those services, and why  
7 this specific entity, and reasonable is in terms of the  
8 competitiveness of the price.

9 COMMISSIONER TURNER: Yes. And not, I guess, I  
10 disagreement with what you're saying, but, for me, I'll  
11 probably look it up and process a little bit longer,  
12 because it seems that it puts anyone that has not already  
13 been selected in previous time periods at a disadvantage  
14 for ever being able to be in this "fair and reasonable."  
15 So I think I'm struggling a little bit with that.

16 MR. VILLANUEVA: That was just for that specific  
17 example, Commissioner Turner.

18 COMMISSIONER TURNER: Okay. So it wasn't a  
19 qualification, it was just --

20 MR. VILLANUEVA: No.

21 COMMISSIONER TURNER: Okay. That's  
22 (indiscernible).

23 MR. VILLANUEVA: For example, the other personal  
24 services contract we have, with Riana, her contract is  
25 specific in two areas, one in terms of being able to post

1 on the website, and secondarily in terms of the Google  
2 Office, right?

3           Finding someone who has the capacity to work with  
4 a legacy website like we have was a primary concern, and so  
5 I went out and tried to solicit that ability through the  
6 retired annuitant structure. It wasn't there, and so it  
7 wasn't -- her "fair," then, came in that there was an  
8 attempt made to find those skills in other areas, and  
9 because of the nature of the system, that knowledge and  
10 ability to perform that work was difficult to find, and so  
11 she's able to do that. So that's where the fairness comes  
12 in.

13           The competitiveness on her contract is also much  
14 more straightforward, because what she's being paid  
15 compared to civil service is fairly equitable, as opposed  
16 to looking at how much those services would cost going out  
17 into the private sector, for example, and so that's how  
18 fair and reasonableness was approached with that specific  
19 one. So good questions. Thank you.

20           CHAIR FERNANDEZ: Okay. I have Commissioner  
21 Sinay, Andersen, and Le Mons.

22           COMMISSIONER SINAY: I think tomorrow, when  
23 Philanthropy California gives us their presentation, they  
24 will be talking kind of -- they will be sharing what  
25 happened with Irvine, and the investments they made, and

1 what they thought.

2           They're getting ready -- they've put out an RFP,  
3 and they'll share a little bit about how they've cut back  
4 on what they're looking at to do, and one of the questions  
5 I asked them to address was "If you had more funding,  
6 what" -- you know, "If you were able to get more funding  
7 from other foundations" -- because it's a collaborative  
8 pool this time, so individual foundations are giving  
9 money -- "what could you do?"

10           So that was to spark our thinking as well, and  
11 so, you know, it's sounding that if they had some great  
12 proposals that would really help us, we wouldn't be able to  
13 just take those proposals on, review them, and fund them,  
14 because we haven't put out a public contract structure or  
15 we haven't set anything up, that we would have to look at  
16 the RFP they have right now, and do a parallel process.

17           MR. VILLANUEVA: Essentially, yes. Let's look at  
18 the grants, because that's one of the things that was  
19 brought up. Can the Citizens Redistricting Commission  
20 provide grants --

21           COMMISSIONER SINAY: And we can't.

22           MR. VILLANUEVA: -- to other entities? And the  
23 answer to that is, not really, but on two different bases.  
24 One is that the California Citizens Redistricting structure  
25 is not set up as a grant-issuing agency. To be able to do

1 that, we would have to probably go back to State  
2 Controller's Officer, Department of Finance, and maybe even  
3 the legislature, to set that up. The other thing is with  
4 your funding. You're funded through the general fund, and,  
5 typically, general fund entities aren't using the general  
6 fund to provide grants.

7           On a more focused level, you have your  
8 appropriation, and at some point in time, you may need to  
9 ask for additional funds, request additional funds. It may  
10 create flags when you go back to the legislature for  
11 additional funds, and they're asking, "So much money of  
12 yours did you give away, and here you're coming back to ask  
13 for more?" And that being the case, I have to bring that  
14 up because right now, with the condition of the state, that  
15 becomes something that you have to keep in mind.

16           CHAIR FERNANDEZ: Okay. Thank you.

17           Commissioner Andersen.

18           COMMISSIONER ANDERSEN: Yes. Thank you, Chair.

19           One quick question. On the competitive bidding,  
20 Raul, are we required to just take the lowest bid?

21           MR. VILLANUEVA: No. With the RFPs, there's an  
22 RFP one, request for proposal one, and a request for  
23 proposal two, the difference being that one is set up with  
24 the criteria where you take the lowest bid. The other one  
25 is set up in terms of responsiveness of the bid.

1 COMMISSIONER ANDERSEN: Right.

2 MR. VILLANUEVA: Okay. And so, just on the front  
3 end, we would probably want to look at the request for  
4 proposal two.

5 COMMISSIONER ANDERSEN: Got it.

6 MR. VILLANUEVA: The asterisk is, the entities,  
7 private and nonprofit, who would be responding to it, you  
8 would have to look at all of them on an equal basis.

9 COMMISSIONER ANDERSEN: Yes. Okay. Great.  
10 Thank you.

11 Then, Chair, this is actually -- the statewide  
12 training, the lists that you were talking about, could you  
13 send -- I would like to get that, and I don't know if  
14 anyone else wants to get it, because you said you were  
15 going to send it to Commissioner Kennedy. Could we get  
16 maybe a just quick hands up, who would like to get that, so  
17 you can figure out if it's to all or to -- I would like to  
18 get it.

19 CHAIR FERNANDEZ: I'll send it to everyone, and  
20 you can delete it if you want, but I think it will be good  
21 information.

22 COMMISSIONER ANDERSEN: Great. Thank you.

23 CHAIR FERNANDEZ: Thank you for that.

24 COMMISSIONER ANDERSEN: Yes. Great. Thank you  
25 very much.

1 CHAIR FERNANDEZ: And Commissioner Le Mons.

2 COMMISSIONER LE MONS: Pass.

3 CHAIR FERNANDEZ: I just need to write this down.

4 Okay. And then, Raul, just for a clarification,  
5 when we're talking about the nonprofits and doing a request  
6 for proposals or whatever route, we have to do a separate  
7 one for each type of engagement. Is that correct?

8 MR. VILLANUEVA: You know, I've been thinking  
9 about that, and I think it bears some thought. So let's  
10 say -- and I'm just brainstorming here with you. Okay?  
11 Let's say that the Commission identifies that they're going  
12 to do X number of public input meetings in a certain  
13 region. You've identified those areas within that region,  
14 and you're going to set up those meetings. You've  
15 identified the services that you want to be provided in  
16 those different areas, in those different locales within  
17 that region.

18 It would be a little bit more challenging, but I  
19 think we would be allowed to create a request for proposal  
20 that takes all of that into consideration, and then how it  
21 might be awarded. That's something that I would have to  
22 work with the Office of Legal Services, to actually figure  
23 out, how can we do a multiple awards schedule off of a  
24 request for proposal, but I think it's worth exploring as  
25 we move forward.

1 CHAIR FERNANDEZ: Okay. Sorry. I just lost  
2 everyone like for about 10 seconds. I went blank.

3 Could it be something where -- like, you were  
4 mentioning, you know, one request for proposal, and maybe  
5 the individuals could respond to specific, "Okay. I want  
6 to do this one," or "I want to do, like, this region or  
7 that region"? Would it be something that it could be,  
8 like, separate, so then, like you mentioned, you could  
9 theoretically have different awards off the same --

10 MR. VILLANUEVA: Award for the locations. That's  
11 what I'm wondering.

12 CHAIR FERNANDEZ: Right.

13 MR. VILLANUEVA: It's not typically done, but I  
14 think it's worth exploring.

15 CHAIR FERNANDEZ: Right. I thought I had -- I'm  
16 trying to remember which job we had done something similar,  
17 and now I can't.

18 MR. VILLANUEVA: (Indiscernible) in construction.

19 CHAIR FERNANDEZ: I think --

20 COMMISSIONER ANDERSEN: Yes. I was going to  
21 say that's done -- I'm sorry. Just quickly jumping in,  
22 that is done -- it's in construction. That's certainly  
23 done, and in engineering services.

24 MR. VILLANUEVA: Yes.

25 COMMISSIONER ANDERSEN: I don't know if

1 it's -- actually, maybe it is done on the state level, too,  
2 but in those fields.

3 MR. VILLANUEVA: And so that's -- and so,  
4 Commissioner Andersen, that's what got me thinking the  
5 other day, knowing that that type of request for proposal  
6 exists for that structure, and just wondering, for  
7 services, would that, A, be permissible, and, B, if it is  
8 permissible, what would we need to do to be able to deliver  
9 that type of request for proposal and be in compliance with  
10 the Public Contract Code requirements?

11 CHAIR FERNANDEZ: Right. And that might have  
12 been when I was in procurement and planning construction.  
13 So it would make sense.

14 Okay. Any other questions before we move on from  
15 this? Commissioner Vazquez.

16 VICE CHAIR VAZQUEZ: Yes. I'm wondering,  
17 possibly not for a full presentation, because I think that  
18 would be too in the weeds, but I'm wondering if folks would  
19 be okay with the outreach committee reaching out to another  
20 state agency that I have worked with, staff there, the  
21 California Collaborative for Education Excellence.

22 So they're a relatively new state agency that I  
23 worked with a couple of years ago at my job. We had a  
24 contract with them. Because they were a new state agency,  
25 my experience with them was that a majority of their work

1 was done through contracts to community-based agencies, of  
2 which my agency at the time was one of the recipients of  
3 those, and they're still, you know, issuing RFPs for  
4 particular buckets of work with school districts. So I'm  
5 wondering if it might be useful to talk with one of their  
6 lead administrators about how they have structured those  
7 RFPs. They are funded by the general fund.

8 I understand that we're doing vastly different  
9 work, but a lot of their funding is community outreach and  
10 technical assistance and capacity building to school  
11 districts, and the majority of the -- I can't -- there may  
12 have been one or two sort of for-profit, corporate  
13 recipients of those, but, because the bread and butter of a  
14 lot of these community organizations is outreach, they were  
15 the best positions to receive those contracts from the CCD.

16 So we might just -- you know, I'm willing to have  
17 a phone call with them, and, Raul, maybe we could boot you  
18 in, if you're available, just so that you can help code  
19 switch and translate some of the information we receive.

20 MR. VILLANUEVA: Sure. I'd love to talk to their  
21 contracting finance folks.

22 VICE CHAIR VAZQUEZ: Yes.

23 MR. VILLANUEVA: You know, the Commission poses a  
24 really, really interesting question with this, and I  
25 understand what the intent is, and we're still at a point

1 right now to where doing this work to find out, I think, is  
2 what we need to be doing. So yes, just let me know, and  
3 I'll make sure to make myself available.

4 CHAIR FERNANDEZ: Commissioner Sinay.

5 COMMISSIONER SINAY: I wanted to build on what  
6 you all were talking about, one RFP for different regions,  
7 and say, could it also be one RFP for different scope of  
8 work, like, you know, public education or -- you know, I  
9 still haven't thought it all through -- or do we need  
10 different RFPs for each piece, like, you know, creating a  
11 video to explain redistricting, plus the COI tool, you  
12 know, the different --

13 CHAIR FERNANDEZ: Different pieces, right?

14 COMMISSIONER SINAY: Yes. There's the different  
15 pieces, because there's the public -- as the framework  
16 shows, there's the public education, there's the outreach,  
17 and there's the engagement, and really the regional part  
18 is -- a lot of that is outreach and engagement, but the  
19 public education and civic could be different. Maybe it's  
20 just written, "How would you do this?" and we get different  
21 RFPs.

22 CHAIR FERNANDEZ: Okay. So, Commissioner Le  
23 Mons.

24 COMMISSIONER LE MONS: Yes. I was just going to  
25 suggest that I think those are the things that the

1 subcommittees should explore, and then come back when you  
2 have a little clearer plan as to what direction you want to  
3 go.

4           We have the framework now for how we can secure  
5 potential resources to support what we're trying to do, and  
6 it can probably take on any number of complexions, but I  
7 think that this would be where you guys would sort that  
8 out, regional, local, different -- RFP might be appropriate  
9 for a regional one, and then using the other approach for  
10 something more localized. Who knows? But I think the plan  
11 has got to be sorted out before we get into the weeds of  
12 which mechanism is appropriate.

13           CHAIR FERNANDEZ: Right. Exactly. And in the  
14 interim, Raul, if you or someone can look into the  
15 possibility of, you know, one major RFP, and potentially  
16 having multiple vendors awarded the RFP, that would be  
17 great.

18           MR. VILLANUEVA: All right. I will.

19           CHAIR FERNANDEZ: Okay. Anything else on that  
20 before we move on to the next topic in this Agenda Item 10?

21           (No response.)

22           CHAIR FERNANDEZ: Okay. Next one, Raul.

23           MR. VILLANUEVA: Okay. So, cell phones.

24           CHAIR FERNANDEZ: I think that they're hollow.

25           MR. VILLANUEVA: Okay. So I will first be

1 providing you an overview on where the process has been,  
2 and why, where are we now, and then, more specifically on  
3 the "where are we now," what are our choices, and how do we  
4 make them?

5 CHAIR FERNANDEZ: Great.

6 MR. VILLANUEVA: So the Commission currently has  
7 a contract with Verizon, and it actually is the one that I  
8 put into place back in 2011, and it's still there. The  
9 plus about that, then, is it allows an easy door. I  
10 contacted them, and they were getting ready to roll over  
11 into a different contract, and asked me, "Do you want to  
12 try to get in now, or wait until we get into the different  
13 contract?" And so I started asking about "Well, what are  
14 the advantages to the Commission, price-wise?" And they  
15 anticipated that there would be more advantage the second  
16 go-around.

17 That work has finally been completed, and so I  
18 went ahead and contacted Verizon, AT&T, T-Mobile, I think  
19 predominantly those three, through the CalNet services, for  
20 a bid, and what I asked for was 21 lines, so that's 14  
21 Commissioners, seven staff, just to start, and I wanted an  
22 up-to-date phone, capable of at least 4G, with services for  
23 unlimited voice, data at a reasonable level, unlimited text  
24 messages, and so the bids have been coming in, in terms of  
25 what those services might look like.

1           Your frontrunners right now are Verizon, who is  
2 basically offering \$50 for all the above, and a Samsung 10  
3 cell phone, and T-Mobile, and I'm waiting for them,  
4 because, actually, I was talking to them during break, and  
5 I wanted something that I could compare with more side by  
6 side, and so I'm waiting for that.

7           So, at this point, it's a matter of seeing which  
8 one is going to provide the better array of services at a  
9 better cost, and be able to provide us the phones. I want  
10 them for free, basically, you know, and I also want there  
11 to be a minimal, if no, charges, for just getting the  
12 system set up for each person, because that can run into  
13 the thousands, just to have your phones turned on. And so  
14 that's where we are now.

15           CHAIR FERNANDEZ: Did we also look into hot  
16 spots, potentially? Because I know some of us may have --  
17 I'm actually using my hot spot on my personal phone right  
18 now. So I don't know if that's a feature that's included.

19           MR. VILLANUEVA: Yes. So, like, for example,  
20 with Verizon, you can use the phone as a hot spot, and with  
21 Samsung 10, it's capable of being able to do that, because  
22 I know, yes, for several folks -- and then, Commissioner  
23 Vazquez, you were mentioning with the wi-fi calls  
24 yesterday -- and so that's why having equipment that's more  
25 state of the art and at least 4G-capable really needs to be

1 at the forefront of what we're doing.

2 CHAIR FERNANDEZ: And so how much longer do you  
3 need to wait to receive the other bids? I mean, was there  
4 a time frame in terms of when to submit the bids -- or the  
5 cost?

6 MR. VILLANUEVA: So, hopefully, today.

7 CHAIR FERNANDEZ: Okay.

8 MR. VILLANUEVA: I let them know when I talked to  
9 them during break that we're in the middle of the meeting  
10 right now. I told them, "I'm talking to you during break,  
11 and so, if you could please send me something that I can  
12 then respond back to the Commission before the meeting is  
13 over, that would be the ideal."

14 CHAIR FERNANDEZ: Okay. And if we have to maybe  
15 continue this discussion until tomorrow morning, when you  
16 have all of the information, then that would probably be  
17 good as well.

18 MR. VILLANUEVA: Yes.

19 CHAIR FERNANDEZ: Okay. Any questions regarding  
20 phones, cell phones? Commissioner Andersen.

21 COMMISSIONER ANDERSEN: Sorry. I do just have  
22 one. My phone, it's AT&T. So I'm wondering -- you know,  
23 it comes up AT&T. It's totally AT&T. So that you  
24 mentioned Verizon did surprise me. Does that mean the ones  
25 we're using are -- do we have two contracts going on?

1 That's what I'm wondering. Did the State Auditor use AT&T,  
2 but we've had an existing Verizon account that we just  
3 haven't been using?

4 MR. VILLANUEVA: So the State Auditor has an  
5 account with AT&T, and, if I may, they're very happy with  
6 their services that they're getting. That's why they went  
7 ahead and, when they got us the interim phones, the interim  
8 phones --

9 COMMISSIONER ANDERSEN: Are AT&T.

10 MR. VILLANUEVA: -- are AT&T. Our Verizon,  
11 there's only been, I think, one line extant over the last  
12 few years, but that's been enough to keep the account in  
13 good standing.

14 COMMISSIONER ANDERSEN: Got it. Okay.

15 MR. VILLANUEVA: And so we may --

16 COMMISSIONER ANDERSEN: All right. Thank you.

17 MR. VILLANUEVA: Yes.

18 CHAIR FERNANDEZ: Any other questions regarding  
19 phones? Commissioner Kennedy.

20 COMMISSIONER KENNEDY: Just to say that, you  
21 know, for those of us who do live in isolated locations,  
22 the coverage map is going to be an important factor to  
23 consider as well, not just price and features, but coverage  
24 maps.

25 MR. VILLANUEVA: Yes. No, I agree. I live quasi

1 in the sticks, too, and so I know exactly what you mean.  
2 Certain parts of the house is great, certain other parts of  
3 the house, just not so much.

4 CHAIR FERNANDEZ: Right. I agree, too. We had  
5 AT&T that didn't work for me at home, and now Verizon seems  
6 to work.

7 Obviously, this is very important to all of us,  
8 and I would love to make a decision before the end of our  
9 meeting tomorrow. So, if it's okay with -- I was going to  
10 say, if it was okay with everyone, tomorrow morning, we can  
11 revisit this, when Raul has all of the information, and  
12 then, at that point, can make a decision to move forward.

13 Commissioner Le Mons, you had your hand up.

14 COMMISSIONER LE MONS: Yes. I have a quick  
15 question. Verizon happens to be the carrier of choice for  
16 where I live, also, and I'm wondering, among Commissioners,  
17 is Verizon a problem in any of the Commissioners' area?  
18 So, if we are looking at Verizon -- because that may -- it  
19 is a problem in your area, Commissioner Sinay? No.

20 COMMISSIONER SINAY: No.

21 COMMISSIONER LE MONS: Okay. So is everybody  
22 thumbs up on Verizon, just in terms of coverage? I'm not  
23 talking about costs or anything like that. Is there  
24 anybody where it's horrible and it won't work for them?

25 CHAIR FERNANDEZ: Commissioner Vazquez?

1 VICE CHAIR VAZQUEZ: Well, the problem is that  
2 everything is horrible, so, for me, it's more about the  
3 phone, and the ability to connect via wi-fi.

4 COMMISSIONER LE MONS: Okay. So you should be  
5 okay with the wi-fi.

6 VICE CHAIR VAZQUEZ: Right.

7 COMMISSIONER LE MONS: As far as everybody else,  
8 on cell service issue, does anybody else have a problem  
9 with Verizon?

10 CHAIR FERNANDEZ: Commissioner Turner.

11 COMMISSIONER TURNER: Yes. I just want to state,  
12 I moved two months ago, and I have no clue if Verizon works  
13 here or not. So I don't want to not say anything. I just  
14 don't know about Verizon yet. I'm assuming it should work  
15 fine.

16 COMMISSIONER KENNEDY: And I have T-Mobile for my  
17 personal phone, and the AT&T for the Commission phone, both  
18 of which seem to work well, but I don't know about Verizon.

19 CHAIR FERNANDEZ: Okay. So, with that, we'll  
20 still wait until tomorrow morning to get the feedback, but  
21 it sounds like most don't seem to have issues, except we  
22 don't know, with Commissioner Kennedy or Commissioner  
23 Turner, and Commissioner Vazquez is just a universal bad.  
24 Does that summarize it? Okay. But if you have hot spot  
25 capability or wi-fi, then -- okay.

1 Does that sound okay with everyone, if we just  
2 revisit it in the morning, once we have all the  
3 information? Okay. All right. So we'll bring that one  
4 back, Raul, tomorrow morning.

5 MR. VILLANUEVA: Very good.

6 CHAIR FERNANDEZ: So your next one?

7 MR. VILLANUEVA: So that's what I had to bring up  
8 for Item Number 10.

9 CHAIR FERNANDEZ: Thank you.

10 I think that's all I had on my list. Anything  
11 else for contracts and procurement?

12 (No response.)

13 CHAIR FERNANDEZ: Okay. All right. At this  
14 point, even though we don't have to, I would like to go out  
15 to public comment, since we did discuss two agenda items.

16 Raul, can you read the instructions, please.

17 MR. VILLANUEVA: This will be public comment  
18 regarding Agenda Items 9 and 10?

19 CHAIR FERNANDEZ: 9 and 10.

20 MS. JOHNSTON: And general.

21 MR. VILLANUEVA: And general. Really, and  
22 general?

23 MS. JOHNSTON: That's what --

24 CHAIR FERNANDEZ: It was just 9 and 10.

25 MS. JOHNSTON: Thank you.

1 MR. VILLANUEVA: Okay. Thank you for the  
2 clarification.

3 Okay. So the Commission will advise the viewing  
4 audience when it is time to submit public comment. At this  
5 time, if you would like to submit public comment for Agenda  
6 Items 9 and 10 -- that's Agenda Items 9 and 10 -- the  
7 Commissioners will then allow time for those who wish to  
8 comment to dial in.

9 To call in, first of all, on your phone, please  
10 dial the telephone number provided on the livestream feed.  
11 Second, when prompted, enter the meeting ID number provided  
12 on the livestream feed, using your dial pad. Third, when  
13 prompted to enter a participant ID, simply press the pound  
14 sign.

15 Once you have dialed in, you will be placed in a  
16 queue, from which a moderator will begin unmuting callers  
17 to submit their comment. You will also hear an automatic  
18 message to press star, nine to raise your hand, which  
19 indicates that you wish to comment. When it is your turn  
20 to speak, the moderator will unmute you, and you will hear  
21 an automatic message stating, "The host would like you to  
22 talk," and to press star, six -- that's star, six -- to  
23 speak. You will then have time to provide your comments.

24 Please make sure to mute your computer or  
25 livestream audio to prevent any feedback or distortion

1 during your call. Once you are waiting in the queue, be  
2 alert for when it is your turn to speak, and, again, please  
3 remember to turn down the livestream volume.

4           The Commissioners will take comment for every  
5 action item on the agenda, and at this time, again, we're  
6 soliciting public feedback for Agenda Items 9 and 10. The  
7 process for making a comment will be the same each time.  
8 Begin by dialing the telephone number provided on the  
9 livestream feed and then following the instructions as I  
10 have provided. They are also located on the website.

11           Madame Chair.

12           CHAIR FERNANDEZ: Okay. Jesse, do we have  
13 anyone? I don't see anyone in queue.

14           TELEPHONE LINE OPERATOR: There are currently no  
15 callers in the queue.

16           CHAIR FERNANDEZ: Okay. We'll just wait another  
17 minute or so and see if someone calls in.

18           COMMISSIONER SADHWANI: Yes. I recall, at some  
19 point during conversation, a number popped up and then kind  
20 of went away. So someone might call in. You never know.

21           CHAIR FERNANDEZ: Okay.

22           TELEPHONE LINE OPERATOR: Good morning, Caller.  
23 Could you please state and spell your name for the record,  
24 please.

25           (No response.)

1 TELEPHONE LINE OPERATOR: We cannot hear you.

2 MS. WESTA-LUSK: Yes. This is Renee Westa-Lusk.

3 Hello?

4 TELEPHONE LINE OPERATOR: Hello.

5 CHAIR FERNANDEZ: Yes.

6 MS. WESTA-LUSK: Do I need to spell my name?

7 TELEPHONE LINE OPERATOR: Yes, please.

8 MS. WESTA-LUSK: R-E-N-E-E is the first name.

9 The last name is W-E-S-T-A, and then there's a hyphen, and  
10 then it's Lusk, L-U-S-K.

11 TELEPHONE LINE OPERATOR: Thank you. The floor  
12 is yours.

13 MS. WESTA-LUSK: I have a question regarding the  
14 costs. This is Agenda Item Number 9. Is there any -- I  
15 looked at the budget that was in the report from the 2010  
16 Commission, and they had two categories of meetings in  
17 their budget. My question has to do with, is there any  
18 data on the cost per day for meetings that the original  
19 2010 CRC had? I'm just assuming from the discussion it  
20 costs more to do virtual meetings of the California CRC  
21 than if meetings are conducted in person.

22 I guess it looks like (indiscernible) from their  
23 budget, that one-page budget, the meetings included travel  
24 expenses for all the Commissioners and staff that had to go  
25 to all the different meetings at the cities and the

1 counties back in 2011, so I'm assuming -- is the budget  
2 going to be bigger, and there will be no cost savings,  
3 because virtual meetings and virtual hearings will be more  
4 expensive to conduct? That's mainly my question.

5 CHAIR FERNANDEZ: Thank you.

6 I don't believe we've done that analysis yet,  
7 have we, Raul?

8 MR. VILLANUEVA: No, but one of the things to  
9 keep in mind when someone looks at that 2012 report is that  
10 those are 2011 and 2012 dollars, and so you can't do a  
11 straight side-by-side comparison without doing some kind of  
12 adjustment for those 2011-2012 dollars into 2020. It's  
13 always going to look at lot larger. So are they really  
14 more expensive? When she talks about two meetings, there  
15 was the business meetings, and there was the public input  
16 meetings.

17 MS. WESTA-LUSK: Right.

18 CHAIR FERNANDEZ: Right.

19 MR. VILLANUEVA: So there is data for the two  
20 separate types of meetings. From what I've seen, the main  
21 difference is the cost of services now, compared to then,  
22 but I think, if you were to put it on an equal basis, it  
23 would probably be fairly comparable.

24 CHAIR FERNANDEZ: Okay. So maybe that's  
25 something that we'll look into later, so thank you for that

1 feedback.

2 MS. WESTA-LUSK: I just want to ask, so then, you  
3 think virtual meetings of the Commission, compared to  
4 in-person meetings like they used to have, are going to be  
5 the same cost, you're guessing right now?

6 CHAIR FERNANDEZ: Well, right now he's guessing.  
7 We haven't really looked into it. So we don't want to  
8 commit to something, and it's probably something that we  
9 may look into in the future.

10 MS. WESTA-LUSK: My point was just to bring up if  
11 there's any way to save money doing virtual meetings or  
12 not. I guess that's all I wanted to make the point about.  
13 Okay. Thank you for listening.

14 CHAIR FERNANDEZ: Okay. Thank you.  
15 Anyone else, Jesse?

16 TELEPHONE LINE OPERATOR: There are currently no  
17 more callers in the queue.

18 CHAIR FERNANDEZ: Okay. Thank you.

19 Okay. So we will move on to the last agenda item  
20 for the day, which is Number 13, which is developing  
21 comradery within the Commission, discussion and possible  
22 action. On this agenda item, it appears to be -- it's kind  
23 of like an open -- discussing ways on how we can build  
24 comradery as a team. So, at any time, if anyone wants to  
25 jump in.

1 I did actually -- I went on the Internet last  
2 night, and I looked at, you know, different articles out  
3 there in terms of how to build comradery during these COVID  
4 times, and one of these, I just have to say, kind of made  
5 me laugh, because, if I did it with my family -- it was  
6 give out blind directions, where they pair you up, and one  
7 is blindfolded, and you're supposed to put them somewhere  
8 and then verbally give them directions on where to turn. I  
9 was just picturing my family taking me out in the middle of  
10 nowhere, and then they left. So, hopefully, that's not  
11 something we would do, but I think --

12 COMMISSIONER ANDERSEN: I think that is what  
13 we're doing right now, quite frankly, with the two people  
14 in subcommittees. I think that's exactly what we're doing.

15 CHAIR FERNANDEZ: Okay. Yes. And that  
16 definitely helps, but we don't -- when you have  
17 subcommittees, you're not working with -- you're working  
18 with an --

19 COMMISSIONER ANDERSEN: Exactly. We can't talk  
20 to each other.

21 CHAIR FERNANDEZ: Right, but you're not  
22 working -- yes. You're getting to work with one on one,  
23 individually, which is great, and I actually really  
24 appreciated the opportunity, but I haven't had an  
25 opportunity to work with everyone else individually, and if

1 we do that, at that point, that's a full-time job in  
2 itself.

3           So, I mean, they did have some kind of good ideas  
4 in terms of, you know, game time, like trivia or something  
5 like that, but, anyway, so I'm throwing it out there, if  
6 anyone has any suggestions. I honestly don't know where  
7 we're going to go with this at this point.

8           Commissioner Andersen.

9           COMMISSIONER ANDERSEN: I do have a question.  
10 Does that also have to be done in public? I mean, do we  
11 (indiscernible)?

12           CHAIR FERNANDEZ: If it's more than two, it does  
13 have to be done in public.

14           COMMISSIONER ANDERSEN: Okay.

15           MS. JOHNSTON: Not if you don't discuss  
16 Commission business.

17           COMMISSIONER ANDERSEN: Yes.

18           CHAIR FERNANDEZ: That's interesting, then.

19           MS. JOHNSTON: If it's purely social.

20           COMMISSIONER ANDERSEN: Then I do have one thing  
21 that -- who brought that up? Someone brought it up, and I  
22 don't recall who. I think it was that the 2010 got  
23 together in, like, a large auditorium, where they could all  
24 be in one area but, you know, far enough apart, like, you  
25 know, or, instead, like in a large park or something like

1 that, just in terms of actually seeing each other's faces.  
2 I can't remember who brought that up, but that's just to  
3 throw out there.

4 CHAIR FERNANDEZ: Marian, just for clarification,  
5 but if we do something like that, it has to be noticed --

6 MS. JOHNSTON: No.

7 CHAIR FERNANDEZ: -- the same process? It does  
8 not?

9 MS. JOHNSTON: No, as long it's not a business  
10 meeting, you don't discuss or conduct any business, purely  
11 social, no work.

12 CHAIR FERNANDEZ: Okay. But, obviously,  
13 discussion of it is in open forum. So, if we decide to do  
14 something, date, time, that would be public information, in  
15 that sense, right?

16 MS. JOHNSTON: Yes.

17 CHAIR FERNANDEZ: Okay. Commissioner Turner.

18 COMMISSIONER TURNER: Yes. I like, of course,  
19 the suggestion on the table of getting together somewhere  
20 large, but, in trying to think this through earlier, I  
21 don't know if our videographers or whatever have the  
22 capability, but if we could go into Zoom rooms of two, and  
23 not discuss Commission business, we can kind of at least do  
24 some sort of speed "Get to know you" five minutes, switch  
25 again, you know, and we'll be able to do it on line, and

1 meet with just two people, and be able to have conversation  
2 that way as well.

3 CHAIR FERNANDEZ: Like that speed dating?

4 COMMISSIONER TURNER: Absolutely.

5 CHAIR FERNANDEZ: That's nice, nice suggestion.

6 Okay. Wait. Now I've got to mark them down.

7 Let's see. Commissioners Akutagawa, Vazquez, and  
8 Sadhwani.

9 COMMISSIONER AKUTAGAWA: So my organization, when  
10 COVID started, we did implement just a "no work, let's just  
11 be social" time in which we can just kind of check in and  
12 get to know each other, and so one of the things that -- it  
13 was getting kind of old, what we were doing, so what we  
14 started doing is, we started rotating, I guess, the  
15 facilitation of our check-in sessions, and so far it's been  
16 going pretty well, because people are bringing different  
17 kinds of activities, things that we can do together as a  
18 team to get to know each other, and that's really what it  
19 is. It's not just to check in, "How are you doing?" kind  
20 of thing, but, like, "What can we do to get to know each  
21 other?"

22 So a couple suggestions from what we did is, one  
23 of the ones that I really liked is, one of my staff members  
24 asked us to use the other side of our brain, and draw what  
25 our dream room in our dream house would be, or dream space

1 would be. That was kind of interesting because, you know,  
2 drawing is not something that we may all do.

3           So that was kind of fun, and just kind of  
4 explaining to everybody what and why we wanted, and  
5 everything like that. When I had my turn, I like to cook,  
6 so I asked everybody, "What's your signature dish?" And it  
7 was really interesting hearing what people talked about is  
8 their signature dish.

9           So that's just kind of a suggestion in terms of  
10 something that we could do, where we can all hear. There's  
11 a lot of us, I know, but it's still kind of fun to hear,  
12 you know, everybody's perspectives on some of these things.

13           CHAIR FERNANDEZ: Yes. Thank you.

14           Commissioner Vazquez.

15           VICE CHAIR VAZQUEZ: Yes. I mean, could we -- if  
16 it would be social and, you know, no business, no shoptalk,  
17 I mean, could we not organize, like, a Zoom social hour?  
18 I'll just say, for my health right now, I'm not able to  
19 travel or be outside for very long, and would love to be  
20 able to just hang out for an hour and get to know whomever  
21 wanted to join a social hour.

22           CHAIR FERNANDEZ: Yes, that's a good idea.

23           Commissioner Sadhwani.

24           COMMISSIONER SADHWANI: I think Commissioner  
25 Vazquez answered my questions. I love all of the ideas

1 that have been put out. I just wanted to know if we --  
2 certainly the idea of meeting in person was put out there.  
3 Does that feel to folks? Does everyone want, like -- yes.  
4 I'm just trying to get a sense of the room, so that we know  
5 better, then, how to plan.

6 CHAIR FERNANDEZ: All right. Commissioner Sinay,  
7 was that kind of a hand?

8 COMMISSIONER SINAY: (No response.)

9 CHAIR FERNANDEZ: Mute. You're on mute,  
10 Commissioner Sinay.

11 COMMISSIONER SINAY: So there's a couple of  
12 things we can do, borrowing from my teenage daughter.  
13 There's a movie that's out there about gerrymandering that  
14 could be interesting for all of us to watch and just -- but  
15 that might be business-related, so forget it. So maybe we  
16 find another movie that's not -- you know, just an  
17 interesting movie, we all watch it, we have it going, and  
18 we all talk, you know, whatever. But it's amazing how much  
19 they talk to the movies they're watching.

20 The other one is, we can all have a meal together  
21 and not be together, and so there are certain meal  
22 services. You know, we all order, you know, and we get it  
23 delivered, and we just sit here and we talk and eat a meal,  
24 so we feel like we did share a meal, because sometimes it  
25 feels weird to just have a social hour and not having

1 anything.

2           So we also can -- all the picture ones are kind  
3 of fun, where we have to guess who's who based on their  
4 baby picture, or who's their dad or who's their mom,  
5 whatever, but I feel like just -- if we do just a  
6 sit-and-eat, a virtual meal together, and we all take turns  
7 just sharing a little bit of our family or, you know,  
8 whatever, those are the kind of things that kind of connect  
9 us, and ask any of the random questions we have. But we  
10 can do a virtual meal. It's not that hard to set up.

11           I know, at the very beginning, I was trying to  
12 figure out -- I got a virtual box yesterday with all the  
13 stuff for a conference I'm going to, and it has everything  
14 from a mask to treats to a virtual bingo, which I thought  
15 was kind of funny. Like, I thought of -- if a dog  
16 interrupts, that's one of your virtual bingo things, but it  
17 also had -- and I know this -- I thought of -- it has -- I  
18 don't know if you can see them, but just signs that you can  
19 put up, which I think sometimes we all need signs just to  
20 agree with each other and stuff.

21           So I was just laughing at this package, saying,  
22 "Wow," you know, how I know, when I was -- I said, "I want  
23 to create a package like this and send it out to all of you  
24 all," so we'd have something like that, but there are  
25 things that we can do like that.

1 CHAIR FERNANDEZ: Thank you.

2 Commissioner Vazquez.

3 VICE CHAIR VAZQUEZ: I'd have to ask a friend,  
4 but she hosts weekly Zoom trivia with her friends from all  
5 over the place. So I don't know if there are any trivia  
6 fans, but that could be a fun way to get to know each other  
7 over an hour and see who's competitive.

8 CHAIR FERNANDEZ: I must say, when I did my  
9 Google searches, or my searches last night, a lot of it was  
10 trivia, doing the trivia virtually.

11 Commissioner Andersen.

12 COMMISSIONER ANDERSEN: We did my -- my husband  
13 has a large family, and his parents are older, and they  
14 live on the East Coast, so we have done a lot of Zoom  
15 family calls, which is really nice. Of course, they all  
16 talk over each other, so there's a real problem with that,  
17 but we did actually try the Trivial Pursuit. Do you  
18 remember the old Trivial Pursuit game? Well, if you pull  
19 out those old cards and play those old cards, the whole  
20 set, you can see the generational gap. You can see all  
21 sorts of things, and that's actually very funny, just in  
22 terms of, like, "Okay. Who knows any of these people at  
23 all?" You know, it's a question of "No. If you weren't  
24 born before, you know, 1930, you are not going to know any  
25 of this." So it was kind of really interesting. That's a

1 fun idea, pulling out old trivia cards just to go, you  
2 know, "Who even has a clue about it?" But that just a  
3 thought there.

4 CHAIR FERNANDEZ: Commissioner Taylor.

5 COMMISSIONER TAYLOR: Yes. I just wanted to  
6 throw in my two cents. Social hour seems great, and just  
7 to Commissioner Sinay's suggestion, I feel like I'm at a  
8 disadvantage if we have baby pictures.

9 CHAIR FERNANDEZ: That was funny.

10 Commissioner Yee.

11 COMMISSIONER YEE: I'm wondering, Raul, so the  
12 2010 Commission, you know, traveled together and had meals  
13 together on the road. I wonder if they did anything else  
14 that you can mention that were good ideas.

15 Another thought. I'm wondering, a private  
16 Facebook group? I mean, that may be too risky, but that  
17 would be a lot of fun, I think. Would that be possible?

18 CHAIR FERNANDEZ: We go back to, did the 2010  
19 Commission have any teambuilding? I mean, of course, they  
20 were able to get together, which, hopefully, helped with  
21 comradery.

22 MR. VILLANUEVA: Right. It really wasn't an  
23 issue for them, because they could get together, and  
24 especially when they were on the road, I know they shared  
25 meals. Staff were present so that -- you know, to be able

1 to demonstrate that there was not inappropriate  
2 discussions. So that was almost a nightly thing when they  
3 were on the road. They didn't have the challenges that you  
4 have.

5 My look of consternation about the Facebook page  
6 is, number one, I don't really know a lot about Facebook.  
7 It's not something I use. And so I can only go on what  
8 I've heard, and that's whatever my kids have told me, quite  
9 honest. So I really don't have any feedback there as far  
10 as safety and security.

11 CHAIR FERNANDEZ: Okay. Thank you.

12 Commissioner Akutagawa, and then Commissioner  
13 Turner.

14 COMMISSIONER AKUTAGAWA: I guess my two cents on  
15 the Facebook is, it's only as good as the people who are  
16 willing to participate on it, and, to be honest, I've been  
17 trying to boycott Facebook. So I would probably not be  
18 very active on it.

19 CHAIR FERNANDEZ: Commissioner Turner.

20 COMMISSIONER TURNER: Thank you, Madame Chair. I  
21 was going to respond. Commissioner Sadhwani had asked  
22 about comfort level to help with planning. I am  
23 comfortable traveling now. I think many of you know that I  
24 was out with COVID for a couple of months, and then got the  
25 aftermath of the issue, but I'm feeling healthy and strong.

1 I also wanted to suggest, if you come up north at  
2 all, I have access to a facility that can accommodate up to  
3 500 people, so I think we could certainly social distance  
4 within it, for those that are comfortable, but I just  
5 wanted to respond to that.

6 CHAIR FERNANDEZ: That is very good to know.  
7 When I did my -- well, I kind of -- my youngest is an  
8 artist, and I absolutely am not an artist. So he's gotten  
9 into this Bob Ross -- okay, so I'm going to age myself --  
10 Bob Ross, and he has these YouTube videos, and so he's  
11 actually, like, watching the Bob Ross video, and he's  
12 painting it, and when he's done, it looks awesome.

13 So we could do something like that. Mine will  
14 not look awesome. It will look -- you won't know what it  
15 looks like, actually, but, I mean, that's another thing,  
16 potentially, we could do, where everyone is kind of doing  
17 it at home, or if (indiscernible) time to get together, we  
18 could do that. It would kind of be kind of funny, and  
19 embarrassing, probably, for me personally, because I'm sure  
20 everybody would be much (indiscernible) than me.

21 So there's a lot of suggestions that have been  
22 put out. I don't think at this point we're going to make a  
23 decision, but what I'm going to suggest is that all of this  
24 that -- the information, we'll send it out to everyone, and  
25 then maybe, if we can think about it, in a couple weeks, a

1 couple of meetings, or maybe two or three meetings,  
2 whenever we can agendize it, maybe we come back and  
3 solidify in terms of what everyone is more comfortable with  
4 or willing to do, or "Yes, that sounds good," or we can  
5 combine the having a dinner with your -- what was it? --  
6 eating together and signature meal at the same time, and  
7 that's a good discussion.

8           Then we have -- Commissioner Vazquez has her hand  
9 up.

10           VICE CHAIR VAZQUEZ: Yes. I'm just wondering, I  
11 mean, is this really Commission business? If we're trying  
12 to organize a social hour, could we not talk either in a  
13 small group or have like a schedule? I mean, there's 14 of  
14 us, but I've been on bigger scheduling e-mails, right? So  
15 could we not do that, and not have -- do we have to have  
16 this discussion about social hour scheduling, like the  
17 technical pieces, the admin piece of it, in a public  
18 session, or can we do that over e-mail?

19           CHAIR FERNANDEZ: Marian, what are our parameters  
20 for that?

21           MS. JOHNSTON: There are no limits on what you  
22 can do, as long as it's non-business.

23           CHAIR FERNANDEZ: Okay. So, with that being  
24 said, Commissioner -- but wait. But, also -- okay.

25           Commissioner Andersen, let's go to --

1           COMMISSIONER ANDERSEN: Okay. I'm just going to  
2 throw something out here, because it looks like we might be  
3 coming to the end of the day in terms of topics that we're  
4 going to cover. What if we just say, "Okay," you know,  
5 when we break, everyone go, you know, prepare a lunch, come  
6 back on, and do just a casual -- eat our lunch over just  
7 the same video connection, but just by ourselves, just chat  
8 about whatever, you know -- I mean, well, and chat about  
9 not business items.

10           CHAIR FERNANDEZ: Not business.

11           COMMISSIONER ANDERSEN: Not business items.  
12 Since we already have the time, and we're scheduled today,  
13 we're all here. I'm going to throw that out there as an  
14 idea in terms of planning, that kind of thing.

15           MS. JOHNSTON: Kristian, would that be possible,  
16 to organize sort of like a closed meeting that's not open  
17 to the public, if it's just a social hour?

18           MR. MANOFF: We can absolutely do that.

19           CHAIR FERNANDEZ: Okay. And yes, you're  
20 absolutely right, Commissioner Andersen, that this is the  
21 last agenda item, and we would be done after this agenda  
22 item. I will ask for public comments before we close, and  
23 then we would not return until tomorrow morning at 9:30.

24           Commissioner Vazquez, and then Commissioner  
25 Ahmad.

1           VICE CHAIR VAZQUEZ: Last thing, because I had to  
2 set up all of this stuff, because I'm limited in travel,  
3 but I have my own Zoom account. So we also -- you know, if  
4 we were going to something social, virtual, we don't  
5 necessarily need to rely on staff to have a lunch, a social  
6 lunch, now or in the future.

7           CHAIR FERNANDEZ: Commissioner Ahmad.

8           COMMISSIONER AHMAD: Thank you, Madame Chair. I  
9 just wanted to clarify for folks listening in, any social  
10 hour that we have as a group will not be charged for pay.

11          CHAIR FERNANDEZ: And just for future, I don't  
12 have a Facebook account, and I purposely do not have a  
13 Facebook account. So I have to figure out how to get to  
14 that. I mean, I do know how to use it, because I  
15 (indiscernible) for my job. I have one, but I don't have  
16 it personally.

17          So any other comments? Commissioner Turner.

18          COMMISSIONER TURNER: I just wondered if we even  
19 had the capability for private rooms, because I threw it  
20 out but I didn't get a response. I don't know if that's  
21 even an option.

22          MS. JOHNSTON: Kristian said he could set that  
23 up.

24          COMMISSIONER KENNEDY: Raul has his hand up.

25          CHAIR FERNANDEZ: Raul. Yes. I was waiting for

1 Marian to finish, but thank you.

2 Raul?

3 MR. VILLANUEVA: I just have a question, please,  
4 regarding the interviews. Will those be live attendees?

5 CHAIR FERNANDEZ: For next week?

6 MR. VILLANUEVA: Yes.

7 CHAIR FERNANDEZ: I was assuming it would be the  
8 same as last time.

9 MR. VILLANUEVA: Well, and that's why I'm asking.

10 CHAIR FERNANDEZ: I don't know. I'd have to ask  
11 the subcommittees.

12 Commissioner Vazquez?

13 VICE CHAIR VAZQUEZ: We haven't talked about this  
14 as a committee, but I think one, if not maybe more than  
15 one, is not local to Sacramento, and I personally am  
16 comfortable with a virtual interview, since they're virtual  
17 to me right now anyway.

18 COMMISSIONER TAYLOR: I think I would concur as  
19 it relates to the director of communications. I think that  
20 we had established earlier in our conversations as a full  
21 Commission that it wasn't necessarily required that the  
22 director of communication be in Sacramento or local. So,  
23 that being the case, I think we have to be open to a  
24 virtual environment. So I think, as long as they schedule  
25 on the one day that we picked out, the 14th, I am

1 comfortable, the subcommittee is comfortable, with it being  
2 live or virtual.

3 CHAIR FERNANDEZ: So are you also comfortable  
4 maybe it being like one or two are virtual, two or three  
5 are live? Does it matter?

6 COMMISSIONER TAYLOR: Yes, I'm fine with that.  
7 It doesn't seem to matter to me. I don't think it affects  
8 their ability to do their job.

9 CHAIR FERNANDEZ: Okay. And what about the chief  
10 counsel?

11 COMMISSIONER TOLEDO: Because it's so  
12 Sacramento-focused, the preference would be in person, but  
13 if, for some reason, they can't do it in person, the  
14 virtual might be a possibility.

15 MS. JOHNSTON: How about Commissioners? Are any  
16 of you planning to come here for the actual interviews?

17 COMMISSIONER YEE: I'm available.

18 CHAIR FERNANDEZ: I did send an e-mail saying  
19 that I'd be there every day next week for our meetings.

20 MS. JOHNSTON: Did you think it was valuable  
21 being here last time in person?

22 CHAIR FERNANDEZ: Yes, I did, because you get to  
23 see -- well, I don't want to give it away, but you get to  
24 see all of the different -- the nonverbals. You get to see  
25 that as well. So, for me, I did appreciate being there.

1 It would have been fine if I wasn't there, also.

2           Really, the more -- the real reason I'm going, I  
3 mean, for the interviews, but, also, it's Mr.  
4 Claypool's -- he's starting on Monday. So I feel it's  
5 important to (indiscernible), hopefully, someone to be  
6 there. I know you'll be there, but maybe someone from the  
7 Commission to be there as well.

8           Let's see. Commissioners Kennedy and Andersen.

9           COMMISSIONER KENNEDY: Thank you, Madame Chair.

10           I just got a note back from Professor Rick  
11 Hasen at UC Irvine, and he has probably the most active  
12 election law blog in the country, and he has posted our  
13 chief counsel job posting. So, if you go to  
14 "ElectionLawBlog.org," it's right there.

15           CHAIR FERNANDEZ: Great. Thank you.

16           Commissioner Andersen.

17           COMMISSIONER ANDERSEN: Sorry. Finish that,  
18 Commissioner Kennedy. It was "ElectionLawBlog" --

19           COMMISSIONER KENNEDY: "Dot, org."

20           COMMISSIONER ANDERSEN: Got it. Thank you.

21           One quick thing. The press release that went out  
22 does not have the correct information on it about the date  
23 for the chief counsel's -- it said, you know, that the  
24 posting closed September 30th, and that's not -- it did  
25 not. That was over, but it has been extended, and it

1 doesn't say that. So anyone you tell, please say, "No, no,  
2 no. That press release, unfortunately, is not correct."

3 Let's see. My question about going. I felt it  
4 was very valuable, because you do get to see the nonverbal  
5 and the person, and I would be -- if the chief counsel is  
6 going, or if one of those people are going in person, then  
7 I would indeed like to go up there, up to Sacramento.

8 MS. JOHNSTON: What press release are you  
9 referring to?

10 COMMISSIONER ANDERSEN: The --

11 CHAIR FERNANDEZ: She's referring to the  
12 executive director, and the reason it's inaccurate is, the  
13 latest information that we had was that it was closing on  
14 the 30th, and we didn't find out of the date change until  
15 yesterday.

16 COMMISSIONER ANDERSEN: Yes, but I would like  
17 for, moving forward, if communications -- if it involves  
18 any other subcommittee, please check with that  
19 subcommittee, since the subcommittees can't report to the  
20 full group until the full meeting, and that date -- that  
21 information was indeed known by the subcommittee, but we  
22 couldn't report it. So the communications person must  
23 contact -- anything that involves a subcommittee, contact  
24 that subcommittee to verify the information. I'd like to  
25 put that out there, please.

1 CHAIR FERNANDEZ: Commissioner Kennedy.

2 COMMISSIONER KENNEDY: Yes. I mean, that was why  
3 I was clarifying yesterday with staff. So the blog posting  
4 says, "Please note that the first round of interviews is  
5 scheduled for 13 October, but we will continue to accept  
6 the applications until the position is filled."

7 CHAIR FERNANDEZ: Okay. Thank you.

8 Any other comments? We do have a suggestion out  
9 there to have a virtual lunch hour after the end of this  
10 meeting. Is anyone -- okay. I guess thumbs up if you are  
11 interested. How about if we just do it that way, if  
12 they're interested in having a lunch. Okay. But I  
13 would -- I'm going to ask if we not have it right away,  
14 because I don't have my lunch ready yet. So, if that would  
15 be okay, it is -- okay.

16 Any other questions before I go to public  
17 comment? Commissioner Ahmad.

18 COMMISSIONER AHMAD: Can I suggest we reconvene  
19 at, like, 12:45-ish, or 1:00, for our non-business-related  
20 comradery event?

21 CHAIR FERNANDEZ: Yes, definitely. That would  
22 work out well.

23 Let's go to public comment, please, Raul, and  
24 this would be for, I guess, general, at this point.

25 (No response.)

1 CHAIR FERNANDEZ: Raul, could you read the  
2 instructions for --

3 MR. VILLANUEVA: Yes. I was waiting for  
4 everything to get set on the other side.

5 CHAIR FERNANDEZ: I'm sorry. Okay.

6 MR. VILLANUEVA: No problem. We're ready.

7 CHAIR FERNANDEZ: Okay.

8 MR. VILLANUEVA: Okay. The Commission will  
9 advise the viewing audience when it is time to submit  
10 public comment. At this time, you are being asked if you  
11 would like to submit general public comment, to please do  
12 so. Commissioners will then allow time for those who wish  
13 to comment to dial in.

14 To dial in, number one, on your phone, dial the  
15 telephone number provided on the livestream feed. Second,  
16 when prompted, please enter the meeting ID number provided  
17 on the livestream feed, using your dial pad. Third, when  
18 prompted to enter a participant ID, simply press the pound  
19 sign.

20 Once you have dialed in, you will be placed in a  
21 queue, from which a moderator will begin unmuting callers  
22 to submit their comment. You will also hear an automatic  
23 message to press star, nine to raise your hand, indicating  
24 that you wish to comment. When it is your turn to speak,  
25 the moderator will unmute you, and you will hear an

1 automatic message, "The host would like you to talk," and  
2 to press star, six to speak. You will have time to provide  
3 your comments.

4 Please make sure to mute your computer or  
5 livestream audio to prevent any feedback or distortion  
6 during your call. Once you are waiting in the queue, be  
7 alert for when it is your turn to speak, and please  
8 remember, turn down the livestream volume.

9 The Commissioners will take comment for every  
10 action item on the agenda. At this point in time, we are  
11 taking general public comment, and the process for making a  
12 comment will be the same each time. Begin by dialing the  
13 telephone number provided on the livestream feed, and then  
14 following the instructions as I have outlined, and these  
15 instructions are also on the website.

16 Madame Chair.

17 CHAIR FERNANDEZ: Thank you, Raul.

18 Jesse, I don't see anyone, but you might see  
19 someone in the queue.

20 TELEPHONE LINE OPERATOR: There are currently no  
21 callers in the queue.

22 CHAIR FERNANDEZ: Okay. We're just going to wait  
23 a couple minutes, and while we wait, I'm just going to let  
24 everyone know that, on the agenda for tomorrow, we're going  
25 to go back and revisit the cell phones, Agenda Item 10.

1           That would be our only discussion item, I  
2 believe, and then we're going to have Agenda Item Number 11  
3 regarding the discussion of strategies for outreach. That  
4 will be at 10:30 in the morning, and then Agenda Item  
5 Number 12 will be the strategies for public input meeting,  
6 and that will be at 2:00 o'clock in the afternoon.

7           Then, Kristian, just a quick question for you for  
8 our lunch, virtual lunch. Are you going to send a separate  
9 e-mail to us, or we just dial back into this one?

10           MR. MANOFF: Probably best to send a separate  
11 e-mail, the same way we do for closed session.

12           CHAIR FERNANDEZ: Okay. Great. Thank you. And  
13 then, so we will -- 1:00 o'clock would be a good time to  
14 reconvene for that.

15           So, anyone, Jesse?

16           TELEPHONE LINE OPERATOR: Madame Chair, there is  
17 no callers in the queue currently.

18           CHAIR FERNANDEZ: Okay. Commissioner Akutagawa.

19           COMMISSIONER AKUTAGAWA: Just a question for  
20 tomorrow. The speakers that we have at 2:00 o'clock, if  
21 we're able to finish our morning presentation earlier,  
22 would it be possible to move them up to an earlier time  
23 frame?

24           CHAIR FERNANDEZ: I'm not sure if that would be  
25 possible, and we also have to take into account -- I

1 think -- Commissioner Sinay, correct me if I'm wrong. I  
2 think we gave them like a two-hour allocated time, and then  
3 we also have the lunch hour in there. So I'm not sure,  
4 like, how much sooner than 2:00 o'clock we would come back  
5 from lunch, if that makes sense. Okay.

6 COMMISSIONER SINAY: Correct.

7 CHAIR FERNANDEZ: Okay. Anything else?

8 (No response.)

9 CHAIR FERNANDEZ: Okay. Thank you, everyone.  
10 We'll see everyone either at lunch or tomorrow morning at  
11 9:30. Thank you.

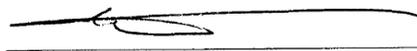
12 (Session recessed until October 7, 2020.)  
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**REPORTER' S CERTIFICATE**

I do hereby certify that the testimony in the foregoing hearing was taken at the time and place therein stated; that the testimony of said witnesses were reported by me, a certified electronic court reporter and a disinterested person, and was under my supervision thereafter transcribed into typewriting.

And I further certify that I am not of counsel or attorney for either or any of the parties to said hearing nor in any way interested in the outcome of the cause named in said caption.

IN WITNESS WHEREOF, I have hereunto set my hand this 1st day of July, 2021.



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PETER PETTY  
CER\*\*D-493  
Notary Public

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Barbara Little  
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