

STATE OF CALIFORNIA  
2020 CITIZENS REDISTRICTING COMMISSION (CRC)

In the matter of:

COI PUBLIC INPUT MEETING-ZONE H-K

721 Capitol Mall, Suite 260  
Sacramento, California 94814

WEDNESDAY, SEPTEMBER 29, 2021

9:30 A.M.

Reported by:  
Peter Petty

## APPEARANCES

Commissioners Present:

Sara Sadhwani, Chair  
Pedro Toledo, Vice Chair (via Zoom)  
Isra Ahmad  
Linda Akutagawa  
Jane Andersen  
Alicia Fernandez  
Neal Fornaciari  
J. Ray Kennedy (via Zoom)  
Patricia Sinay  
Trena Turner  
Angela Vazquez  
Russell Yee

Staff Present:

Alvaro E. Hernandez, Executive Director  
Ravindar Singh, Administrative Assistant  
Anthony Pane, Chief Counsel  
Marian Johnson, Legal Counsel (via Zoom)  
Fredy Ceja, Communications Director  
Marcy Kaplan, Outreach Manager

Technical Contractors:

Kristian Manoff, AV Technical Director/Comment Moderator  
Comment Moderator

Line Drawing Team:

Karin Mac Donald, Statewide Database

VRA Counsel Strumwasser & Woocher:

Fred Woocher

Public Comment:

Paul Marsh  
Steve Spinner  
Grace Garner, Black Census and Redistricting Hub  
Renee Westa-Lusk

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

Wednesday, September 29, 2021 9:30 o'clock a.m.

CHAIR SADHWANI: Good morning, California. My name is Sara Sadhwani. I'll be chairing today's meeting along with my colleague, Pedro Toledo, who will jump in as vice chair for us today. This is day two of our meeting for the California Citizens Redistricting Commission. And we're going to pick up on our agenda where we left off yesterday, which I'll talk a little bit about in just a moment.

Before we begin, Ravi, could we take roll call?

MR. SINGH: Yes. Thank you, Chair.

Commissioner Sinay?

COMMISSIONER SINAY: Here.

MR. SINGH: Commissioner Taylor?

COMMISSIONER TAYLOR: (Inaudible response).

MR. SINGH: Commissioner Toledo?

VICE CHAIR TOLEDO (via Zoom): (Inaudible response).

MR. SINGH: Commissioner Turner?

COMMISSIONER TURNER: Here.

MR. SINGH: Commissioner Vasquez?

COMMISSIONER VASQUEZ (via Zoom): (Inaudible response).

MR. SINGH: Commissioner Yee?

1 COMMISSIONER YEE: Here.

2 MR. SINGH: Commissioner Ahmad?

3 COMMISSIONER AHMAD: Here.

4 MR. SINGH: Commissioner Akutagawa?

5 COMMISSIONER AKUTAGAWA: Here.

6 MR. SINGH: Commissioner Andersen?

7 COMMISSIONER ANDERSEN: Here.

8 MR. SINGH: Commissioner Fernandez?

9 COMMISSIONER FERNANDEZ: *Presente.*

10 MR. SINGH: Commissioner Fornaciari?

11 COMMISSIONER FORNACIARI: Here.

12 MR. SINGH: Commissioner Kennedy?

13 COMMISSIONER KENNEDY (via Zoom): Here.

14 MR. SINGH: Commissioner Le Mons?

15 COMMISSIONER LE MONS: (Inaudible response).

16 MR. SINGH: Commissioner Sadhwani?

17 CHAIR SADHWANI: Here.

18 MR. SINGH: You have the court room, Chair.

19 CHAIR SADHWANI: Thank you so much, Ravi.

20 We will be jumping into public comment in -- this

21 morning. But just as a quick reminder of our schedule for

22 today, our agenda is posted on our website along with a

23 schedule that gave a lay of the land for yesterday and

24 today. We still have agenda items number four and five to

25 complete today including finalizing the conversation around

1 the mapping playbook as well as what I anticipate being a  
2 sizable conversation about the Census Timeline and how  
3 that's going to look moving forward.

4 And at 10:00 a.m. in particular, we will be  
5 joined by Karin Mac Donald from our line-drawing team who  
6 will be sharing with us a little bit more about what we can  
7 expect next week when we receive our first set of  
8 visualizations.

9 And so with that, Kristian and Katy, if we could  
10 go to public comment?

11 PUBLIC COMMENT MODERATOR: Chair, Good morning.

12 In order to maximize transparency and public  
13 participation in our process, the commissioners will be  
14 taking public comment by phone. To call in, dial the  
15 telephone number provided on the livestream feed. It is  
16 (877) 853-5247. When prompted to enter the meeting I.D.  
17 number provided on the livestream feed, it is 88264383219  
18 for this meeting. When prompted to enter a participant  
19 I.D., simply press the pound key. Once you have dialed in,  
20 you will be placed in the queue. To indicate you wish to  
21 comment, please press star-nine. This will raise your hand  
22 for the moderator.

23 When it is your turn to speak, you will hear a  
24 message that says, The host would like you to talk. Press  
25 star-six to speak. If you would like to give your name,

1 please state and spell it for the record. You are not  
2 required to provide your name to give public comment.

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

8 And we do have a caller in the queue. Caller  
9 with the last four 8461. If you wish to give comment,  
10 please press star-nine. This will raise your hand  
11 indicating you wish to give comment and not just listen.

12 And we also have another caller, Caller 7746.

13 Caller 8461, if you will please follow the  
14 prompts to unmute at this time. The floor is yours.

15 MR. MARSH: Good morning, Commissioners. Can  
16 everybody hear me?

17 PUBLIC COMMENT MODERATOR: We sure can.

18 MR. MARSH: Okay. Good. Okay. My name is Paul  
19 Marsh. Spelled P-a-u-l, last name is M-a-r-s-h. I'm a  
20 small businessman, veteran, and also the former vice  
21 president of the Victor Valley NAACP, and I'm an over  
22 50-year resident of San Bernardino County High Desert.

23 I'm calling today because, you know, I have some  
24 grave concerns with the commission trying to combine our  
25 community with Antelope Valley. In my life, you know, I

1 have been -- you know, I've been in many districts that  
2 were based out of Antelope Valley and Los Angeles County.  
3 And, you know, I can honestly say, you know, our community  
4 was never really the main focus of those representatives,  
5 you know? And I believe, you know, this issue of equity is  
6 because Los Angeles County is so much larger and has more  
7 representatives at the State and Federal levels than the  
8 Inland Empire does. And, you know, that is one reason --  
9 well, one major reason why we need representatives who  
10 represent us.

11           Besides the historical inequities of districts  
12 that combined the Antelope Valley and --

13           MR. MANOFF: 30 seconds.

14           MR. MARSH: -- Victor Valley, you know, our  
15 community --

16           Excuse me?

17           MR. MANOFF: You have 30 seconds remaining.

18           MR. MARSH: Oh, our community -- okay. Our  
19 community also have very different and very separated. One  
20 example is that we do not share --

21           MR. MANOFF: 15 seconds.

22           MR. MARSH: -- a major transit corridor with  
23 Antelope Valley, and our local government agencies do not  
24 coordinate on issues to benefit the public good or address  
25 issues like homelessness, housing, inequity. So, you know,



1 with --

2 MR. MANOFF: Time.

3 PUBLIC COMMENT MODERATOR: Thank you so much.

4 And up next, we will have Caller 7746. If you will please  
5 follow the prompts to unmute at this time?

6 MR. SPINNER: Hello?

7 PUBLIC COMMENT MODERATOR: Yes, the floor is  
8 yours.

9 MR. SPINNER: Hi, yes, my name is Steve Spinner.  
10 I'm a resident of Atherton, California, which is in Silicon  
11 Valley. I lived here for the last six years, and before  
12 that I was right next door in Menlo Park for about 15  
13 years.

14 I'm calling to give comment on stuff that I've  
15 been hearing that this area would be pushed up to be part  
16 of the Hillsborough, Burlingame area as opposed to staying  
17 as it has historically always stayed Atherton, Woodside,  
18 Portola Valley, Menlo Park with Palo Alto. I just wanted  
19 to give a -- some level of local context here. You know,  
20 Atherton, Menlo Park, these areas are one community with  
21 Palo Alto. They've been forever. People go to each  
22 other's farmer's markets. You know, I go on Saturdays to  
23 the Palo Alto market on, on Sundays go to Menlo Park  
24 market. We send -- our kids go to school here in Menlo  
25 Park, but we go to Los Altos for school -- for high school.

1           You know, my wife -- we live here in Menlo Park  
2 and Atherton, but my wife works in Palo Alto, and I've  
3 worked a number of opportunities over the years in Redwood  
4 City down to Palo Alto. And the communities here are all  
5 one. We are all one. And so we always -- we joke about  
6 needing dough --

7           MR. MANOFF: 30 seconds.

8           MR. SPINNER: -- and schlep up to Hillsborough  
9 and Burlingame where, you know, that community --  
10 Hillsborough and Burlingame just south of San Francisco is  
11 very much -- the people that live there usually typically  
12 work north of there in San Francisco. Where, where I live,  
13 Woodside, Atherton, Portola Valley, we live and work here  
14 at Facebook and other tech communities down here and at  
15 worse, we go a little bit south to Sunnyvale, Cupertino.

16          MR. MANOFF: Time.

17          MR. SPINNER: So all I'm asking is just give  
18 context. Thank you.

19          PUBLIC COMMENT MODERATOR: Thank you so much.  
20 And that was all of our callers at this time,  
21 Chair.

22          CHAIR SADHWANI: Great. Thank you, Katy.

23                 We have a little bit of time this morning before  
24 Karin Mac Donald joins us, so I wanted to just offer a  
25 couple of quick announcements to commissioners and then

1 perhaps jump into -- if Commissioners Yee and Turner are  
2 okay with it, jump back into the playbook discussion at  
3 least for a few minutes before she joins us. And she also  
4 might be able to add to that conversation at well.

5           First, just a quick announcement: We discussed  
6 in yesterday's meeting the locations for upcoming hybrid  
7 meetings. Again, these are meetings that are closed to the  
8 public due to COVID regulations. But if commissioners do  
9 plan to travel, please RSVP to staff as soon as possible.  
10 Some emails went out this morning, so make sure that staff  
11 knows that so that they can plan accordingly and also to  
12 ensure that we are able to accommodate all of our COVID  
13 protocols.

14           Are there any other general announcements from  
15 commissioners before we get started this morning?

16           COMMISSIONER ANDERSEN: Just along that same line  
17 for the next week, we need to notify staff by Friday. The  
18 13th, 14th, 15th.

19           CHAIR SADHWANI: Correct, yes. Well, for October  
20 4th, 5th, and 6th please notify by the end of today. And  
21 for the following meetings, which I believe are 13, 14, 15  
22 by Friday.

23           So with that, I'm going to hand it over -- and  
24 just pick up where we left off yesterday with Commissioners  
25 Yee and Turner to talk a little bit more -- there was one

1 additional document that we hadn't had a chance to review  
2 yesterday or discuss regarding the playbook. So I was  
3 hoping you could kick us off with that.

4 At 10:00 a.m. we'll switch gears and Karin  
5 Mac Donald will be here, but I think she'll also be able to  
6 help inform that conversation as well.

7 COMMISSIONER YEE: Okay. Very good, Chair.

8 So just reviewing yesterday, we took a look at  
9 the main mapping playbook document, which is the one that  
10 looks like an outline, and went over that and noted various  
11 potential updates and changes that Commissioner Turner and  
12 I will take a look at.

13 Today let's look at the second document, which  
14 we're calling Attachment 1, and I'll go ahead and share it  
15 now.

16 Yes?

17 COMMISSIONER FORNACIARI: We didn't quite finish  
18 the first document.

19 COMMISSIONER YEE: Did we not? Oh, okay.

20 COMMISSIONER FORNACIARI: Sorry. We didn't quite  
21 finish the first document.

22 COMMISSIONER YEE: Okay. We can go back to that  
23 one then.

24 CHAIR SADHWANI: And actually, for today, if I  
25 could ask, especially since we're now transitioning to

1 these hybrid meetings, wherever possible for commissioners  
2 or panelists, please do try and use the raise your hand  
3 feature in Zoom. I think that'll be the most equitable and  
4 also from my end, just help me to know where to look to  
5 find everybody when folks are raising their hands. Thank  
6 you.

7 COMMISSIONER YEE: Okay. Does anyone recall  
8 where we left off?

9 COMMISSIONER FORNACIARI: Yes, we didn't get to  
10 five or six.

11 COMMISSIONER YEE: Five or six. Okay. Five or  
12 six. Okay. I think --

13 PUBLIC COMMENT MODERATOR: I think Commissioner  
14 Sinay has a quick comment.

15 COMMISSIONER YEE: Yeah, what'd she say?

16 COMMISSIONER SINAY: So sorry to do this, but I  
17 read it very carefully this morning when I was asked to do  
18 all my homework, and so I was curious to know if we can  
19 actually, you know, finish five and six but can we go back  
20 to some of the stuff at the beginning?

21 COMMISSIONER YEE: Sure, yeah.

22 COMMISSIONER SINAY: Okay. So I will follow the  
23 order of the Chair.

24 COMMISSIONER YEE: So five and six, actually  
25 you've seen all these previously when we looked at the

1 earlier draft of this document. So general principal is  
2 just trying to catch some of the general wisdom that we've  
3 heard so far, document everything, especially the reasons  
4 for decisions that we make, you know, whether or not they  
5 end up in the final report in detail, you know, keep  
6 everything documented, share the gain and pain. You know,  
7 you divide a city in one plan, maybe keep it whole in  
8 another. If the city was divided ten years ago, that's a  
9 legitimate reason to consider, you know, putting it back  
10 together this time.

11 Be open to resolving similar issues in different  
12 places in different ways. Those of us with high coherence  
13 needs have to struggle to bring ourselves to that, but we  
14 will do so as needed hopefully. And then the cleanest  
15 option is not always the best, right? We have so many  
16 different considerations to bring to each district, so  
17 trying to keep all those in play and not just go for the  
18 easiest or cleanest option.

19 So as we think about all these, number 6, just to  
20 keep in mind -- and you know all these, key differences  
21 from the 2010 process, you know, a much longer process,  
22 uncertainties about the deadline, the whole educational  
23 phase that we were able to do that we are not able to do --  
24 they were not able to do ten years ago. The COI tool, of  
25 course, the upcoming district drawing tool, the Airtable,

1 magnificent Airtable, and also not having any public in-  
2 person meetings. So you're all aware of that.

3 Commissioner Fornaciari?

4 COMMISSIONER FORNACIARI: Yeah, so I have a kind  
5 of reaction to 5B. It seems like a good idea potentially  
6 in the face of it. I understand that's what they did in  
7 2010, but just a couple of observations.

8 You know, we've gotten feedback from, you know, a  
9 number of folks about, you know, their city or whatever  
10 being split in a bunch of different ways. And I recall  
11 looking at the maps, and I -- you know, one City's in two  
12 different Senate districts and four different Assembly  
13 districts, and I just -- you know, I'm just kind of  
14 wondering -- I don't have an answer, but I'm kind of  
15 wondering how much this notion of sharing the pain resulted  
16 in really kind of strange outcomes in drawing districts.

17 And so I just -- it seems like a good idea, but I  
18 just -- you know, I want to just throw my thoughts out  
19 there, I guess, is all. I don't have an answer at this  
20 time.

21 COMMISSIONER YEE: I think we're going to become  
22 intimately acquainted with those situations very soon.

23 COMMISSIONER TURNER: And actually, Russell, I  
24 want to jump in --

25 COMMISSIONER YEE: Please.

1 COMMISSIONER TURNER: -- as we get ready to have  
2 the conversation.

3 And just to remind all of the commissioners that  
4 there for sure are probably 1,000 ways to approach this,  
5 and so as a subcommittee, we needed to start someplace.  
6 And so in the research that we've done and conversations  
7 and what we've found from 2010, this is just our best first  
8 effort to present to you. And so our fellow commissioners  
9 for sure will come out with the best document, but I'd love  
10 for us to go into this conversation with that in mind.

11 COMMISSIONER YEE: Thank you.

12 Okay. Commissioner Sinay, did you want to start  
13 going back or should we -- okay. Why don't we -- okay. Go  
14 ahead then, please, yeah.

15 COMMISSIONER SINAY: I'm following the rules and  
16 I'm just looking at both five and six. Building on what  
17 Commissioner Fornaciari said, I think one of -- there are  
18 some philosophical questions that I would like us to talk  
19 about before we actually have the maps in front of us and  
20 we're trying to figure it out.

21 And one is, what is a small city, and what is a  
22 big city? Because there are some interesting examples from  
23 last time, and in a lot of ways it felt like they preferred  
24 splitting little cities over big cities. And that -- and  
25 I'm just saying that based on the input that we've heard



1 and some of the things that you see. And so -- but what is  
2 a small city, and what is a big city? You know, for some  
3 of us 1,000,000 is big. Well -- okay, for all of us a  
4 1,000,000 is big, but for some of us 55,000 is a big city,  
5 and for others of us 55,000 is a small city. And so just  
6 kind of having -- being able to get a feel from all of us  
7 where we are on that.

8           The other piece on this one -- I thought it was  
9 really good that it says, Document all decisions and the  
10 reasons, but I would also like to add on there and go back  
11 to the reasons -- to that documentation when we're making  
12 changes. Because I'm going to keep saying this, but I  
13 don't want the last voice in to be the one that has the  
14 loudest voice.

15           So if we created -- if we drew a district for a  
16 reason and then we get a lot of calls saying, Hey, we don't  
17 like that district, but we created it for a reason, I want  
18 to go back to what the reason was -- for all of us to go  
19 back to the reason we created the district the way it was,  
20 listen to the comments based -- you know, after we've put  
21 ourselves back in that kind of -- and then tweak the lines,  
22 versus just oh, they didn't like it; let's tweak the lines.

23           And so I do -- you know, we keep saying that all  
24 comments in are important, so I would like to add something  
25 on there that we will review before we move forward. And

1 it might be a quick review or whatever, but just --

2           And then on six, COVID's not on there, in that  
3 list. And it's -- and, you know -- and it's all inferred  
4 but, you know, in 2030 they may forget 2020 had COVID. And  
5 I think that needs to be mentioned pointblank, that there's  
6 just -- COVID was a moving target, but also that it created  
7 barriers. You know, we -- everything on here's kind of  
8 positive, and that's great, but we do need to be honest  
9 that we didn't have in-person meetings. The commissioners  
10 had their first in-person meeting 13 -- you know, some  
11 commissioners met 13-plus months into -- you know, that  
12 needs to be in here for future.

13           And also that we didn't travel to the regions  
14 and, therefore, we didn't get to see and we were more  
15 dependent on Google Maps, COIs, whatever it might be. And  
16 so I don't want us just to create a document that's all  
17 positive, I want us to create an accurate document for the  
18 future since I know we'll build on this one as we're  
19 creating our final report.

20           COMMISSIONER YEE: Excellent comments. Thank  
21 you.

22           To your second point, so documenting incremental  
23 reasons and not just final reasons -- prevailing reasons.

24           COMMISSIONER SINAY: Yes. During the process it  
25 may not need to be in the final report, but as we're moving

1 through the process being able to document the incremental  
2 reasons so that we can go back and remember -- because none  
3 of us are going to remember any of this. I mean, you know,  
4 do we remember exactly what we ate for dinner last night?  
5 You know -- okay, we might've, but what about lunch? You  
6 know, I'm just trying -- you know, so I'd like to have the  
7 incremental, and that might not have to go in the full  
8 report, but I do want us to be able to go back to the  
9 incremental and not just take the last person who spoke to  
10 us.

11 COMMISSIONER YEE: Sure. Thank you.

12 Commissioner Kennedy?

13 COMMISSIONER KENNEDY: Thank you. I'm taking  
14 this as an opportunity to share thoughts that I wrote down  
15 a week or two ago when we were asked to put our thinking  
16 caps on, because they seem similar to the items in five and  
17 six.

18 So number one: You know, we're not in the  
19 incumbent protection business, but we're also not in the  
20 wrecking ball business. We're trying to make sense of  
21 this. As you said, you know, some of us have some  
22 coherence needs. I thought that was great. So, you know,  
23 we are trying to do this the best we can. At the same  
24 time, you know, and this is something I've said throughout,  
25 change is inevitable. You know, they -- the -- it would

1 be -- as I've said before, it would be a miracle if  
2 districts were able to remain exactly as they are.  
3 Population changes -- populations have changed at different  
4 rates throughout the state, and the minute one district  
5 changes it sets off a cascade of all districts having to  
6 change to make the puzzle whole. So, you know, change is  
7 inevitable.

8           Next: I think it's okay for us to have different  
9 understandings and a different focus than the 2010  
10 commission. Social justice seems to be a greater focus for  
11 us than it was for the 2010 commission. You know, I'm not  
12 making that as a definitive statement, but that seems to  
13 be, you know, where our mindset is quite often.

14           Next: And this was part of the reason for  
15 bringing in our guest speaker last week, topography is  
16 important. It's not all determining, but I think it is  
17 important and we need to have a better understanding of  
18 topography than looking at all these flat maps has given  
19 us.

20           Next: You know, we've heard from a lot of people  
21 saying, you know, my neighbor across the street is in a  
22 different district. Well, you know, for better or for  
23 worse, it's virtually impossible for every boundary to run  
24 through zero population areas. And unfortunately, somebody  
25 is going to be across the street or road from neighbors in

1 another district. That's just a fact of the matter as we  
2 go through this.

3 We do, and this was pointed out by the CalMatters  
4 piece yesterday, we need a critical lens to discern reverse  
5 engineered districts where people are trying without saying  
6 so to ensure the reelection of incumbents. Again, you  
7 know, we're not in the incumbent protection business, but  
8 we're also not in the wrecking ball business.

9 I'll leave it at that. Those were some of the  
10 thoughts that I wrote down that I thought might be relevant  
11 to this discussion. Thank you.

12 COMMISSIONER YEE: Thank you, Commissioner  
13 Kennedy.

14 Commissioner Fernandez?

15 COMMISSIONER FERNANDEZ: Okay. I'll try to be  
16 somewhat concise. Definitely agree with Mr. Kennedy in  
17 terms of our focus can be different. We -- every ten years  
18 it's an independent commission, and there's 14 new people  
19 and we all think independently, which is great. I don't  
20 think Californians voted for us to do the same thing as the  
21 last commission, so I just want to keep that in the  
22 forefront.

23 Also building upon Commissioner Sinay in terms of  
24 some of the drawbacks, there -- we had no public input in-  
25 person meetings, and that's a huge drawback. As well as

1 also being able to go out into the public to maybe if there  
2 is a gathering, we can actually do some sort of advertising  
3 or even outreach or presentation, whatever the case may be.

4           And my other question -- or not question,  
5 concern -- or not concern, issue with 6B, longer more  
6 robust public outreach and education phase. I'm not  
7 comfortable with saying it's robust. I don't want to  
8 compare us to anyone else. But we did have a longer phase,  
9 that is accurate, but I just have an issue with using  
10 robust because that's questionable, right? Or it's  
11 anyone's -- whoever's definition that is.

12           And I think that's probably it in terms of my  
13 comments for now, but thank you. Thank you to you,  
14 Commissioner Yee and Commissioner Turner. Great document.  
15 It's just -- just like anything else, you have to have  
16 something in writing first for people to react, and I know  
17 a lot of time went into this, so thank you so much.

18           COMMISSIONER YEE: This is a great process. Yes,  
19 thank you, Commissioner Fernandez.

20           Commissioner Akutagawa?

21           Oh, I'm sorry, Commissioner Andersen.

22           COMMISSIONER ANDERSEN: Thank you, Commissioner  
23 Yee. I don't have that many things to say.

24           First, I -- I apologize. I was having a little  
25 technical difficulty so if Commissioner Kennedy said some

1 of the things I'm about to say, I apologize.

2           One thing that's not in here is, that is  
3 different from the 2010, is incarcerated population  
4 reallocation.

5           COMMISSIONER YEE: Yes.

6           COMMISSIONER ANDERSEN: They did not do that, we  
7 did. And also we -- they did Section 5 VRA, which required  
8 precertification, things had to be done -- things were set  
9 in certain counties, and that affected what you could do --  
10 It's like you've locked some of those puzzle pieces, and  
11 that effected what they could do particularly, I know, in  
12 the Bay Area. So, you know, those two items need to be  
13 added to that.

14           And then I also, like Commissioner Sinay, have  
15 something to go back with, but -- and also thank you very  
16 much for this document. I agree with Commissioner -- what  
17 Commissioner Fernandez said. It really is wonderful to  
18 have this in writing and then be able to talk about some  
19 things, so thank you very much.

20           COMMISSIONER YEE: Very good. Thank you,  
21 Commissioner Andersen.

22           Commissioner Akutagawa?

23           COMMISSIONER AKUTAGAWA: Thank you, Commissioner  
24 Yee.

25           I wanted to just follow-up on what Commissioner

1 Sinay brought up about COVID. And I think, you know, that  
2 not only being a really major factor -- I think -- I  
3 wouldn't characterize it as incremental, the kinds of  
4 things that we had to go through as a result of it, I think  
5 it just really impacted everything and anything we did. So  
6 it feels incremental in some ways, but it's not. I mean --  
7 and so I just wanted to be -- I guess just wanted to really  
8 state that more clearly. Yeah, because I'm thinking about  
9 just how long it took us to meet.

10 I want to also just, you know, play off of what  
11 Commissioner Fernandez said about the fact that we didn't  
12 have in-person meetings, and that I also believe that COVID  
13 may have impacted Californian's participation in giving us  
14 feedback -- communities of input feedback. Because I think  
15 we've talked about this, I think there's less than what we  
16 had, you know, expected. So I would agree in terms of --  
17 you know, robust is maybe a questionable word to use, but  
18 we did have a longer public outreach and education phase.

19 But I do feel that people were a lot more  
20 distracted by a number of different things, and so we were  
21 competing against not only just, you know, I would just say  
22 COVID, and then later, you know, whatever your feelings are  
23 about vaccines and masking, the recall. I mean, there was  
24 a lot of things that we were competing with. The fires --  
25 yes, the fires most definitely for the -- yeah.



1 I mean, we didn't have the kind of concerns that  
2 we're dealing with then in 2010 that we are now. I mean,  
3 because we -- we're pretty certain that in parts of the  
4 further north of California, there may have been people who  
5 have been, you know, unable to participate because this  
6 wasn't like really, you know, life or death like -- you  
7 know, this isn't like on Maslow's Hierarchy of Needs,  
8 right? It's not like -- it's higher up on the food chain  
9 kind of thing. So I just wanted to just also note that.

10 And so -- I think I'll also say, and I don't  
11 know -- I don't recall exactly, but I think it did take us  
12 a little longer to get our staff on board also too. So I  
13 think that may also be something that we may want to note  
14 as well too. Speaking to the let's not all note the good  
15 stuff, but let's also note some of the other challenges.  
16 And maybe for the 2030, and I think we've talked about this  
17 as well too that, you know, getting staff on board much,  
18 much more quickly is something that I think we've noted as  
19 well too is going to be an important factor as well too,  
20 so. Thank you.

21 COMMISSIONER YEE: Thank you, Commissioner  
22 Akutagawa.

23 So we're at ten. Should we pause on this and  
24 then we'll come back to this later?

25 CHAIR SADHWANI: That sounds great. Thank you so

1 much, Commissioners Yee and Turner.

2 I see that Karin Mac Donald has joined us. There  
3 she is.

4 Commissioner, do you mind to stop the share  
5 screen?

6 COMMISSIONER YEE: Yes.

7 CHAIR SADHWANI: Thank you so much. Just so we  
8 can see each other fully. Great. Thank you.

9 And so good morning, Karin. We invited Karin  
10 this morning as a part of the line-drawing subcommittee  
11 report to just come share with us a little bit about the --  
12 an update in terms of how the visualizations are coming  
13 along, and also just as a -- to have a short conversation  
14 about what we can expect from next week. Obviously, we'll  
15 be releasing our first visualization, so I can anticipate a  
16 whole lot of interest. And we wanted to just make a little  
17 bit of time and space to talk through what that might look  
18 like and how we might need to best prepare.

19 So with that, I'll hand it over to you, Karin.  
20 Just as an FYI, we were talking about the playbook. I know  
21 that we still haven't -- one more component of that  
22 playbook to discuss, and we might have some additional  
23 questions for you on that as well. So with that, I'll hand  
24 it over.

25 MS. MAC DONALD: That sounds good. Thank you so

1 much. Good morning, commissioners. It's great to see all  
2 of you.

3           And I am excited to report that your regional  
4 line-drawing teams are working frantically to implement all  
5 of the direction that you gave last week, so there's lots  
6 of mapping going on, lots of visualizations. And, of  
7 course, I think this is an exciting part of the process  
8 because you actually start seeing bits and pieces of the  
9 state that perhaps were in your mind before, perhaps they  
10 were just written down in a public comment or so, and  
11 they're putting that together for you.

12           So I think what we have in mind, and what I hope  
13 will work for you, is that, of course, as discussed we will  
14 send up the visualizations for each day. The day before it  
15 will be presented, so you should be able to see  
16 visualizations that Jaime will show. The day before, she  
17 will show them posted on your website. That's at least  
18 what we're going to try to stick to throughout this  
19 process.

20           And Jaime, of course, is -- has Los Angeles, and  
21 she is in communication with Dr. Gall today. I just had a  
22 conversation with Dr. Gall. As you may remember, you gave  
23 some direction that the line-drawers should be working with  
24 VRA counsel. And, you know, I think one thing to keep in  
25 mind is, is that this is definitely an iterative process.

1 So what we're doing next week is not a final product by any  
2 stretch of the imagination.

3 Dr. Gall, as you know, is also frantically  
4 working on completing her analysis. She may have some  
5 preliminary analysis that is available, but there will be  
6 more. And honestly, there will be more throughout this  
7 process, and there will be visualizations and iterations  
8 until we have a draft. And then we have a draft, then  
9 that's not a visualization anymore. And so I think from  
10 week to week, we're going to get more information from our  
11 VRA attorneys, from Dr. Gall, and also from you, and then  
12 we'll try to put that all together and try to move toward  
13 that draft plan -- and statewide plan that you feel okay  
14 about, you know, stopping and getting public input on.

15 And so that's essentially the first step next  
16 week, is to kind of maybe start moving towards quarter  
17 state maps. So what Jaime has been doing, and what she  
18 will continue to do up until that point is to create bits  
19 and pieces of maps. And she will be able to show those to  
20 you, she will be able for the first time show you what the  
21 population in those bits and pieces is. Like, for example,  
22 if you've said, you know, keep these two or three areas  
23 together, we'd like to see how this is going to work out,  
24 she will be able to tell you what the total population in  
25 those areas are for that particular visualization. And she

1 will also be able to pull up the citizen voting age  
2 population if you'd like to see that. So those data are  
3 now available. And remember, they're available -- they've  
4 been available for a little over a week now. So this is  
5 something that we can now incorporate and we can show to  
6 you.

7           On -- with respect to how to look at these  
8 visualizations, I think it's, again, very important to keep  
9 in mind that these are not full, complete plans. Some of  
10 them you may have said, well, is this going to be something  
11 that could be together in one particular district? We will  
12 be able to give you feedback on that. They will  
13 demonstrate some tradeoffs. So if you've given direction  
14 in one particular area that you'd like to see A, B, and C,  
15 but then also B, C, and D you may not be able to do both.  
16 And these visualizations will be able to illustrate those  
17 tradeoffs for you.

18           The visualizations also may not be  
19 interchangeable, and this is something you'll be able to  
20 see, and we can discuss. You'll have access to us the  
21 entire day, you know, just to talk about LA as long as you  
22 need. And so essentially, we can talk in great detail  
23 about what is there at this point. And, again, we're  
24 hoping to have more information than we have right now on  
25 Monday from Dr. Gall and hope that that will be

1 communicated to the VRA attorney so that they can then give  
2 us feedback about, for example, at what percent perhaps  
3 should we be drawing this and that? What should we be  
4 looking for? What are the targets here? And then that  
5 will inform what we can show you the week after.

6           There will be ongoing refinements necessary,  
7 obviously. Again, these are still ideas, these are  
8 visualizations, some of these things may not fit together  
9 at all.

10           I'm sorry, I just heard somebody. I'm sorry  
11 about that.

12           And so some of the perhaps direction that you may  
13 give once you see these visualizations starting on Monday  
14 is whether to amend a particular visualization. Something  
15 that you see may make perfect sense to you, and you may  
16 just say, okay, this looks good. It's a little short of a  
17 potential district. Could we perhaps amend this particular  
18 visualization and add this area or that area? Some  
19 visualizations are not going to make any sense once you see  
20 them, and you may say, okay, that does not work. And we  
21 know that because we've just seen perhaps some other  
22 visualizations or just because we have additional  
23 information now. We thought about it. Now that we see it  
24 mapped, it really doesn't make sense. So let's put these  
25 into a completely different bracket, and then perhaps add.

1           You may have some new visualizations that you  
2 would like to see in certain areas, perhaps you didn't give  
3 direction in the entire area or region that we've  
4 discussed, and you may want to add to that and say, okay,  
5 over here we didn't give a lot of direction. We didn't  
6 have a lot of information. We do have some information  
7 now, so for the next iteration please just add this or  
8 that.

9           And then also prioritization. So essentially,  
10 this is more important for the next version of  
11 visualizations, and this is a little bit less important,  
12 here you can have some flexibility, here is where we really  
13 want you to, you know, do certain things, and so forth. So  
14 I think this is going to be a collaboration as the entire  
15 process has been, and perhaps more of a collaboration now  
16 directly with the regional mappers in these public  
17 meetings. As I hope you will allow them to kind of walk  
18 you through these areas and then you'll have this  
19 opportunity to give feedback. And we can pause at any  
20 point, of course.

21           And as you're talking to the line-drawers they  
22 may say, okay, I have two or three visualizations in this  
23 particular area. Why don't we look at that section first  
24 and then perhaps get input on that particular region? And  
25 then as you give additional input, they can also say, okay,

1 thank you for that input. Over here based on what you just  
2 said, I want to highlight that we have a visualization.  
3 Let me just show you that visualization because it would  
4 impact the direction that you have just given.

5           So I know this is all sounding really extract,  
6 and it's kind of in my head and I'm trying to explain it.  
7 Once it is on a map and in front of you, I know it will  
8 make sense to you. And, of course, we will all figure out  
9 how this works for you and be able to just pivot depending  
10 on what you need. But this is kind of what I have in my  
11 head right now, and I -- and let's talk about it. So thank  
12 you.

13           CHAIR SADHWANI: Thank you so much, Karin. And  
14 I'm sure that there's going to be some questions from my  
15 colleagues. I just wanted to highlight a couple of the key  
16 pieces that I heard both for commissioners and for the  
17 public.

18           So visualizations are going to come out about 24  
19 hours in advance of us reviewing them, which means if we're  
20 starting with Los Angeles County on October 4th, keep an  
21 eye out on October 3rd for that visualization to be posted.

22           I also want to raise -- and this isn't a you  
23 thing, Karin, but something that we've kind of discussed on  
24 the staff side and I wanted to raise for commissioners in  
25 case there's thoughts about it, holding public comment in



1 the beginning of the meeting. We anticipate that when the  
2 visualizations come out, we'll probably have a lot of  
3 public comment. But we want to make sure -- that public  
4 comment is extraordinarily important to all of us.  
5 However, we also need to make sure that we have time in our  
6 day given all of our breaks and requirements to do our  
7 work.

8           And so from -- for the public's perspective, we  
9 want to really highlight that sending in emails in advance  
10 of the meeting would be -- with your thoughts on those  
11 visualizations would be a great way to communicate your  
12 love or concerns for the visualizations that come out. We  
13 will take public comment at the end of those days, but we  
14 also want to make sure that we have enough time to actually  
15 review those visualizations. So if commissioners have  
16 thoughts or concerns, we can also discuss that as well.  
17 That isn't a final decision, but something that we've  
18 considered.

19           What I'm hearing also is that when we start,  
20 we'll get a review of those visualizations from the  
21 mapper -- right from -- so Jaime would start on October 4th  
22 with a review of the visualizations that have been put  
23 together based on our requests and kind of walk us through  
24 some of the considerations that we'll need to be thinking  
25 about, and then we'll have that opportunity to discuss and

1 amend and make changes and continue moving forward.

2 I wanted to raise one other issue that came up  
3 yesterday for you, Karin, and that was a request to change  
4 the order in which we review the State. I don't know if  
5 it's possible to do that at this time. I don't know if the  
6 mappers are -- would be ready in that order, but to do  
7 southern California after Los Angeles.

8 Would that be correct, Commissioner Sinay?

9 So that we can hit Orange County, San Diego,  
10 Imperial, San Bernardino, Riverside perhaps on October 5th.  
11 There's been a sense that we've had -- because they're  
12 always at the end that we've had to rush a little bit. But  
13 that -- we don't have to decide that right now, but I just  
14 wanted to make sure that that was known. And we can  
15 discuss that if that's possible for next week.

16 So those are some of the key things that I had  
17 heard, and I see some questions being raised.

18 Commissioner Sinay?

19 COMMISSIONER SINAY: Just going along with -- you  
20 know, we want to make sure that every region gets their  
21 just amount of time. And I heard -- Karin, you just said,  
22 well, we can spend as much time as you need on Los Angeles,  
23 which would mean then we can spend as much as we need on  
24 all the other regions, which would mean that a region is  
25 going to be shortchanged just like it was when we did the

1 first visualizations.

2           And so I would like to recommend, can we -- you  
3 know, Los Angeles -- I keep saying why do we start with the  
4 hardest and then go to the easiest? I mean, I get we do  
5 it. But with the visualizations, it felt like it would've  
6 been easier to start visualizations on the easier just to  
7 get our feet wet and then jump into the deep end. But I  
8 understand why we're doing it. But I would like us to  
9 think through maybe putting time limits because if not,  
10 it's up to the Chair to really manage the time. And  
11 unfortunately, that didn't really -- you know, it's hard  
12 for the Chair to manage it, and the Chair also needs to be  
13 able to participate. And so that's the hard thing about  
14 not having a facilitator, instead having the Chair.

15           And so is there a way maybe that we -- Karin, if  
16 we were to put time limits on each region and then at the  
17 end if we still have time, go back to whatever regions --  
18 you know, I would say -- you know, we keep saying Los  
19 Angeles is the most difficult, but San Bernardino,  
20 Riverside is going to be really critical to get it right as  
21 well. And, you know, there's so many different regions but  
22 can we put -- can we set like -- is there a time that we  
23 can allocate to each region so that we know, okay it's time  
24 to go on, or we say, okay, we can add half-an-hour now and  
25 we're taking it out from a pool that's at the end or

1 something. But create some type of agenda.

2           And this might not be an answer we need now, but  
3 as you're thinking about creating the agenda, create an  
4 agenda that's allowing for equal opportunity for each. And  
5 every time we finish early, maybe we put it in a bank of  
6 time that we pull out later. But we intentionally pull  
7 time out because we really did short-change Southern  
8 California last time. It was really bad in so many  
9 different ways, so I don't want to see that happening  
10 again.

11           CHAIR SADHWANI: Great. Thank you so much,  
12 Commissioner Sinay. And, certainly, those details I think  
13 we can work out and see what's possible. I think the time  
14 limit idea makes a lot of sense.

15           Commissioner Andersen?

16           COMMISSIONER ANDERSEN: Thank you. You know,  
17 remember these are the visualizations. And I don't want to  
18 say we really short-changed Southern California. We'd  
19 already given a bunch of directions, and it wasn't obvious  
20 that we'd already accounted for a lot of -- every time we  
21 say, "Don't split up citizen counties," that applies  
22 everywhere. And I don't want us to say that some areas  
23 are, you know, more complicated. They are, but every  
24 single area deserves its time and deserves its issues. And  
25 so, you know, there're reasons why certain areas -- you

1 know, someone actually sort of asked, are we just going to  
2 spend all our time down south and nothing up north? And  
3 no, we're going to spend the same amount of time on every  
4 single district.

5           The issue is though certain districts are going  
6 to cover a lot more ground because of getting -- where the  
7 population is. When population is dense, we'll be spending  
8 more time in that geographic area, but we're not going to  
9 short-change anybody all the way through. And when you see  
10 the visualizations, you'll sort of go, oh, okay, so they  
11 do -- they all dove tail. And, you know, we can go --  
12 there are difficult areas, quite frankly, throughout the  
13 State, which we're going to discover. But -- and I believe  
14 the natural flow of things given where we'll see  
15 visualizations, where we'll have issues will change week to  
16 week. What will happen, what we deal with first because  
17 the more visualizations we request in an area, the longer  
18 it's going to take for the line-drawers to put those  
19 altogether.

20           And so I really fully anticipate if we start with  
21 LA, the next week that could be the last day, and it'll  
22 shift like that. And I think, you know, the ebb and flow -  
23 - we should sort of almost let the first week happen -- and  
24 it does make sense, you know, when we're working on LA and  
25 we've just talked about how it relates to Ventura County

1 and San Bernardino and Riverside and down into Imperial and  
2 San Diego, you know, then we're kind of seeing that same  
3 thing. That does make -- you know, to shift into that --  
4 but then there are other areas so, you know there is a  
5 reason to shift back and forth.

6 But putting a time limit on it? I don't want us  
7 to -- because if we're like we've almost resolved an area,  
8 op, times up, I don't want us to see that. You know, I  
9 understand that, you know, we don't want to spend too much  
10 time in an area, but I'd like us to think about rather than  
11 time in an area, how much time are we putting in in the  
12 number of districts. And that's -- you know, and I don't  
13 want to say, oh, the north gets short shifted because, no,  
14 the north -- and the north is not, you know, oh we're all  
15 really flexible. No, it's where these areas of districts  
16 interact.

17 As Karin has mentioned, district -- we get to  
18 plan maps. Like we're doing a map of a larger area, but  
19 then how those areas fit -- you know, you can almost see  
20 like -- it's kind of like well. And the play between those  
21 areas, that's where it's going to -- that's where the  
22 flexibility occurs. It's not in an entire area.

23 And so I just want to kind of clarify: As we get  
24 into this, it's going to be a lot more obvious. And I  
25 think everyone's -- their concerns will be addressed sort

1 of naturally. So I don't want us to -- you know, don't  
2 panic right now, let's get into it.

3 CHAIR SADHWANI: Thank you for that.  
4 Commissioner Kennedy?

5 COMMISSIONER KENNEDY: Thank you, Chair. I just  
6 want to say I think in this we need to maintain as much  
7 flexibility as possible. If we need to, you know, extend  
8 our meeting through a continuation notice, we need to  
9 extend the meeting through a continuation notice. We need  
10 to have the time that we need to do this. We had said that  
11 we are committed to doing the best job possible for the  
12 people of California. We were alerted in advance and along  
13 the way that this might take a good bit of time at certain  
14 points in the process. And so I want us to think in terms  
15 of maintaining flexibility and putting in the time  
16 necessary. Thank you.

17 CHAIR SADHWANI: Thank you, Commissioner Kennedy.  
18 You know, I'll just jump in and share my two  
19 cents here. You know, I think having some general  
20 guidelines in terms of timing would probably be helpful  
21 just in terms of the maintenance of the meeting and, of  
22 course, we will still have our mandatory breaks, et cetera.  
23 So I think putting some loose restraints on that -- and  
24 certainly, if we need a little bit more time, we -- you  
25 know, I think we can have that level of flexibility.

1 I'll also just raise: When we had that  
2 conversation a couple weeks ago about developing these  
3 visualizations, I think, one of the variabilities that I --  
4 the variable factors that I saw was the amount of time for  
5 the presentations of the areas. And so at that point we  
6 were receiving kind of a tour of the areas in terms of the  
7 COIs that we received. We were at times getting VRA input  
8 and looking at CVAP on maps. And I felt like in different  
9 regions that took a very long time, and in other areas it  
10 didn't take quite as much time.

11 So I think we need to -- we might need to just  
12 think through the presentation of the visualizations will  
13 be presented and exactly how much time that actually takes.  
14 I think in the beginning, we were kind of sitting for, I  
15 think, almost two hours receiving information before we  
16 began discussing. And, of course, receiving that  
17 information is extraordinarily important, but then it also  
18 limits our ability to really engage. So thinking through  
19 the calibration of those presentations of the  
20 visualizations will also be an important factor in those  
21 time constraints that we might set.

22 Are there other questions, comments from  
23 commissioners?

24 Commissioner Fernandez?

25 COMMISSIONER FERNANDEZ: Yeah, I kind of wanted



1 to piggyback on somewhat -- what Commissioner Sinay said,  
2 and I think it goes back to the -- I was going back over my  
3 notes on our September 18th meeting where we try to do  
4 seven zones, 33 counties, and for some reason somebody  
5 decided we would be able to do that. And I think part of  
6 it is we continue to think that the northern counties are  
7 going to be super easy, and that's not necessarily the  
8 case. When you have areas that deal with topography and  
9 deal with remote areas, that becomes difficult as well.

10 So I think we just need to be respectful of every  
11 part of California and not say that one part is going to be  
12 more difficult than the other. Because every area in  
13 California deserves the same amount of respect, and we just  
14 need to be cognoscente of that when we schedule this so  
15 that we don't try to put too much in one day and we give  
16 each area the respect it deserves. And if we get done  
17 early that day because maybe we did go through it quickly,  
18 that's great, but let's not try to rush through any area be  
19 it Southern California, Northern California, Central  
20 California. They all deserve all time. So I just wanted  
21 to throw that out there. Thank you.

22 CHAIR SADHWANI: Thank you so much. I appreciate  
23 that a lot.

24 Any other comments, questions? It looks --  
25 seeing none. I'm very excited that we are ready to do this

1 next week. This is great. I'm seeing the enthusiasm.

2 Commissioner Sinay?

3 COMMISSIONER SINAY: Sorry, I was trying to raise  
4 the button on here.

5 My only question is, when will we get kind of the  
6 agenda or, you know, knowing when we're looking at what?  
7 So that we can -- you know, we have to do our homework  
8 ahead of time. All of us have to do our homework ahead of  
9 time, not just the public. So do we have that -- those - I  
10 know we don't have those dates because I made a request to  
11 kind of change things up. And when I'm saying change them  
12 up, I'm really saying change them up all the way around.  
13 I'm not just trying to advocate for Southern California,  
14 because I'm also the lead for far north. And I would say  
15 in some ways, I do think we rush far north as well. But  
16 just to -- that's why I want to give at least minimum  
17 amount of time for each region.

18 So when will we get kind -- the timeline of what  
19 regions we'll be talking about each day? Sorry.

20 CHAIR SADHWANI: No problem. The original plan  
21 was to use the same order that was used September 17th,  
22 18th, 19th, I think those were the dates, when we discussed  
23 the initial visualizations. Given the request, I think  
24 we're going to go back and see what's possible to possibly  
25 change and then we can release that as soon as we finalize

1 that. One of the factors is whether or not the mappers  
2 will be ready with those visualizations because we were  
3 anticipating keeping the same schedule. So I think we just  
4 need to make sure that that would -- they would be able to  
5 accommodate that.

6 Commissioner Akutagawa?

7 COMMISSIONER AKUTAGAWA: I think building upon  
8 some of the comments and what was just asked right now. So  
9 I think -- I want to just ask this, and this is what I  
10 think I'm kind of hearing: So ideally, let's just say  
11 ideally, if it all works out -- if I'm hearing it  
12 correctly, we're going to start with LA on the 4th  
13 possibly. Is LA going to be the entire time, or are we  
14 also going to fit in another region like the remainder of  
15 Southern California? Because right now we're meeting the  
16 4th, 5th, 6th, we have a business meeting on the 7th. So  
17 are we going to break it up by Southern California, Central  
18 California, Northern California? So the 4th, the 5th would  
19 be central, the 6th would be northern, and then we have our  
20 business meeting, or are we trying to be a little bit more  
21 flexible and are we going to use our business meeting time  
22 to also cover visualizations?

23 So -- and I'm asking this because I also heard LA  
24 would be one day, then the next day would be Southern  
25 California, then does that mean then if the next day is

1 Southern California on the 5th, then would Central  
2 California be the 6th, Northern California be the 7th? I  
3 think I'm just trying to figure this out in terms of what  
4 our time frames actually are.

5 CHAIR SADHWANI: So a couple of thoughts: The  
6 first -- the plan is -- for the business meeting, no, no  
7 visualizations would be discussed during the business  
8 meeting. That would simply be our business meeting agenda.  
9 I think from the perspective of the timeline, we would need  
10 to -- I think one of the key pieces we'll need to see if  
11 the number of visualizations that are coming out for each  
12 region. I think that's one of the determining factors of  
13 exactly whether or not we can cover anything else on that  
14 first day with Los Angeles.

15 Karin, I see you are ready to jump in here. So  
16 thank you.

17 MS. MAC DONALD: Yeah, thank you so much,  
18 Commissioners.

19 So, Commissioner Fernandez, we heard you loud and  
20 clear when we were going through Northern California in  
21 particular with the Community of Interest, with the COI  
22 overview basically. And if I may offer this suggestion.  
23 Let's just use Los Angeles as an example.

24 So, Commissioner Sinay, I did not mean to say  
25 that Los Angeles, you know, should be treated differently

1 than anything else, so please -- if that came across that  
2 way, then I apologize because that was certainly not what I  
3 meant to say. I guess where -- we're just a little bit  
4 stuck on Los Angeles because we're -- you know, we're  
5 waiting for just a lot of other information to come forth.  
6 And some of the other areas we can actually map without  
7 waiting for other information, so that's really what I  
8 wanted to just make clear.

9           And, Commissioner Fernandez, to your point, these  
10 regions are the -- you know, basically the quarter regions  
11 are what I'm talking about right now. So Los Angeles is  
12 huge. And what I would suggest is that perhaps we don't  
13 have -- and this is obviously up to you, but what may work  
14 better is to not just look at every single visualization  
15 that Jaime has prepared on Monday, on our first day, but  
16 rather take one area of her region and then start with the  
17 visualizations there and start talking about those. And  
18 then go to another area of that region and talk about those  
19 visualizations so that it works a little bit more  
20 organically, and it's not like you're seeing this overload  
21 of information.

22           So basically, it's just like visualization after  
23 visualization after visualization, hopping all over the  
24 map, and then you have to go back and try to remember,  
25 okay, what did I just look at maybe an hour ago or so, you

1 know, and how is that relevant? So perhaps -- if you might  
2 let the regional mappers guide you through that process a  
3 little bit and then we can see how that works, then we can  
4 do that with Northern California, for example, also. You  
5 know, once Kennedy comes and works with you, she might have  
6 a suggestion about where she thinks it would make sense to  
7 start. She can let you know what her suggestion is. And  
8 if that is what you agree with, then she could start with  
9 the visualizations there, you work in that area, and then  
10 you work your way around.

11 So if that might work, maybe we could try that on  
12 Monday and then just talk about it and see if that might  
13 also be a good approach for Tuesday and Wednesday.

14 With respect to the schedule for next week, so  
15 we, you know, we also have to schedule everybody. I have  
16 not asked everybody to be there the entire three days  
17 because we have to be -- we are planning on being there in  
18 person. So for next week it might be a little bit tight  
19 because people have to -- some people have to fly in. That  
20 is not, you know, true for the Q2 team, obviously, but we  
21 have to drive up. So we have a little bit more flexibility  
22 for Q2. What we had -- the way we have people scheduled  
23 right now is that Jaime is starting on Monday, and then on  
24 Tuesday I have Tamina starting with the -- with basically  
25 Northern California coast. And then when she's done,

1 Kennedy could take over. So depending on how long that  
2 takes, Kennedy could take over and then start on the  
3 Northern California, Central Valley and going up, doing  
4 that area. And you go as long as you want to with Kennedy.

5           And then on the 6th, Kennedy can start and can  
6 finalize things with Kennedy and then John could start with  
7 Southern California and everything outside of LA. So we  
8 can be flexible and we can be there as long as you need us  
9 to.

10           And I think these time brackets make a lot of  
11 sense. You could perhaps say, you could perhaps set a, you  
12 know, minimal amount of time that you are going to be  
13 spending on each region most definitely, so that each  
14 region gets that particular amount of time and then you can  
15 expand from there.

16           Regarding schedule, I will talk to everybody and  
17 see what is possible for the week after. We heard you,  
18 Commissioner Sinay, with that request and the preliminary  
19 schedule that I'm looking at here was that, again, I would  
20 have Jaime start on the 13th, but I -- I will talk to her  
21 about that and then we were going to switch over to John on  
22 the -- on the 14th and do Southern California immediately  
23 after -- after the Los Angeles area basically and that will  
24 be on the 14th then and then we will have Kennedy, Tamina,  
25 again 14th, 15th switch off and trade of with Northern

1 California. So we had already planned on, based on  
2 Commissioner Sinay's request, but again, I have to -- I  
3 have to check with everybody and work that out. But I just  
4 want to say for the record, we want to be responsive to you  
5 obviously and we'll work these things out.

6 CHAIR SADHWANI: Thank you for that, Karin.  
7 Commissioner Sinay?

8 COMMISSIONER SINAY: Just confirming. When we  
9 start the vis -- last time when we did visualizations some  
10 of us, you know, had ideas that -- later, right? You --  
11 those ideas what pop up when you're driving or when you're,  
12 you know, later on. And we said let's hold on to them  
13 until the end that we were going to have time to go back  
14 and we didn't even have time to really go deep into some of  
15 the areas. Yes. I will keep saying that.

16 So will -- as much as some visualizations have  
17 been created, if the visualizations that popped up in our  
18 head before still make sense, will we have that opportunity  
19 to share those visualizations since we're still in the  
20 sketching phase?

21 MS. MAC DONALD: Yes. Absolutely. You know,  
22 bring your ideas. And, you know, you may be able -- you  
23 may see something that comes close to it already, and then,  
24 you know, we may be able to grab that visualization and  
25 then just see if we can add or subtract from that



1 visualization. Because again, you're going to have  
2 something on a map which just makes things a lot more  
3 concrete. The goal is to put these -- so these  
4 visualizations, they're kind of going to be like puzzle  
5 pieces from different puzzles, so they're not quite fitting  
6 together. Right? So essentially imagine you have four  
7 different puzzles of the same area and we're going to have  
8 more than four puzzles of the same area. You know? And  
9 you're trying to put them together. And then there's going  
10 to be a few puzzle pieces that are missing, but you're not  
11 really sure from which puzzle. So -- so that's essentially  
12 where we're going to be next week, and we'll try to narrow  
13 things down to a point where we can try to at least get to  
14 a version of various versions of like one puzzle, you know,  
15 for that particular area. So put some things together,  
16 because we need to move slowly but steadily toward a  
17 statewide map. And -- and so that's where we're at right  
18 now.

19           It's an interesting process and I -- I can't  
20 wait, honestly. I'm really excited about it.

21           CHAIR SADHWANI: Thank you. I might also just  
22 add if we don't have time to go -- if we've generally  
23 finished an area for that day and we don't have time to go  
24 back to it during that week, I know, Commissioner Sinay,  
25 you're the fan of the Post-It notes, right? So it's okay

1 to jot them down. We're doing this week by week by week.  
2 So if we don't have time that week, you can always bring  
3 those ideas next week. Right? And we can try to  
4 incorporate them then.

5 COMMISSIONER SINAY: (Indiscernible).

6 CHAIR SADHWANI: See, I knew it. I knew you did.  
7 Commissioner Akutagawa?

8 COMMISSIONER AKUTAGAWA: Okay. I -- I am going  
9 to just keep asking the obvious questions. More -- partly  
10 because I think I just want to make sure I'm clear, but  
11 partly also because I'm also thinking about members of the  
12 public who also may have some other similar questions.

13 So timing-wise, I'm thinking about, Karin, what  
14 you were saying that with the line drawers you don't  
15 necessarily -- I did -- you didn't actually say you don't  
16 want to show all the visualizations but going through all  
17 the visualizations. But those are the things that I think  
18 we do need to see. And then given the time that we have,  
19 we got all these multiple maps that we have to do. I was  
20 just kind of imagining when you were just talking right now  
21 it's kind of like a backwards Jenga game. You know, like  
22 instead of taking it apart, we're trying to put it  
23 together, you know, like all those multiple pieces at the  
24 same time.

25 I guess if, again, going back to like how this is

1 all going to work out, are we -- are you going to just show  
2 like the assembly visualizations, the Congress --  
3 congressional district visualizations, the state -- are we  
4 at that point yet, or are you just looking at just like big  
5 areas of, you know, potential, you know, districts?  
6 Because, you know, I think for me it's easier -- yesterday  
7 I think we did this like -- we were looking at assembly  
8 line and then all of a sudden we switched to Congress --  
9 congressional lines and then back to assembly, and it was  
10 just getting confusing because, you know, I was also  
11 hearing take a picture, a visual picture of this, a mental  
12 picture of this, and then remember. And then all of a  
13 sudden we're on Congress -- I'm like, wait. This is  
14 different. This doesn't make sense.

15           And so since we're -- we're kind of being asked  
16 to really look at so many different puzzle pieces, I think  
17 making sure that we stay with the like would be helpful.  
18 Like if we're going to talk about assembly, let's just talk  
19 about assembly. If we're going to talk about Congress,  
20 let's talk about Congress and not mix those visualizations  
21 up.

22           But I'm also just thinking, you know, just what  
23 you were describing about the scheduling of the line  
24 drawers, you said Jamie, and I think is she going to be  
25 like southern California or like LA? It just sounds like

1 there's a lot of -- yeah. And then you said then you're  
2 going to jump up to the Nor Cal coast and then you're going  
3 to be Central Valley and then it sounds like back to  
4 Southern California. So as we move through each week, are  
5 we going back, like rinse and repeat, you know, because we  
6 make these all like little changes and then back again  
7 doing the same order kind of thing? Okay. I just wanted  
8 to make sure that I was hearing that correctly.

9           Okay. So I'm going to say this now. I was going  
10 to wait till later, but I think I'm going to say this now.  
11 I am kind of curious. As much as I love meeting all -- you  
12 all in person, I'm just also wondering if there would be  
13 some efficiency in holding next week as just an all-Zoom  
14 meeting, so?

15           CHAIR SADHWANI: Okay. Well, we can think about  
16 the Zoom meeting.

17           COMMISSIONER AKUTAGAWA: Yeah.

18           CHAIR SADHWANI: I think the plan was for hybrid  
19 and it's up to everyone if they want to be in person or --  
20 or not, but -- I see Alvaro has a -- has a smirk on his  
21 face on that one.

22           I'm going to stick to the order at this point.  
23 Commissioner Sinay, did you have another comment? Okay.  
24 No problem.

25           And, Commissioner Akutagawa, were you?

1           COMMISSIONER AKUTAGAWA: Yeah. And I think I  
2 only say that because I was also hearing what Karin was  
3 saying about the scheduling of people. I'm also keeping in  
4 mind, you know, what Commissioner Kennedy said. The way I  
5 translated it is that, you know, we've been fortunate in  
6 some sense. We've had maybe one, maybe two really, really  
7 late meetings where we've had to go really long beyond our  
8 scheduled time, but what I was also hearing was that if we  
9 do need to do that, we should be planning for that. And  
10 I'm just wondering -- we could do it easily in person, but  
11 if half the group is -- or some of the group, because I  
12 think some people are not going to be available in person  
13 next week. I'm just thinking would we be able to enable  
14 better participating by having it by Zoom? We'll be  
15 together in LA the following week after that, and it seems  
16 like -- I know people want to stay together, but I'm just  
17 also thinking, you know, just from a time efficiency point  
18 of view.

19           Also, I want to just also throw out that if we do  
20 need the time should we be adding another day to these  
21 visualizations because I think we need to be spending the  
22 time now, not in November, which looking at the proposed  
23 calendar, we're going to be working every single day. But  
24 maybe we should also be looking at some other weekends in  
25 October, too, so that we can make sure that we're

1 constantly doing the iterating that we need to do. So  
2 that's the other thought that I want to throw out there.

3 CHAIR SADHWANI: I don't think we'd be able to  
4 agendize another day for next week at this --

5 COMMISSIONER AKUTAGAWA: No --

6 CHAIR SADHWANI: No, I think that's absolutely --  
7 that's going to have to be part of the census timeline  
8 conversation that we can certainly discuss.

9 Karin, did you want to respond at all to some of  
10 the questions Commissioner Akutagawa had raised?

11 MS. MAC DONALD: Yes, thank you.

12 If I may, Commissioner Akutagawa, I'm very sorry  
13 if I gave you the impression that not all of the  
14 visualizations will be shown. They will all be shown. I  
15 was just suggesting that we, perhaps, may not want to show  
16 them all at the beginning and then you have to go back, but  
17 rather just kind of show them by -- by area of -- of the  
18 region that we're talking about because I think that might  
19 be -- that might just facilitate a better conversation and  
20 might be a little bit more digestible.

21 I also wanted to clarify that we're not yet at  
22 the, what I call a plan, so a plan will be assembly plan,  
23 senate plan, congressional plan. We're not there yet.  
24 We're moving toward that. We are -- these are really small  
25 pieces and you can explore which pieces may fit into one of

1 the plans, so that's something we can discuss and then we  
2 can note that. And so basically we're steadily moving  
3 toward that, but I don't see that coming up -- that's  
4 definitely not going to happen next week.

5           And then on your -- again, I was actually  
6 thinking about this idea that Commissioner Sinay had  
7 earlier about, you know, if you go to like banking time,  
8 let's say, and then going back to a particular time, if --  
9 if there is an option for the regional line drawers to --  
10 to come back remotely on another day, then that could be --  
11 potentially be done, because I'm -- right now I'm really  
12 just concerned about scheduling people and making sure that  
13 they can be physically present. But, you know, if we can  
14 also do some sort of a hybrid thing if we have to go back,  
15 then they're basically available remotely to do additional  
16 work, then that would obviously be easy to -- easier to  
17 facilitate on our end. But again, we can talk about that  
18 offline.

19           CHAIR SADHWANI: Commissioner Andersen?

20           COMMISSIONER ANDERSEN: Thank you. Yeah, I want  
21 to bring up on the point -- and Commissioner Sinay said,  
22 you know, do we -- if we have our ideas when do we share  
23 them? You're -- I really want everyone to share them. You  
24 know, I was actually anticipating that we are doing as  
25 Karin had said, you know, like you start in LA. You start

1 in a section of LA. And remember, we actually said, well,  
2 okay. You could do it this way or you could do it that  
3 way. Visualizations we'll be seeing, okay, if we try to,  
4 you know, incorporate -- like I can think of a few areas  
5 that we had. Well, this city, we've had three different  
6 people say different things: like I want City A and B  
7 together, but not City C; and people said I want B and C  
8 together, but not A. And then somebody said, Well, I want  
9 A, B, and C together. So the visualizations, we'll be  
10 looking at those with population numbers in them. Do any  
11 of those work? Oh, you can't put A, B, and C together.  
12 That visualization's out.

13           And that's what we're kind of looking at. Now,  
14 you might be able to keep A, B, and C not in an assembly  
15 district, but it would fit in a congressional. And that's  
16 what we'd be kind of doing.

17           So at this point when we look at a section and we  
18 start, like say, in, you know, the northwest part of it or  
19 whatever, if you have an idea and you think, Hey, well what  
20 about that? I -- please, everybody, bring it up. Don't  
21 wait till later because time is of the essence. You know,  
22 if you have an idea, raise that old hand and say well, what  
23 if we don't put A together, but we put B, C, and D  
24 together, and that might make everything fit?

25           So if you have an idea, don't, you know, just



1 kind of wait. Write it down and raise that hand because --  
2 and, you know, that's when -- the time to do it. You know,  
3 what we don't want to have happen is, you know, I really  
4 didn't like putting A and B together ever but I waited  
5 until November to say it. It's like, no, please. If you  
6 don't have -- if you don't like an idea, bring it up now.

7 CHAIR SADHWANI: Great. Thank you.

8 Any final questions, comments, concerns on this  
9 topic in preparation for next week?

10 Okay. So we're actually up against a break.  
11 Typically, we wouldn't take that break until 11, however,  
12 since we're at kind of a natural pause in this  
13 conversation, I'm going to suggest that we go ahead and  
14 take our break now a little early. We'll have 15 minutes.  
15 We'll come back at 11 a.m., and pick up the playbook  
16 conversation and finish that off.

17 Karin, I know we didn't ask you to be available  
18 all morning long, but I -- I know that there was some  
19 interest. If you happen to be available and would be able  
20 to join us back at 11, just as we finish up that playbook  
21 conversation, you know, if you could -- if you are  
22 available, I think it would be really helpful. That sound  
23 good, everybody? All right. So we will see you back here  
24 at 11.

25 (Off the record at 10:45 a.m.)

1 (Back on the record at 11:00: a.m.)

2 CHAIR SADHWANI: Thank you, and welcome back to  
3 the California Citizens Redistricting Commission. We had  
4 just finished a conversation with Karin Mac Donald  
5 regarding what to expect and some guidance for preparing  
6 for next week's October 4th, 5th, and 6th's meetings to  
7 discuss our first visualizations. We're coming back now  
8 and we will head back to our conversation about the  
9 playbook. Again, this is under agenda item number 4 from  
10 subcommittee reports and the Mapping Playbook headed by  
11 Commissioners Yee and Turner.

12 Commissioner Yee?

13 COMMISSIONER YEE: Thank you, Chair.

14 Since we have Karin with us, I'm going to suggest  
15 that we hop over to the attachment number 1 since she was  
16 the prime mover on that one, and so any questions we might  
17 have for her would be -- could begin to bring up with her  
18 present with us and then we'll go back to the main outline.  
19 I know there were a couple of questions in line for that.

20 So why don't we take a look at the attachment  
21 number 1 and this has to do with the question of whether or  
22 not to look at the 2011 maps, right? A question that's  
23 come up several times. And we're not required to. There's  
24 actually no statutory requirement to try to preserve the  
25 2011 districts, but we may consider them. But there are

1 some good reasons to do so, nonetheless. So let's take a  
2 look at the attachment.

3 And from a legal liability standpoint, the main  
4 consideration here is as we do look at the 2011 districts,  
5 how to do so without the appearance or even the appearance  
6 of the appearance of trying to favor existing office-  
7 holders or potential candidates or political parties. As  
8 you look at existing districts, of course, they're held by  
9 certain people now, you know. So how to consider them  
10 without considering office-holders and candidates and  
11 parties. So -- so you've all looked at this already, the  
12 first second, Section A. It's a look back on the 2010  
13 process and what they did with the districts they inherited  
14 from 2000, and the VRA Section 5 considerations they looked  
15 at and so forth.

16 In section -- well, I should pause there. Any  
17 comments on Section A? Commissioner Fernandez?

18 COMMISSIONER FERNANDEZ: Um, okay. How do I do  
19 this? Thank you for this document. I -- I did review it  
20 all and I voiced my preference in the past that we are an  
21 independent commission and we are redrawing lines, we're  
22 not editing existing lines or amending existing lines. So  
23 my preference, my overwhelming preference is to start with  
24 a clean slate. And the -- and so this document obviously  
25 goes opposite of what I would like to do.

1           And I think my concern with the document is that  
2 it's very like one-side in terms of why we should use the  
3 existing versus, I mean I saw nothing in terms of why not  
4 or I guess the pros and cons, there was only like one side  
5 of it. So I feel that it's -- I don't have the other side.  
6 And for me personally, like I've always said, I just feel  
7 that every ten years it's a new independent commission.  
8 And yes, we did receive feedback from people saying keep my  
9 district lines together, but I just view that, okay, that's  
10 their COI, their district lines. I don't -- I -- yeah, I  
11 think that's probably where I'm going to stop right now.  
12 But thank you.

13           COMMISSIONER YEE: No, that's a good thought.  
14 And as we go into the considerations, I think you'll see  
15 it's basically on an as -- we'll look at the 2011 districts  
16 on an as-needed basis. You know, we don't start there. We  
17 don't start there every time. Or we start there when -- we  
18 don't necessarily start there ever, but we do take a look  
19 on an as-needed basis. So but it perhaps would be good to  
20 add some consideration about when not to or why not to or,  
21 you know, make it clear, your concerns, Commissioner  
22 Fernandez.

23           Commissioner Sinay?

24           COMMISSIONER SINAY: Thank you. We've kind of  
25 gone -- we've brought up the VRA Section 5 several times

1 and we've been told, you know, we're not -- we don't have  
2 to comply by it. But I think it was Commissioner  
3 Fornaciari who, at the last meeting, said we want to make  
4 sure that we -- that that's the bare minimum, you know,  
5 that Section 5, even though legally the Supreme Court says  
6 we haven't, we want to still make sure that those  
7 communities who benefitted from Section 5, you know, but we  
8 haven't had that conversation. So you may be saying no,  
9 but we haven't had that conversation as a -- as a  
10 commission on how do we insure that, you know, what -- you  
11 know, the conversation around Section 5. We're just saying  
12 we don't have to do it and that's it, but there were  
13 reasons why certain counties in California were under  
14 Section 5.

15 COMMISSIONER YEE: Thank you, Commissioner Sinay.  
16 Karin? You have some thoughts? And perhaps you  
17 could even address that particular question as well if you  
18 feel comfortable doing so?

19 MS. MAC DONALD: Yeah. Thank you so much. I --  
20 if that's okay, I would like to address Commissioner  
21 Fernandez's comment about the way that the -- the document,  
22 you know, came across. I just wanted to say that that was  
23 not my intention. I -- this document wasn't really drafted  
24 to advocate one way or another. It was really just to say,  
25 you know, not looking at them at all might not be possible

1 because people are referencing the lines. And if you're  
2 looking to figure out what that input is that people are  
3 giving you, then you inevitably will probably be looking at  
4 the lines. Doesn't mean you have to keep the lines.

5           It's just that when people are referencing them  
6 either by saying those lines were awful or those lines were  
7 good, then essentially you inevitably will probably be  
8 taking them into consideration. So that was really the  
9 entire intent of this -- of this document was under which  
10 circumstances might you want to look at the lines? And I  
11 am not advocating that you keep them or that you don't keep  
12 them. I'm not advocating anything. It's really just --  
13 just to say that this is a reference point and these are  
14 the situations where you may be using that particular  
15 reference. So I hope that made it a little bit more clear.

16           COMMISSIONER FERNANDEZ: Yes. Thank you, Karin.

17           COMMISSIONER YEE: Actually, I'm thinking since  
18 we have Fred Woocher here from our very counsel, I'm  
19 wondering if he might have a thought on Section 5 and why  
20 we would or wouldn't have any language about that in this  
21 playbook? Yeah.

22           MR. WOOCHEER: Sure. Wrong -- wrong button.  
23 Yeah. So there's -- there's -- I guess there's two  
24 concerns here. There's a technical element about Section 5  
25 not applying anymore, and Section 5 was, as you know, in

1 some ways a relic of keeping historical discrimination  
2 patterns from -- or discrimination remedies from being  
3 changed in any way that might retrogress the status of the  
4 minorities. And California does have a few areas where  
5 there, you know, are still legitimate concerns with respect  
6 to discrimination in that regard. There are some other  
7 areas, which frankly, as I say, were relics at the time  
8 this was adopted. We had certain military basis that were  
9 causing certain areas to be within Section 5 coverage,  
10 which really doesn't -- no longer exists as a -- as a  
11 concern because those places have been closed. And yet  
12 Section 5 still would apply to those areas as long as there  
13 was no attempt to get out from under them.

14 So there's a -- there are some practical reasons  
15 why the concerns that motivated some of the districts being  
16 drawn in conjunction with Section 5 and having to maintain  
17 those districts essentially in perpetuity over decades and  
18 decades may no longer apply. We have to see on a factual  
19 basis how that -- how that, you know, how that plays out in  
20 those areas.

21 And so as much as we would certainly want to  
22 commit to maintaining as much as possible the same  
23 rationale for why Section 5 was there, to not get to a  
24 situation where we're retrogressing with respect to  
25 minority progress and minority opportunities, it may impose

1 false constraints in some way -- in some areas that don't  
2 really make sense anymore and that the district and the  
3 minority populations in those districts would be better  
4 served by not having to maintain those prior Section 5  
5 mandated districts and that you get a better result now  
6 under Section 2.

7           So it's a really a fact-based thing. And we may  
8 get, when we look at some of these visualizations, we may  
9 be able to highlight those places for you and show you why  
10 that's the case. But so as a legal matter, clearly Section  
11 5 doesn't any longer require these districts be preserved.  
12 And as a practical, good policy matter, it may well be that  
13 you, in making your decisions, decide that you are better  
14 off drawing lines that are not constrained by Section 5.  
15 So that, I think, would be the overriding message that we  
16 would like to, you know, present as -- as what you think  
17 about as you go through the process.

18           COMMISSIONER YEE: Perhaps as I can float an  
19 example, you can check me to see if this would apply. So,  
20 for instance, there's a region that's 59 percent Latino and  
21 you try to apply a non-retrogression standard. That would  
22 mean you need to keep it at least 59 percent, which might  
23 constitute packing in that case. You might be "wasting"  
24 Latino votes by trying to keep them all in that district  
25 rather than spreading them to another district.



1 MR. WOOCHEER: Yes. And as I say, we have to look  
2 at these on a case-by-case basis and a factual basis, but  
3 yeah, the populations have shifted dramatically in some of  
4 these areas over that time period and, you know, even  
5 certainly from, you know, 20 years ago when they were first  
6 created and then maintained in the last go round, but even  
7 in the last ten years. So I don't know if Karin has  
8 anything to add to that, but certainly that's -- that would  
9 be our analysis as a legal matter.

10 COMMISSIONER YEE: Commissioner Andersen, did you  
11 have a question? Oh, I'm off camera. Okay.

12 COMMISSIONER ANDERSEN: You actually kind of  
13 covered it. I was going to try to do an actual number  
14 similar to, you know, if you don't need the 59 percent,  
15 you're actually packing. So by not having Section 5, you  
16 can actually do the intent of the law without having to  
17 follow the letter of the law and it actually gives us more  
18 flexibility. Particularly in like you have to keep this  
19 district looking exactly the way it is. You know, that  
20 means you can't shift a little bit to actually accommodate  
21 a better representation. So I think we can actually -- so  
22 your example was great. Thank you, Commissioner Yee.

23 COMMISSIONER YEE: Okay. Anything else on  
24 part -- Section A? All these different sections. Section  
25 A?

1           Okay. Then let's move to Section B then. So a  
2 list of five situations where on an as-needed basis we  
3 might consult the 2011 maps. To the point we were just  
4 discussing, Section 5 -- regions that were covered by  
5 Section 5 in 2011 --

6           COMMISSIONER SINAY: Commissioner Yee?  
7 Commissioner Yee?

8           COMMISSIONER YEE: I'm sorry.

9           COMMISSIONER SINAY: Sorry. I just had one quick  
10 comment. On Section A for the VRA Section 5, you know,  
11 number 1, do we want to put in there that anything --  
12 because the way I read it was that we're just dismissing it  
13 and, you know, I don't want -- it doesn't read the way the  
14 explanation that was given to us, you know, that we will  
15 look -- you know, that we will be spending some time on  
16 those regions. We are going -- it's not like -- I'm hoping  
17 that the line drawers and everyone will say this used to be  
18 a former VRA, you know, a Section 5 county, but let us tell  
19 you -- let us show you what it is now. I mean I don't want  
20 us to be part of -- I want us to lead by example for other  
21 parts of the country that really do need to do this as  
22 well. So I don't want to just be ignoring that Section 5.

23           So if there's some way that we can put some  
24 wording in there, you know, it may not be practical, it  
25 might not -- you know, something -- I don't know.

1 Something that doesn't say that we're just throwing it out,  
2 but that we will, you know. I don't -- I don't know the  
3 right wording, so I'm -- I'm not saying anything out loud  
4 because I know legal will kick me under the table. So I'm  
5 staying very quiet right now because Anthony's right next  
6 to me. So can I just add -- okay --

7 COMMISSIONER YEE: No, I'm getting you.

8 COMMISSIONER SINAY: -- I'm babbling. Let me  
9 just put it this way. Can you all please put something in  
10 there that's reflective of -- of the -- that we do have  
11 respect for Section 5?

12 COMMISSIONER YEE: Yeah. We would, absolutely.  
13 Okay. Okay. I'm sorry. I lost the order. I lost my  
14 place actually.

15 We're on Section B now. Yeah, yeah. B -- b as  
16 in boy, and moving into the five situations where we might  
17 indeed consider the 2011 maps. So B-1, of course, when  
18 those existing districts have been mentioned in COI input,  
19 which they have been many times. People liking their  
20 districts, not liking their districts, so forth.

21 Numbers 2 and 3 actually go together basically  
22 using the rationale behind the current lines as data to  
23 inform our work looking at the Final Report from 2011, the  
24 rationale and description of each district, and then also  
25 using the existing districts to bridge any data gaps that

1 we encounter as we do our work.

2           Number 4, RPV analysis, of course, done on past  
3 elections, which depends on past-election districts, so  
4 we'll have to be cognizant of those districts as we digest  
5 the RPV analysis.

6           And then number 5, which is very subtle. This is  
7 the extra-credit one. You know, if you're in a senate  
8 district that was not up for election in the past election,  
9 and then we move the lines on you, because the senate is  
10 not elected every election, right? They're just staggered,  
11 so then we move the lines on you so you're not up in this  
12 election, then your senator might not be up for election  
13 six years running. Right? And so to be aware of areas or  
14 regions where that might be the case and to use that as one  
15 consideration for moving a line this way or that, sometimes  
16 called senate deferral, I think. Okay.

17           Okay. So a limited number where, on an as-needed  
18 basis, we would consider the 2011 districts and doing so  
19 without favoring or disfavoring any candidate, office  
20 holder, or party. Okay. Any discussion on those or any  
21 discussion for Karin?

22           Commissioner Andersen?

23           COMMISSIONER ANDERSEN: Thank you, Commissioner  
24 Yee. Just one thing on the -- what number is it -- I think  
25 it's in the two and three. One thing I do know in terms of

1 the reports of why certain districts were made certain  
2 ways, one thing to consider is which Commissioner Akutagawa  
3 and I found out in our Area G, one line was drawn because  
4 of a particular connection and they made this huge deal  
5 about, well, that -- the land, it might look like this, but  
6 actually it's all owned by someone else, and that's why the  
7 lines were drawing -- lines were drawn in a different  
8 particular area. And it's not at all obvious unless you go  
9 back and actually read the report. So there's an in -- it  
10 really is interesting to go back in the particulars of why  
11 certain districts were made certain ways, which I -- you  
12 know, this reminded me of.

13           And particularly because if moving a line a  
14 little bit might seem good because of a COI you just heard,  
15 but there could be other history which no one said anything  
16 about because they'd already -- the lines were already  
17 there. So as soon as you move it, you might get an  
18 enormous amount of -- of changes and calls in, which if  
19 you'd gone back and actually read the -- why certain lines  
20 were in certain places in 2011 -- in 2010, you wouldn't  
21 necessarily do that.

22           So sorry, everyone, we'd have a little bit more  
23 homework, but we're going to go back and have a look at the  
24 particulars on some of those areas. Some of it's just  
25 Community of Interest would shift, but some of it is like

1 physical landmarks or, you know, park boundaries, things  
2 like that.

3 COMMISSIONER YEE: Thank you, Commissioner  
4 Andersen.

5 Commissioner Sinay?

6 COMMISSIONER SINAY: Thank you.

7 So I was with Commissioner Fernandez where I just  
8 kept -- even when I have people ask, you know, I actually  
9 did a presentation to Congressional District 53, and -- and  
10 so they said, Okay, what happens to us? And I am like,  
11 what do you mean? They're like, We're Congressional  
12 District 53. I'm like, Oh, okay. And so I always said,  
13 you know, so we know for the congressional districts that  
14 we start from this, but I've always been an advocate of --  
15 of starting from clean for the same reasons that  
16 Commissioner Fernandez has.

17 I liked what you presented. I think this helped  
18 me understand the why. I do not like number 3, and I think  
19 number 3, for so many -- that whole bridging the data gap,  
20 let's be honest. I'm going to go back to my little  
21 diatribe from yesterday, but the 2010 Commission's number  
22 one regret was they didn't have enough data. They didn't  
23 have, you know. And as much as we may say that COI, you  
24 know, that people didn't come out, we had some really --  
25 I'm really proud of who did come out and the people that

1 came. And especially in like in San Diego when I'd tell  
2 people that, you know, we've heard from a lot of San Diego.  
3 We haven't heard from the north part of the city downtown  
4 and north. That is unheard of. Usually, they're the first  
5 ones out. So I do feel that being -- there was positives  
6 on COVID.

7 I don't like number 3 because we're saying they  
8 knew more than we know now and I think it's time to say,  
9 You know what? We know a heck of a lot and there's others  
10 in the community where we can get that information that  
11 know more than the 2010 Commission did. And I'm still  
12 going to stand by the fact that reports written by United  
13 Ways, community foundations, Chambers of Commerce, local  
14 universities are great resources. I mean I know when I  
15 first got -- when Commissioner Ahmad and I first got  
16 partnered, I sent her right away a report on refugees and  
17 immigrants that I had just gotten around COVID, and I'm  
18 like, Here you go. There is information out there that  
19 you're not going to get in any other way, so I don't like  
20 number 3.

21 COMMISSIONER YEE: Thank you, Commissioner Sinay.  
22 I'm wondering if you, you know, the second line there, the  
23 contemporary record, I mean that, I think, was intended to  
24 include such things, but maybe could be more clear or maybe  
25 not.

1 Commissioner Akutagawa?

2 COMMISSIONER AKUTAGAWA: Almost pressed the wrong  
3 button. I -- this is really more a question of curiosity  
4 because I found point number 5 pretty interesting and, you  
5 know, about the renumbering. And from what you, you know,  
6 in your considerations and all that, one -- what -- what  
7 are some of the thoughts that we should keep in mind to try  
8 to minimize the impact and is there a way to make it so  
9 that maybe this is one of those puzzle pieces. It's just  
10 not possible. But is it possible to avoid impacting  
11 Californians in a way that they would have to wait six  
12 years to be able to vote in their senator? That -- that  
13 was the one that really caught my interest.

14 COMMISSIONER YEE: Thank you, Commissioner  
15 Akutagawa. Yes. I believe the senate has elected  
16 alternately odd and even; is that right? Yeah? And  
17 perhaps we could ask Karin to -- well, she has her hand up  
18 -- the expert to weigh in on this?

19 MS. MAC DONALD: Hello again. Thank you so much  
20 for that question, Commissioner Akutagawa. So I wanted to  
21 clarify that the deferral is done at the end once you've  
22 drawn your lines. So it's not really -- it doesn't really  
23 factor into where the lines go. It's once you have your  
24 lines drawn as best as possible, then you would look at the  
25 report of who used to be in an odd district, who used to be



1 in an even district, and then decide the numbering based  
2 on, you know, deferring the least number of people so that  
3 the most number of people are able to stick to their  
4 regular election calendar. If that wasn't clear in here,  
5 then I apologize for that.

6 So it's essentially this -- this is what you do  
7 at the very end and then you can make that particular  
8 decision. Please let me know if that makes sense.

9 COMMISSIONER AKUTAGAWA: It does. Thank you.

10 COMMISSIONER YEE: Commissioner Fernandez?

11 COMMISSIONER FERNANDEZ: Thank you, Commissioner  
12 Yee.

13 Yes. I just want -- my only comment was I did  
14 want to echo what Commissioner Sinay said regarding three  
15 bridging data gaps. A lot happens in ten years and I don't  
16 think we're going to have time to validate or verify that  
17 whatever reasons 2010 had to do a certain line, I think if  
18 there's gaps, we just build it because we know once we  
19 build it, we'll receive comment. And I'd rather it be our  
20 lines than say, well that's what 2010 did. So I -- I also  
21 have an issue with number 3. Thank you.

22 COMMISSIONER YEE: Thank you.

23 Commissioner Turner?

24 COMMISSIONER TURNER: Thank you.

25 I wanted to perhaps ask Commissioner Sinay and if

1 not, Fernandez, what exact wording would make this document  
2 comfortable for them short of removing this? Because the  
3 intent in the writing of the document I think the -- what I  
4 read in the document in several places is, is in  
5 consideration in certain circumstances. If there is a gap,  
6 until additional information and input has been received,  
7 so I think it's written in a way that says there are  
8 allowances, for sure, for us to use contemporary documents,  
9 new research, all of that given time. And where there is  
10 not, here are some other things that could possibly be  
11 considered and just a justification, a rationale for why we  
12 may go back and look at something. I'm a clean slater too.  
13 That's exactly what I would want to do. And then I was  
14 really grateful for this document because it helped me  
15 understand why this could be beneficial and why it would be  
16 necessary for us to reference.

17           And so with that said, I'm starting out at the  
18 top, How current lines could help inform. I think it's  
19 still a strong document. It could inform us, and I don't  
20 think any of these words negate what the request is, but  
21 because there is the repeated concern, it feels like there  
22 should be maybe additional lines. And maybe not even here,  
23 because this is still reasons why it could be helpful.  
24 Maybe it's back on the other document to add in as our  
25 policy. We're going to, where possible, utilize

1 contemporary information. We're going to -- you know,  
2 whatever that needs -- wherever that needs to be, we can  
3 add that in and it won't negate this. This still says that  
4 this could be helpful and here's reasons that we may want  
5 to consider what was done and why based on all of the  
6 testimony that was given why we have to consider the  
7 previous lines if we're going to utilize the COI testimony  
8 that was received or we're going to throw it out and say it  
9 doesn't make any sense to us because there's no lines  
10 there, right? So -- so I think it's a valid document and I  
11 would just look for kind of direction, perhaps, onto our  
12 other mapping document that says -- so that there's comfort  
13 with commissioners that we're not -- we hear what you're  
14 saying, but where should it go so that you're comfortable.

15 COMMISSIONER YEE: Thank you, Commissioner  
16 Turner.

17 Commissioner --

18 COMMISSIONER TURNER: Do you want me to put  
19 this --

20 COMMISSIONER YEE: -- Fernandez?

21 Yeah, sure.

22 COMMISSIONER FERNANDEZ: And I'm not going to  
23 speak for Commissioner Sinay, because we could be coming  
24 from completely different areas. We're going to have gaps  
25 regardless. We're not going to hear from every area. And

1 my opinion is let's own it from the beginning and go from  
2 there. So I think that's where I'm coming from. And I  
3 would -- and as you mentioned, maybe bridging the gaps  
4 doesn't go on this document, it goes in the other document.  
5 But yes, we're going to have gaps and let's just deal with  
6 it as 2020 on our initially, because we're going to have to  
7 deal with it at the end. But thank you very much. And  
8 yes, it's a great document and I do appreciate -- I was  
9 thinking, oh, it must have been really late last night when  
10 I missed the -- the first part of how we could use it. So  
11 I do apologize for that part. It was late when we got  
12 back, but so thank you for that. And it does kind -- it  
13 does open me a little bit for looking at 20 -- the existing  
14 map, so thank you for that information. And thank you for  
15 accepting or listening to us.

16 COMMISSIONER YEE: Okay. Any more thoughts on  
17 the attachment number 1 as a whole or any part of it or any  
18 other questions for Karin?

19 COMMISSIONER SINAY: Commissioner Yee, can I  
20 speak to it as well? Patricia.

21 COMMISSIONER YEE: I'm sorry. Yes. Commissioner  
22 Sinay, I didn't see your hand.

23 COMMISSIONER SINAY: Yeah. No, I read it this  
24 morning and I did read it as these may be ways to do it. I  
25 will be honest, my fear is that we will go first. I don't

1 want us to go first to 2010. And the way I read this and  
2 even when you read it to me again, even though it has  
3 contemporary, it's -- I still feel we'll go first to 2010  
4 because contemporary are going to be harder -- contemporary  
5 data is going to be harder to find. So I keep rereading it  
6 and I do have a headache, so I apologize. Maybe my head's  
7 not working well. But I can't figure out exactly how to  
8 change it, so I don't feel like we'll use it as an ex -- I  
9 hate to say it, but as -- that's the easiest response.  
10 When we have a gap, we have this document and we can all  
11 say, hey, we have this document. Let's just go to 2010,  
12 and I don't want us to make it that easy.

13 COMMISSIONER YEE: I hear you. Okay.

14 Commissioner Akutagawa?

15 COMMISSIONER AKUTAGAWA: Thank you, Commissioner  
16 Sinay, for saying that.

17 I think I -- I just wanted to say that I -- I had  
18 some of that same feeling, but then it's kind of like as I  
19 read through the document, too, I also had the other  
20 feeling, so I just wanted to acknowledge what you're  
21 saying. It could be -- it could be that it's going back up  
22 to the beginning of the document where it speaks about 2011  
23 and it -- maybe that's where the tweaks need to be is just  
24 acknowledging that -- you know, it's acknowledging what  
25 they did but at the same time maybe making -- putting in

1 something that's a lot more explicit that -- we're just  
2 acknowledging what they did, but we're not going to  
3 necessarily follow or be guided by what they did. Maybe  
4 that's what it is. Because I -- I understand what you're  
5 saying. I -- but later on in the document I didn't get  
6 that feeling, so I don't think it was intentional or  
7 anything. It's --

8 COMMISSIONER SINAY: I -- I completely agree and  
9 I remember I did start this whole conversation by saying I  
10 was a completely from don't look at 2010 maps because it  
11 will bias us, and I didn't say the word "bias," but I do  
12 think it would bias us to saying this really opened my  
13 eyes, so thank you. Having said all that, three is still  
14 the one -- everything else I totally got but three was  
15 still the one that I kept going back to and going, um, no I  
16 can't figure it out. So I'll just leave it at that.

17 COMMISSIONER AKUTAGAWA: I think I had the  
18 opposite reaction though. It was in Section A that I had  
19 that strongest reaction and that's where maybe we just need  
20 to put a little bit of a caveat saying, you know, we're  
21 acknowledging this but we're not going to be necessarily  
22 starting from this place if that helps?

23 COMMISSIONER YEE: Okay. Anything else on the  
24 playbook Attachment 1?

25 Okay. If not, we thank Karin Mac Donald, as

1 always, for her expertise and you're welcome to stay,  
2 Karin, or move onto other things if you have anything else  
3 to do today.

4 MS. MAC DONALD: Thank you so much. Going on  
5 vacation now.

6 COMMISSIONER YEE: See you when you get back.

7 Okay. We can return to the main outline or is  
8 there time for that?

9 CHAIR SADHWANI: I'm sorry. Which main outline?

10 COMMISSIONER YEE: The -- the playbook outline  
11 itself. We had a few more trailing questions on that,  
12 yeah.

13 CHAIR SADHWANI: Got it. Sure. And then I would  
14 just offer also, Commissioner Yee, if you want a motion to  
15 -- excuse me -- to approve this document as amended or if  
16 you'd like to bring this back in a future meeting to adopt?  
17 But I'll leave that to you to decide.

18 COMMISSIONER YEE: I don't know.

19 Commissioner Turner, what are you thinking? This  
20 needs quite a few edits.

21 COMMISSIONER TURNER: I would say it's at the  
22 comfort level of the Commission. I did get all of the  
23 notes and I didn't think any of them were problematic to  
24 add it.

25 COMMISSIONER YEE: We are still awaiting the

1 third part of the playbook, which is the complete line  
2 drawing phases plan. We've actually discussed that at  
3 quite some length, but still not complete, so maybe we  
4 should wait until it's all done?

5 CHAIR SADHWANI: Sounds good. We can all  
6 anticipate, perhaps, some time on October 7th to finalize  
7 it.

8 COMMISSIONER TURNER: Okay.

9 COMMISSIONER YEE: Okay. So back to the playbook  
10 proper and before the break, I believe Commissioner Sinay  
11 and Fernandez had thoughts. I don't know if those thoughts  
12 are still with us?

13 COMMISSIONER SINAY: You might regret this, but I  
14 did write them down so they are with us.

15 COMMISSIONER YEE: Very good.

16 COMMISSIONER SINAY: The first thing I wanted to  
17 say is I really appreciated the map requirement document  
18 that was drafted and I really feel that that needs to be  
19 prominent on our website. So, you know, if there's a way  
20 and also it would be interesting if we can do kind of a  
21 social media, you know, just inform the public of what a  
22 lot of those requirements were when the time is  
23 appropriate. Not the timeline, the -- what -- what is it  
24 called, Anthony, the one that you created? The map  
25 requirements where it goes through all the laws and stuff?



1 And, you know, we had heard him several times and the  
2 public input design committee or Commissioner Fornaciari  
3 put it together on his own at one point just pulling out,  
4 reading different documents. And this one was, you know,  
5 it was really good. And I think the public would really  
6 benefit not from having to search for it. That's the one  
7 pain of our website is you're like I know we talked about  
8 this and something was approved, but we don't have a place  
9 on our website where we put documents once they're approved  
10 so that everybody can go find them and instead of going  
11 into the meetings.

12           So I did want to bring that up that I think that  
13 we need to figure -- that needs to be something that is  
14 really prominent wherever we are so people know where, you  
15 know, what -- what we're working off of.

16           UNIDENTIFIED SPEAKER: (Inaudible).

17           COMMISSIONER SINAY: I'm sorry?

18           UNIDENTIFIED SPEAKER: (Inaudible).

19           COMMISSIONER SINAY: I think the -- I think it's  
20 called map requirements. It's one of the handouts and it  
21 just talks about all the legal requirements. And I really  
22 do recommend that we print it out and put it in our  
23 handbook. That, you know, the handbook that was never  
24 filled that was sent to us.

25           The other one, the -- we -- we bring up deviation

1 and I understand we want to be at zero percent. Are we  
2 never -- but we're not talking about -- I know that there  
3 were conversations kind of last time of zero percent is  
4 almost zero percent possible. And so, you know, I don't  
5 want us to feel like we're failing right away, and I know  
6 that they had, you know, that -- that at some -- you know,  
7 sometimes there's conversations of plus or minus one  
8 percent. And then some people are concerned with the way  
9 that the census data has been created this time that it's  
10 going to be hard to do plus or minus one percent. And I  
11 don't know all the arguments, right? I'm just saying  
12 things I've read and haven't dug into.

13           So I'm just wondering, are we ever going to have  
14 that conversation because I don't feel comfortable  
15 approving a document that I know we're not going to  
16 successful -- you know, successfully achieve. Why don't I  
17 just stop there and let other people and then I'll swing  
18 back in if -- if those questions aren't asked.

19           COMMISSIONER YEE: Thank you, Commissioner Sinay.

20           Mr. Woocher, I don't know. This is not a  
21 specific VRA matter, but deviation, is that something that  
22 you might comment on now?

23           MR. WOOCHEER: Yeah. I think we've -- we had  
24 discussed this at one point before. There's two different  
25 standards that are set out in the memo there for the

1 congressional and the rest of the districts. Our advice  
2 has been that you not set any kind of arbitrary deviation  
3 that you are prepared to live with or not live with. The  
4 whole notion of deviation is that it is -- where there is  
5 flexibility, and there's more flexibility obviously in the  
6 state districts than in the congressional districts. Where  
7 there is flexibility, it's there because there are other  
8 factors that require a deviation from strict equality. But  
9 the objective should always be strict equality and then you  
10 might not be able to achieve that. Well, if you want to  
11 achieve, for example, compliance with the Voting Rights Act  
12 or certainly the other factors. And we think that setting  
13 any kind of arbitrary number in advance takes away from the  
14 principle that you are actually going to try to achieve  
15 zero. But it's not a failure if you don't achieve zero.  
16 It's anticipated that you're not going to achieve zero  
17 because you have all these other factors that you have to  
18 bring into play.

19           And, you know, we may get to a point where there  
20 are really strong reasons to have five percent deviation in  
21 some place and that doesn't apply to anywhere else. And so  
22 it just doesn't seem to make sense to us to set any  
23 objective goal prior to actually getting into the line-  
24 drawing process and seeing on a case-by-case basis what is  
25 necessary to achieve all of the factors and compliance that

1 you require. Does that help?

2 COMMISSIONER SINAY: Yes and no. So when it  
3 comes to this document though, that's not what we're  
4 saying. And so my -- you know, I'd like to -- you know, I  
5 know we've talked about this, but we did -- but sometimes  
6 it's going to take us more than once to hear something for  
7 it to click. But also, if you have a document like this,  
8 we could put that in that document so it clicks better for  
9 us as well. And so, even -- even -- I liked what you said,  
10 we're not, you know, we -- you know, well, the arbitrary --  
11 we don't want to set an arbitrary number because that may  
12 prevent us from getting to zero. Again, it's kind of what  
13 I said before. The easiest way out would be going to the  
14 old, you know, the 2010 maps. And kind of what we're  
15 saying is if we put a number in there, then we're -- we  
16 don't push ourselves enough to maybe get to that -- to that  
17 zero is what I interpreted.

18 MR. WOOCHEER: No. I don't think that's what I  
19 was saying --

20 COMMISSIONER SINAY: Okay.

21 MR. WOOCHEER: -- not necessarily. In fact, I  
22 think the -- I mean I --

23 COMMISSIONER SINAY: And I'm not --

24 MR. WOOCHEER: -- I read the document saying zero  
25 ought to be your objective, but you don't have to get to

1 zero if there are other factors that suggest otherwise.  
2 What I'm suggesting is, no, if you set -- it's almost the  
3 opposite of that. If you set an arbitrary number that says  
4 we are going to make it plus or minus two for every  
5 district, that is essentially constraining you, in a way,  
6 from fulfilling your other obligations to make sure that  
7 these other factors are met like Voting Rights Act  
8 compliance. Because in certain districts and certain  
9 situations you're going to want to be over two in order to  
10 satisfy these others.

11           So far from saying that I'm saying that you  
12 should disregard the others, it is precisely in order to  
13 give you the maximum flexibility to allow all the  
14 considerations to be taken into account that you shouldn't  
15 set yourself any kind of arbitrary range. You should keep  
16 shooting for zero and then on a case-by-case basis you can  
17 determine whether or not more -- more or less is required.

18           COMMISSIONER YEE: So, Mr. Woocher, we've heard  
19 in the past, you know, for the assembly districts, for  
20 instance, plus or minus five percent has been considered  
21 rule of thumb or safe harbor or other language. So that's  
22 something to keep in mind but not -- but not to hold  
23 ourselves to and so forth?

24           MR. WOOCHEER: Exactly. Exactly. You want to  
25 have that in the back of your head, and we will be there to

1 remind you if we think you are straying from a deviation  
2 that we think may be difficult to defend. But even that is  
3 -- I mean it's a safe harbor, but it's not a strict -- if  
4 it turns out there's a really good reason to go to a 12  
5 percent between the highest and smallest, I mean that can  
6 be justified perhaps. But it's so case-specific dependent  
7 upon what -- what you see on the ground and what you see  
8 when you draw these lines that you can't -- but, yeah.  
9 It's a general rule of thumb you can have in the back of  
10 your mind that notion that, you know, we don't have to  
11 start killing ourselves to bring a deviation from three  
12 percent down to two percent if we think this is really  
13 where we wanted to draw the lines for other reasons.

14 COMMISSIONER YEE: Thank you.

15 Okay, yeah. Commissioner Fornaciari, you want to  
16 jump the line? Is that? If that's --

17 UNIDENTIFIED SPEAKER: (Indiscernible).

18 COMMISSIONER YEE: Sure okay.

19 COMMISSIONER FORNACIARI: I'm line jumping.

20 COMMISSIONER YEE: We're all about lines here,  
21 yeah.

22 COMMISSIONER FORNACIARI: So all right. This is  
23 what I want to talk about, too, but I'm wondering from a  
24 practical standpoint as we give direction to our line-  
25 drawing team, do we want to, I mean, initially set sort of

1 a wide parameter range? You know, please try to stay  
2 within this as we're drawing districts and then narrow it  
3 down or, I mean, because -- help me understand how we get  
4 to the endpoint.

5 MR. WOOCHEER: I mean I think the line drawers  
6 will have to speak for -- to -- to this issue better than I  
7 can in terms of what constraints it puts on them and their  
8 ability to give you the information you need and to prepare  
9 lines. I -- I think they are aware, like we all are, of  
10 the objective of trying to get everything as equal as  
11 possible, but they are also aware that in -- in drawing  
12 these lines, they obviously don't want to give you  
13 something that they know is going to be problematic. And  
14 so I think from our discussions with them is they're aware  
15 of the safe harbor. They're aware of the general  
16 principles, and they're aware of the notion that there  
17 needs to be some flexibility and various to, you know.

18 So I don't know that they need more direction  
19 than that from you guys to say, you know, when you come at  
20 us with the first cut please make everything no more than  
21 two even if you're shooting for zero. I -- I guess that's  
22 a question, you know, better directed to them. It's a  
23 legal matter, obviously, you know, we don't have much data  
24 on that.

25 COMMISSIONER YEE: Okay. I think Commissioner

1 Fernandez was next in line from the -- before the break.

2 Commissioner Andersen if we could -- if we could  
3 go in that order? Commissioner Andersen -- Commissioner  
4 Fernandez?

5 COMMISSIONER FERNANDEZ: Wow. Everyone's jumping  
6 here. What's going on?

7 I'll just say a little bit about the standard  
8 deviation. I think yesterday Commissioner Turner, I  
9 believe, somebody said we're going to add some language to  
10 that when it says when it doesn't conflict with other  
11 criteria. So that kind of does boost it a little bit. And  
12 then also, I think it's up to all of us to watch the  
13 standard deviation, because if -- if the initial districts  
14 that we're drawing they're all under, then at some point  
15 that means at some point some district's going to have to  
16 be huge. So I think we'll probably be -- there's a lot of  
17 numbers people and statistical people in here, so I think  
18 we'll be able to figure that piece out.

19 But that's not really why I raised my hand.  
20 Anyway, I -- just for the -- this document on Section 6,  
21 just some of -- some of the more, I don't want to, I guess,  
22 challenges that we had. I just want to make sure we  
23 document them all. We had Broadband issues. We're all  
24 doing -- our unemployment's high, so it's -- I really want  
25 to point out what some of the priorities for Californians



1 may not be redistricting right now. We've got Broadband  
2 issues, we've got -- unemployment is high, business  
3 closures, working from home, teaching your kids from home,  
4 dealing with your kids at home, which is so positive,  
5 distance learning and homelessness. I mean there's so many  
6 issues that 2010 did not have to contend with. I mean they  
7 had to contend with some of that, but just the mere fact of  
8 everything being virtual and all of these other issues that  
9 we've noted. I just want to make sure that we capture as  
10 much as possible.

11 COMMISSIONER YEE: It's --

12 COMMISSIONER FERNANDEZ: And thank you again for  
13 putting this together.

14 COMMISSIONER YEE: Thank you.

15 Commissioner Andersen?

16 COMMISSIONER ANDERSEN: Thank you. Actually back  
17 on the -- the deviation, basically remember when the line  
18 drawers are showing us stuff, when they actually started,  
19 hey, we're putting a district together, we're going to draw  
20 this, right there in the corner it's going to say what --  
21 what the deviations are. And they will say anytime it's  
22 above five say, well, you know, and that's -- it's too big.  
23 They're plan is not to show us anything over five.

24 Anything though -- but they're leading with other  
25 criteria. The visualizations, like some of those, they'll

1 actually say we'll get the -- right away, can we keep Long  
2 Beach together. They'll be looking at, oops, here are the  
3 numbers. No, you can't or yes, you can. So I -- it's --  
4 we don't actually have to have our slide rules out or  
5 anything like that. It will -- it will be on the  
6 visualization for us. So -- and but I wanted to actually  
7 come back to is in -- in moving down, so there's equal  
8 population, on the VRA compliance, that's -- that's fine.  
9 But in D, the Community of Interest cities and county  
10 lines, we have down here number C, Current state election  
11 districts will be considered. That is not a criteria.  
12 That's a consideration and I'd like to move that out of the  
13 criteria and put it in 5, Some General Principles. And  
14 that's -- we can refer to this document -- well, that is  
15 the document and then we can state in there about when it,  
16 you know, when there's certain conditions we will be  
17 referring to the existing lines. But it's not a criteria,  
18 so I don't want it in under, you know, criteria because  
19 that's a -- that's a consideration.

20           COMMISSIONER YEE: Thank you, Commissioner  
21 Andersen. Let me think about that because, for instance,  
22 letter B is not a criteria either under that standard. You  
23 know, we're not -- there's no statutory requirement to  
24 consider since it's designated places but we're putting  
25 that in. So --

1 COMMISSIONER ANDERSEN: Again, that, yeah.

2 COMMISSIONER YEE: -- yeah.

3 COMMISSIONER ANDERSEN: Thank you for that --  
4 that also -- I'd like to stick to just the criteria here  
5 because, again, if this goes public, we want to kind of  
6 stick to what the criteria actually are. And if there are  
7 explanations, maybe put it under the general principles.

8 COMMISSIONER YEE: Yeah.

9 COMMISSIONER TURNER: Under, that's good. Under  
10 -- thank you, Commissioner Andersen.

11 Under D, the cities/county -- cities and county,  
12 the exact language, local neighborhoods, local Community of  
13 Interest and then there's parens there that says no -- that  
14 at the below sub criteria of governmental units and  
15 Community of Interest are not ranked within this criterion,  
16 but to your point, that paren could be easily missed and  
17 you're suggesting that they be moved to a general -- a  
18 general section area?

19 COMMISSIONER YEE: Or maybe adding language, you  
20 know, so letter B starts off non-statutory, maybe letter C  
21 we just insert that kind of language as well --

22 COMMISSIONER ANDERSEN: Uh-huh.

23 COMMISSIONER YEE: -- to make it clear?

24 COMMISSIONER ANDERSEN: Or -- or you just say for  
25 considerations of this see different location? You know,

1 because you have sub-criteria.

2 COMMISSIONER YEE: Okay. We'll give some thought  
3 to that.

4 COMMISSIONER ANDERSEN: Thank you. And -- but,  
5 you know, it's a great document.

6 COMMISSIONER YEE: It's getting greater and  
7 greater.

8 COMMISSIONER ANDERSEN: Lots of good  
9 considerations.

10 COMMISSIONER SINAY: Greater in spots.

11 COMMISSIONER YEE: Commissioner Sinay?

12 COMMISSIONER SINAY: Thanks. I was kind of on  
13 the same one and do -- whatever, II(D) (1)(b) that just to  
14 make it clear and it's more for public and others. We  
15 won't be using school districts unless a school district,  
16 for instance, submitted a COI. Could we ask to see school  
17 districts if we're struggling and that may make a  
18 difference? Because, you know, having been a school board  
19 member, I still feel that school districts are -- should  
20 all be COIs and I wish school districts would submit them  
21 because they do cross city lines and they are so huge in so  
22 many different ways. Can we request it if we're like  
23 struggling -- it's okay to request it?

24 COMMISSIONER YEE: Absolutely. I think that  
25 would be covered under 2) Community of Interest letter (i).

1 COMMISSIONER SINAY: (2) (1) (b) .

2 COMMISSIONER YEE: Or (i), you know --

3 COMMISSIONER SINAY: Okay.

4 COMMISSIONER YEE: -- helpful to seek other info,  
5 yeah.

6 COMMISSIONER SINAY: So community, if you're  
7 school board members or school superintendents, please  
8 thing of submitting your Community of Interests.

9 COMMISSIONER YEE: Please, yes.

10 COMMISSIONER SINAY: For II(A) -- I'm sorry. I  
11 numbered everything, but I'm trying -- so I -- I just want  
12 us to be careful because we talked about this yesterday  
13 about race and ethnicity and then if we're not using it  
14 kind of for the RPB analysis that it can be a Community of  
15 Interest, but how do, you know, we can't use just race at  
16 that point because that can get us into trouble.

17 But because of our historical discriminatory  
18 laws, many neighborhoods, many of the communities that are  
19 non-White were forced to live in certain places and that  
20 was set up that way and they set -- and it became cultural.  
21 They did open their stores. They did open their markets.  
22 They did open their faith-based communities. They did  
23 create the festivals and all the things that we heard  
24 about. And some people mention it and some didn't. Some  
25 people said we're predominantly like, community or we're

1 predominantly that. But I don't want us to throw out a COI  
2 that didn't specifically talk about their community, you  
3 know, about their using the wording "social interest" or  
4 their economic interest because to them telling us that  
5 they were 50 percent Black was telling us of their social  
6 interest. Because we know, historically, what -- what laws  
7 were in place that created some of these communities. And  
8 I, you know, and I just -- I want to put that out there and  
9 -- and maybe every time we talk about it we have to remind  
10 ourselves of that so then we're not just looking at it as  
11 race, but we're saying, look. This was a red-line district  
12 and therefore we know or whatever it is we need to say so  
13 that we're not just looking at racial context. But I don't  
14 want us to throw out COIs because they didn't -- the  
15 individual who called us did not bring up the social or  
16 economic interest.

17 COMMISSIONER YEE: Yes. In fact, we -- I think  
18 that was mentioned yesterday the degree to which sometimes  
19 race and, you know, race and culture overlap are even,  
20 yeah, so.

21 COMMISSIONER SINAY: Well, yesterday we were told  
22 that if we were not looking at an RPB, that we could look  
23 at it as a COI, but we don't -- we want to be careful that  
24 we're not just looking at race. And I -- what I want to  
25 push back is if someone is telling us that their community

1 is predominantly Latino, they're probably also telling us  
2 things that we didn't, you know, and I know we're not  
3 supposed to infer and all those things. But we didn't go  
4 deeper asking them question either, and so just to be  
5 careful.

6 COMMISSIONER YEE: Sure.

7 COMMISSIONER SINAY: And then I wanted to ask on  
8 II(B), -- I'm just taking since I'm on the twos, on II(B),  
9 we're not supposed to take political, you know, candidates  
10 or parties. We got a lot of COIs that were blatant  
11 political and then we got a lot of COIs that were veiled  
12 political. But do we -- how do -- how are we, as a group,  
13 listening to those -- those COIs? Are we tossing them out  
14 if they said, hey, we're conservative and we want to stay  
15 conservative or we, you know, we're Mr. Smith's -- we're in  
16 Congressional Member Smith's and we want to stay there.  
17 Are we tossing those out or are we just listening to them  
18 still as a COI who wants to stay together?

19 COMMISSIONER YEE: Any thoughts? I was wondering  
20 that myself. I remember one was, you know, I'm in  
21 somebody's district. Take me out.

22 COMMISSIONER SINAY: Trust me. As having done  
23 presentations in 53, they're like can we tell you who to  
24 take out? I'm like, no.

25 COMMISSIONER YEE: Commissioner Sadhwani?

1           CHAIR SADHWANI: Thank you. I don't feel  
2 comfortable putting myself into the position to judge what  
3 constitutes a political -- political testimony and what  
4 doesn't. Even the term "political" is -- can be broadly  
5 used. A community's desire for enhanced political power  
6 seems pretty -- pretty okay, but it's also political. So,  
7 to me, all testimony is valid. Nothing gets thrown out.

8           As 14 members, we are here to use our best  
9 judgment in reviewing these -- this -- this testimony as  
10 well as looking at the -- the factual data and  
11 considerations that are in front of us, weighing the  
12 multiple criteria. Right? I -- if -- I don't think  
13 throwing out COI or even engaging in thinking about what  
14 COI is better or worse necessarily behooves us. Because I  
15 think as we get into this process, we'll -- we will have to  
16 make decisions, we will have to make trade-offs. We won't  
17 -- even as much as we want to incorporate every Community  
18 of Interest that we've heard, it won't be possible.

19           So I think all testimony is good testimony. All  
20 testimony is valid testimony. And it's up to us to -- to  
21 make a judgment call. And I do think that's why we're  
22 here. Right? I mean I think that's why there are 14 of  
23 us, why there is variation and diversity amongst us across  
24 multiple categories is so that we can make those kinds of  
25 judgment calls as we need.



1           COMMISSIONER YEE: Okay. I think we're winding  
2 down. Any further thoughts? Commissioner Sinay?

3           COMMISSIONER SINAY: Sorry. Don't ever send me  
4 to do homework again.

5           Noted. No, but this is what -- I ask -- I ask  
6 these questions not for us to think about it and make sure  
7 that I agree with everything Commissioner Sadhwani said,  
8 but I didn't want to be the -- you know, I want to put it  
9 out there, like you said, Commissioner, yeah, I was  
10 wondering the same thing. So let's -- I would invite us  
11 all to ask those questions that you're wondering so that we  
12 can have it out in the open versus it stays behind our head  
13 and it nags at us or we answer it ourselves versus all.

14           And I would be -- I would ask does anyone see it  
15 differently than Commissioner Sadhwani? You know, do --  
16 did -- you know, does everyone feel comfortable, because  
17 this is a big question and it kind of goes back to the CAL  
18 matters.

19           So since you were wondering the same thing,  
20 Commissioner Yee, I'm going to ask you what were you  
21 thinking when you were wondering?

22           COMMISSIONER YEE: You know, I was generally  
23 thinking along the same lines as Commissioner Sadhwani, but  
24 not knowing how to navigate that really, and thinking it  
25 will probably just come up case-by-case as, you know, we're

1 looking at a certain part of the state and looking at the  
2 body of COI for that, and weighing it. And with all the  
3 different considerations including this one, you know,  
4 we'll come to a judgment on how much weight to give the  
5 testimony that we got, so. But it's, you know, so the  
6 statutory language, any consideration of relationships with  
7 political parties, incumbents, or candidates, you know,  
8 that's a -- I know we're going to parse that very, very  
9 closely I think in some cases. You know, what -- how  
10 exactly to apply that exclusion.

11 COMMISSIONER SINAY: Thank you.

12 Anyone else before I go to my next question? So  
13 can I just ask that on -- on II(C) (2) where we use a  
14 military base as an example that we delete that because  
15 that's not an accurate description? As someone who has  
16 worked with military families, I will tell you that all --  
17 all forms of all political districts affect them. They go  
18 to our local schools, they don't live on basis anymore.  
19 They live, you know, so all political things affect them.  
20 It's not just congressional districts. And so that's been  
21 a misnomer for a long time and that was why it was hard to  
22 get some military families to participate until we were  
23 able to write an article in -- in San Diego that targeted  
24 military families and then we got military families who  
25 actually came out and -- and participated. So I'd like us

1 to take that one out.

2           It is II(C) (2). I think a better example was  
3 kind of parks. You know, is it a national park? So it  
4 would be federal or is it a state park, so it's local? I  
5 thought that was a really good example that people brought  
6 to us. And I -- and I did like -- I mean that was an aha  
7 moment for me and I am going to look at things differently  
8 kind of asking that question.

9           On II(C) (f) where we said "scripted," I don't  
10 want us to discount people who did speak to us and it was  
11 scripted because for some people if it's the first time  
12 they're participating, they want a script. They're so  
13 scared, they're so nervous, they're so excited, you know,  
14 that someone gave them a script and they can participate.  
15 And so I think we, again, all COIs are, you know, a COI is  
16 a COI and let's try to look at it as part of one of the  
17 sketch -- one of the line -- one of the broad strokes, but  
18 not just discount it. And the way I read it, it sounded  
19 like we were kind of discounting it if it was scripted.

20           And I am going to stop there, because I know I  
21 saw Commissioner Andersen and I don't want to -- and now I  
22 see Commissioner Fernandez. So I'll be quiet and come  
23 back.

24           COMMISSIONER YEE: Thank you, Commissioner Sinay.  
25           And I'm only seeing Commissioner Fernandez, so --

1 COMMISSIONER FERNANDEZ: That's because I'm  
2 sitting right next to you so I'm going to -- just kidding.

3 I did want to comment on what Commissioner Sinay  
4 just said. So it's actually, let's see Roman Numeral  
5 Number II (D) (2) (f). I don't see scripted to be any  
6 different than an organization coming forward and saying  
7 they spoke to a hundred people and this is what the  
8 feedback is. So -- and again, I just appreciate the fact  
9 that they called in. They made -- or they wrote in or they  
10 sent their COI. And if it looks exactly the same as  
11 someone else's then I would hope they understand what they  
12 submitted and they feel the same way. So I agree that  
13 because it's scripted it has the same value as one that is  
14 -- does not appear to be scripted. So thank you.

15 COMMISSIONER YEE: Okay. And, Commissioner  
16 Sadhwani?

17 CHAIR SADHWANI: Yeah. I mean I'm certainly in  
18 agreement that, excuse me, scripted testimony is perfectly  
19 fine. I think the purpose of this, if read in full, in  
20 cases of multiple, substantially, identical COI input  
21 submissions, I think that the issue is not about whether or  
22 not it's scripted, but potentially giving extra weight to  
23 multiple submissions that are about the same. And so I  
24 think that was -- that was kind of the concern raised is  
25 that we're not overly weighting those -- those testimonies

1 that are coming in. You know, for example, I don't know  
2 how many times we heard keep Long Beach together. That  
3 doesn't mean, though, that the City of Long Beach has --  
4 should have any greater weight than any other city that  
5 wants to be kept together but only had one person call  
6 together to call in. So, to me, that was how I read that.  
7 It's not a problem of scripted testimony, but instead,  
8 giving additional weight to multiple people calling in,  
9 that targeted coordination of it.

10 COMMISSIONER YEE: Okay. I'm still seeing hands  
11 up. Are those live hands or? Okay. Let's go to  
12 Commissioner Akutagawa and then back to Commissioner Sinay.

13 COMMISSIONER AKUTAGAWA: Commissioner Sadhwani,  
14 can I just clarify what you just said? So I thought I  
15 heard one thing and then I heard something different. Went  
16 back to the same place. So using the example of Long  
17 Beach, I would also use the example of the -- I guess it  
18 would be the Santa Clarita Valley, right, that  
19 Congressional District 25. And I feel like there was a lot  
20 -- it was very similar in the terms of the testimonies that  
21 we were hearing to what we heard from Long Beach.

22 So at first, it was -- it's not so much about the  
23 scripting, but it's just about the number of comments and  
24 submissions that we got advocating for Long Beach to be  
25 kept together or for Congressional District 25 to remain

1 the same. If I heard you correctly, even though we got a  
2 lot, it's a consideration but that doesn't meant that if,  
3 for various reasons, you know, that we're still trying to  
4 keep in mind VRA and things like that that we may not be  
5 able to accommodate, I guess, right, what -- what they're  
6 asking for is -- am I interpreting what you said correctly?

7 CHAIR SADHWANI: May I respond? Is it --

8 I mean, I think that's right and -- and for me,  
9 it's about -- it's also just about the weight that we're  
10 giving to people. Right? I -- I think it -- it's about  
11 not allowing the loudest voice to predominate. Right? I  
12 mean, in the example of the Santa Clarita Valley, I think  
13 we actually heard different kinds of testimony that I  
14 recall. Right? Some people saying Simi Valley has nothing  
15 to do with us, and others saying, yes it does. Keep it  
16 together and add Moorpark. Right? So I think to me, it's  
17 about insuring that we're hearing all of those voices and  
18 not allowing one to predominate -- you know, multiple  
19 testimonies that are the same and coordinated and allowing  
20 that to predominate the -- the discussion. Making sure  
21 that we hear the lone voice that may have called in.

22 COMMISSIONER YEE: Okay. I think it's  
23 Commissioner Sinay and then Commissioner Andersen.

24 COMMISSIONER SINAY: Go ahead and go to  
25 Commissioner Andersen in case she has the same one.

1 COMMISSIONER YEE: Okay. Commissioner Andersen?

2 COMMISSIONER SINAY: I'm trying to be fair.

3 COMMISSIONER ANDERSEN: Actually, I moved down to  
4 item, you know, Roman Numeral Number III, so if yours is  
5 before that, go -- go ahead.

6 COMMISSIONER SINAY: Yeah. I just have -- I was  
7 -- we talked a lot about Roman Number II (D) (2) (i) where  
8 it's about the data. And I don't know where we fell on  
9 that yesterday, but what I would like to recommend is that  
10 we just scratch out where it says "that parenthesis."  
11 Though note that such data are very often unhelpful --  
12 unhelpfully -- unhelpfully dated or and/or appro -- because  
13 that -- I read it a second time and it triggered me again.

14 So I just -- I don't -- I just feel bad for  
15 people who --

16 COMMISSIONER YEE: Sure. Sure.

17 COMMISSIONER SINAY: So if we can just take out  
18 that parenthesis --

19 COMMISSIONER YEE: Okay.

20 COMMISSIONER SINAY: -- and then I'll be better  
21 with it.

22 COMMISSIONER YEE: All good.

23 Commissioner Andersen?

24 COMMISSIONER ANDERSEN: Okay. Just, sorry, on  
25 that. What -- I agree. Commissioner Sinay, if we took out

1 stuff in the parenthesis but put it would be helpful to see  
2 valid demographic instrument and other data.

3           Then I want to move on to item number III and I  
4 don't want us to say, okay, this is the order we're doing  
5 it, because it could actually be assembly plan,  
6 congressional plan, and then you put the senate boards  
7 together. And I -- I'd like to kind of leave that a little  
8 more flexible depending on kind of by area, quite frankly.  
9 Because if we're in one area, we're trying to look at it  
10 and, like I say, it's an area that has parks, we might say,  
11 great. Okay, for assembly this is great. But now for  
12 congressional let's do it a little differently here because  
13 this is all federal land. And it might be the appropriate  
14 time on that or we might be in this area and say, well, but  
15 okay. We've just split this but, you know, we could keep  
16 it all together in the senate. So I don't want us to say,  
17 you know, we are going to go in this order. I'd like it to  
18 be potentially, or, you know, a possible mapping sequence  
19 so if we can be a little more fluid with that?

20           COMMISSIONER YEE: Right. So I mean, of course,  
21 you know, going into sequence doesn't preclude making notes  
22 and, you know, developing intentions for the -- for the  
23 other plans. But we wouldn't start actively working on  
24 that plan until we got to it. I suppose that's the  
25 thought. But if we just leave it flexible, maybe -- maybe



1 just make a note here about making this our intention, our  
2 possible, or so, you know, a little softening language  
3 there. Would that be sufficient?

4 COMMISSIONER ANDERSEN: Yeah. I -- I'd like to  
5 have that --

6 COMMISSIONER YEE: Okay.

7 COMMISSIONER ANDERSEN: -- because exactly. You  
8 know, if -- if we lock it in, then the line drawers --

9 COMMISSIONER YEE: Yeah.

10 COMMISSIONER ANDERSEN: -- will do it in that  
11 order whether it makes the most sense or not.

12 COMMISSIONER YEE: Yeah, yeah.

13 Okay. Commissioner Sinay?

14 COMMISSIONER SINAY: Just on that one, I would  
15 really like to have that conversation with the line  
16 drawers, because my concern is kind of going back to our  
17 only example we have of visualization. We spent way too  
18 much time in some areas and it didn't give us enough time  
19 for other areas. And if we start -- and I know us now.  
20 I've been with us for a while. We will go off tangent and  
21 go into congressional and others, and we won't take the  
22 time to -- and so I would rath -- so I liked having a  
23 schedule and saying, okay, this is our goal and then taking  
24 notes and putting it away and bringing that up later. I  
25 don't want us to go down rabbit holes like we did during

1 visualization. Because I -- there were times we went down  
2 rabbit holes, and I know people didn't think they were  
3 rabbit holes, but we did.

4 COMMISSIONER YEE: And just to note, the line  
5 drawers did see this document and we actually did discuss  
6 this item with them, so.

7 Commissioner Akutagawa, I think, is next.

8 COMMISSIONER AKUTAGAWA: Yeah. You know, I'm  
9 also realizing that we -- and I think I heard this just in  
10 terms of what Commissioner Andersen just said. Excuse me.  
11 I guess there does need to be some measure of understanding  
12 that we reserve some measure of flexibility in what we will  
13 do. Right? Because otherwise, if we lock ourselves in too  
14 much, and I think that's what Mr. Woocher was also saying  
15 earlier about the deviations. I mean that was just one  
16 example of it, but I think we also need to remind ourselves  
17 that we're going to need a little bit of -- of flexibility  
18 because we've not done this before. So it's not like we  
19 know for sure what's going to happen. And we may think  
20 this is what should happen, but it may not turn out to be  
21 that.

22 That wasn't really my initial point. I know.  
23 Commissioner Yee, I -- and, Mr. Woocher, I may ask you to  
24 jump in on this. One of the things that, as I was just  
25 kind of thinking about this document, which is fabulous, by

1 the way. I do really like it. One -- something that  
2 Mr. Becker said -- I don't think it was this meeting, but  
3 the previous meeting that just stuck in my mind was that he  
4 said that we have the -- the six criteria that is ranked  
5 but I remember him saying that even though there's a  
6 ranking, in looking at all of the districts and the line  
7 drawing, there's going to be a degree of -- I don't want to  
8 say fluidity, but it sounded like fluidity or flexibility  
9 where sometimes we'll start with one way but then we may --  
10 we may need to do a little jumping around because of some  
11 certain things. It was something to that effect.

12 And, Mr. Woocher, I don't know if you recall that  
13 part?

14 MR. WOOCHEER: I don't recall specifically but I  
15 know one of the common themes that -- that he's been  
16 mentioning, you know, the word "iterative" has been used  
17 quite a bit here, and that's -- that's the notion that you  
18 can start in a particular place and think that you have got  
19 the perfect district for that district, and then you go a  
20 little bit of ways and you realize that in order to comply  
21 with maybe the higher requirement for another district,  
22 maybe it's population, maybe it's the Voting Rights Act, it  
23 turns out that you have to go back and make a change in  
24 that other district. So I think that was the thing. The  
25 key point is we don't want you to lock yourselves in at any

1 point to some specific district that may seem perfect, even  
2 if it is, you know, is perfect at the time because there  
3 may be other considerations that come back. I think that  
4 may be what he was referring to. I'm not sure.

5           COMMISSIONER AKUTAGAWA: Okay. So I guess maybe  
6 what I'm asking for maybe to make it more clear or to make  
7 it more obvious is maybe something to that effect. Because  
8 I'm reading like a -- sorry, I'm going back up to the top  
9 where it says Number II, Rank Statutory Criteria and you  
10 have that sentence that says lower priority criteria only  
11 apply if they do not conflict with higher priority  
12 criteria. I think that is reflecting then what Mr. Becker  
13 is saying and what you said, Mr. Woocher. But I think  
14 on -- it took multiple reads to realize that and I think --  
15 I think what I'm saying is just can we make some of this  
16 stuff much more obvious and simple and clear so that then  
17 even for members of the public who is looking at this,  
18 they're not going to be confused and then thinking we're  
19 trying to pull a fast one on somebody. You know, so I  
20 think to whatever effect that that can be done, you know,  
21 where it could be a little bit more clear, I think that's  
22 just what I would ask for.

23           COMMISSIONER YEE: Right. Especially says the  
24 higher ranking criteria. I mean there is a range of ways  
25 to --

1 COMMISSIONER AKUTAGAWA: Yeah.

2 COMMISSIONER YEE: -- fulfill each of those, so  
3 it's not as if you --

4 COMMISSIONER AKUTAGAWA: Yeah.

5 COMMISSIONER YEE: -- you know, fulfil (C)  
6 perfectly and then everything else drops out, right? So.

7 COMMISSIONER AKUTAGAWA: Yeah. Because I feel  
8 like we think we all have the best of intents. You know,  
9 we want to do what's right and what's best and what's most  
10 fair. But as it has been discussed, there is a political  
11 aspect that is being, you know, maybe brought in from  
12 outside as -- as maybe we may not -- we may try not to do  
13 because obviously we want to keep it so that political  
14 considerations are not taken into account with what we're  
15 doing. But that doesn't mean that outside people will not  
16 try to read things in that may be -- might not be there.  
17 So the more clear we are in terms of what we're doing, the  
18 more we can also point back to and remind people of what  
19 we're doing and where we're coming from.

20 COMMISSIONER YEE: Actually, I'm thinking of my  
21 note from yesterday that we were probably going to change  
22 the "if" there: "lower priority criteria apply if" to  
23 "lower priority criteria apply to the extent," which might  
24 help that a little bit.

25 CHAIR SADHWANI: Commissioner Yee, if I could

1 just interject briefly? I'm wondering -- part of this  
2 introduction is a time check. We're up against a break at  
3 12:30. I'm wondering -- I think what I'm hearing and I was  
4 raised about going into rabbit holes. What I'm hearing a  
5 little bit of is that there's some wordsmithing that needs  
6 to happen here that the intention of the document, the  
7 intention of most of the points on here are -- actually are  
8 reflective of our sentiment. However, perhaps a little  
9 wordsmithing needs to happen in some key areas. I think  
10 this document has gone through an incredible transformation  
11 from starting out as a commission document, having been  
12 reviewed by legal, and it's a very legalistic document at  
13 this point, and maybe needs -- maybe needs a little  
14 massaging both for us as well as for the community. And I  
15 think that's entirely fair.

16           And in the interest of time, I want to see if we  
17 can maybe round out some of our comments. We've spent  
18 quite a bit of time on this this morning as well as  
19 yesterday. I think this is a really important conversation  
20 that we needed to have, but I'm also wondering if some of  
21 these wordsmithing things could at least be emailed to the  
22 subcommittee. We've already committed to bringing this  
23 back next week and finalizing this document and hopefully  
24 having a motion for approval at that point in time.

25           And it -- I know there's a couple more hands

1 raised and that's fine, but I also want to just remind you,  
2 before we go to lunch at 12:30, my intention is to take  
3 public comment on agenda Item Number III.

4 COMMISSIONER YEE: Thank you, Chair. So just a  
5 few more minutes for thoughts here. And so the intention  
6 will be to bring back another draft of this along with the  
7 third document, the Line Drawing Phases Plan and so that  
8 would be the whole playbook then, for consideration and  
9 hopefully approval next week.

10 Okay. Given that, I see Commissioner Sinay.

11 COMMISSIONER SINAY: Thanks. So I was curious on  
12 when are we going -- when do we discuss packing and  
13 cracking and the percentages? Because it -- I've heard  
14 numbers thrown out, but we haven't had that discussion as a  
15 -- as a -- yes, I'm trying to bring this up before he  
16 leaves. But I -- but I'm worried because I've heard 55  
17 percent today and stuff. But we haven't had that  
18 conversation yet about what percentage we want, you know,  
19 what looks good -- whatever the right wording is. So I do  
20 want us to be aware of that.

21 COMMISSIONER YEE: Mr. Woocher, do you want to  
22 comment on it?

23 MR. WOOCHEER: I'm going to be a disembodied  
24 voice, I think, because I've had to sign out.

25 COMMISSIONER YEE: Okay.

1 MR. WOOCHEER: It -- that's another one of these  
2 issues that you just can't do in the abstract. Sixty  
3 percent in a district where there's a heavy cross-over vote  
4 and a high turnout from the minority group, you know,  
5 may -- may almost be packing. Whereas 60 percent in a  
6 district without any cross-over for a -- for a minority  
7 group that has historically has lower voter turnout ratios,  
8 rates, you know, may not be enough. It's just so specific.  
9 That's part of some of the analysis that we're doing now  
10 and the RPB may shed some light on that. But when you're  
11 going to get to each of those ones, you're just going to  
12 have to address them as they come along. There's no --

13 COMMISSIONER SINAY: I --

14 MR. WOOCHEER: There's just no answer we can give  
15 you in advance on that.

16 COMMISSIONER SINAY: I completely appreciate that  
17 and -- and I almost want a line like that in this document  
18 because it is -- it is a common and it does come up in  
19 redistricting just saying.

20 But I also want to talk to my fellow -- say to my  
21 fellow commissioners, be careful because I have heard  
22 people use percentages and I don't want that to come back  
23 to us. And we've just heard we don't have a percentage.  
24 We will be working on it on a case-to-case because there's  
25 a lot of other variables. So we just need to be careful on



1 our language sometimes. And I know I'm very guilty of it,  
2 so.

3 COMMISSIONER YEE: Okay. Any last thoughts,  
4 Commissioner Turner, my fellow subcommittee member? Any  
5 thoughts?

6 COMMISSIONER TURNER: Thank you. Excellent  
7 presentation, Commissioner Yee. Thank you for carrying all  
8 of that and to all of the Commissioners for your wonderful  
9 add-ons and suggestions. And I think that we -- well, I  
10 know what we will do is to take all of your feedback, your  
11 suggestions, considerations. I do want to encourage you to  
12 email any other thoughts that you have so that we can  
13 incorporate that. And we will bring back a more -- a more  
14 excellent document at the appropriate time. Thank you.

15 COMMISSIONER YEE: Thank you, everyone.  
16 And thank you, Chair, for such extended  
17 discussion.

18 CHAIR SADHWANI: You're very welcome. I think we  
19 -- we've been waiting for this conversation. So I think it  
20 was -- it was time well spent and I really appreciate all  
21 of the work of the subcommittee to bring this forward and  
22 to continue this work as we move forward. I think it will  
23 be really helpful in guiding us throughout -- throughout  
24 this process and particularly in the next few weeks.

25 With that, that concludes our subcommittee

1 reports of agenda Item Number IV, if I missaid that  
2 earlier, I apologize. This was agenda item number IV. So  
3 with that, Christian and Katie, if we could please take  
4 public comment on Agenda Item Number IV.

5 PUBLIC COMMENT MODERATOR: I'm here, Chair. One  
6 moment.

7 CHAIR SADHWANI: Thanks so much, Katie.

8 PUBLIC COMMENT MODERATOR: Where did my  
9 instructions go? All right. The Commission will now take  
10 public comment on agenda Item Number IV. To give comment,  
11 please call (877) 853-5247 and enter a meeting I.D. number  
12 88264383219 for this meeting.

13 Once you have dialed in, please press star-nine  
14 to enter the comment queue. The phone call and  
15 instructions were read previously in the meeting and it's  
16 provided info on the livestream landing page.

17 And we do not have anyone in the queue, Chair,  
18 and I will let you know when the instructions are complete.

19 CHAIR SADHWANI: Perfect. Thank you so much.

20 So I think with the -- while we're waiting for  
21 those instructions to complete and see if we have any  
22 callers, I just wanted to return to our agenda. I think  
23 the only item that we have left is the line-drawing  
24 subcommittee and in particular a discussion of the census  
25 timeline -- or excuse me, the line-drawing timeline, which

1 stems from the Supreme Court's decision last week.

2 Commissioner Andersen has put together a sketch  
3 of what that looks like so this afternoon we'll be coming  
4 back to have that discussion so we encourage folks to join  
5 us in that. I think there is a general thought that we can  
6 just do lunch for 45 minutes, so from 12:30 to 1:15. So  
7 we'll plan -- in fact, it's 12:18 now, so if we -- if we  
8 don't end up having any callers, perhaps we can even come  
9 back by about one o'clock. And maybe, just maybe we could  
10 even end our day a little early.

11 Katie, how are we doing in the -- in the comment  
12 line? I'm not seeing any callers at this point.

13 PUBLIC COMMENT MODERATOR: We -- we do not have  
14 any callers, Chair, and the instructions are complete.

15 CHAIR SADHWANI: Very good.

16 So with that, we will break for lunch and be back  
17 at 1 p.m.

18 (Off the record at 12:18 p.m.)

19 (Back on the record at 1:00 p.m.)

20 CHAIR SADHWANI: Great. Welcome back to the  
21 California Citizens Redistricting Commission. I hope  
22 everyone had a great lunch. We are -- do we have a quorum?  
23 We're missing a couple members. I just want to make sure  
24 we have enough to establish a quorum if we so needed.

25 UNIDENTIFIED SPEAKER: We have nine.

1 CHAIR SADHWANI: We have nine.

2 UNIDENTIFIED SPEAKER: (Inaudible).

3 CHAIR SADHWANI: Two three -- five, no. Linda  
4 and Jane.

5 UNIDENTIFIED SPEAKER: Now, we have nine.

6 CHAIR SADHWANI: Perfect. Sorry about that.  
7 Thank you. I just wanted to make sure that we were fully  
8 covered here.

9 Thank you. We are coming back and finishing our  
10 agenda for today. We're going to have a conversation about  
11 the timeline that we will hopefully eventually adopt. So  
12 the goal is not to actually take action today, but instead  
13 to review a plan that Commissioner Andersen has proposed.  
14 I know that we had heard that there are community members  
15 who also may want to weigh in. I'm sure all of you have  
16 lots of thoughts that we will discuss today. So the goal  
17 is not to necessarily take action today but instead look at  
18 a plan and hopefully be able to finalize this by our  
19 meeting next week. Okay?

20 So with that, Commissioner Andersen, I will --  
21 oh, actually excuse me. I'm actually going to start off  
22 and ask Chief Counsel Pane to talk a little bit about the  
23 map requirements document that you put together. I thought  
24 that was a really helpful piece. And if we could start  
25 with that and then we'll move into the -- into the

1 proposal?

2 MR. PANE: Okay. Thank you, Chair. Let me just  
3 pull it up real fast. That's okay. That's all right.  
4 Okay. So I just wanted to highlight some points. I  
5 briefly mentioned this yesterday during the chief counsel's  
6 report. From the *Padilla* case, we know now that the first  
7 preliminary maps are due November 15th. And just by the  
8 way as a summary, this is all in the Government Code 82.53,  
9 with some slight additions from the *Padilla* case is where  
10 all of this comes from.

11 Number 2, public comment shall be taken for at  
12 least 14 days from the date of the public display of first  
13 preliminary statewide maps. I'm sure Commissioner  
14 Andersen's going to go into more detail about that piece.  
15 But that's the waiting period from the first preliminary  
16 maps.

17 Number 3, the Commission shall not display any  
18 other map for public comment during that 14-day period.  
19 Okay? So wanted to highlight that the statute specifically  
20 refers to the first preliminary map where that is the case.  
21 It does not create that same prohibition for the subsequent  
22 maps. It is specific to the 14-day waiting period which is  
23 only referring to the first preliminary map.

24 Certainly the Commission could choose to further  
25 -- like not display any other maps on the subsequent maps,

1 but as far as a prohibition goes that is specific to only  
2 the 14-day, which is the first preliminary map.

3           Number 4, public comment shall be taken for at  
4 least seven days from the date of public display. Now, the  
5 reason I highlighted taken is because some Commissioners  
6 have asked, well, do we have to hold meetings during that  
7 time. The statute doesn't require holding meetings. It  
8 requires that public comment be taken. There are many ways  
9 that public comment can be taken. Public comment can be  
10 mailed in, it can be emailed in, it certainly can be taken  
11 during a meeting. So there are many ways that public  
12 comment could be taken. So it will be up to you how you  
13 want public comment to be taken outside, for example, do  
14 you want to hold meetings and maybe review some of the  
15 comments? You could certainly do that.

16           Number 5, public comment shall be taken for at  
17 least three days from the date of the public display of any  
18 final statewide maps. So that's -- and we've mentioned  
19 this before as well, there's a three-day waiting period  
20 from the final maps. Once we say, the Commission says it's  
21 final, we have to wait our three days and we take public  
22 comment for those three days prior to certification.

23           Number 6, final maps must be certified by the  
24 secretary of state by December 27th. That is the date that  
25 the California Supreme Court gave us. Okay. Because of

1 number 5, final maps will need to be displayed by December  
2 24th. So that's just an application of the three days, and  
3 it says "by the 24th." It certainly could be earlier.

4 Number 7, with each of the final four maps, the  
5 Commission must issue a report that explains why its  
6 decisions in achieving compliance with the various criteria  
7 listed in subdivision D, it must include definitions of the  
8 terms. And this the report that Commissioner Kennedy has  
9 referred to and Commissioner Fernandez have referred to  
10 previously.

11 Number 8, the four final redistricting maps must  
12 be approved by at least nine affirmative votes which must  
13 include at least three votes of members registered from  
14 each of the two largest political parties in California  
15 based on registration and three votes from members who are  
16 not registered with either of these two political parties.

17 So you will -- if we can just temporarily skip  
18 down to number 10, nine or more affirmative votes shall be  
19 required for any official actions. So generally we need to  
20 have nine votes. Number 8 is saying for the final maps, it  
21 has to have -- there is to be a special vote. Note that  
22 that is referring to the final maps. So that is not a  
23 requirement for the first maps or the subsequent maps. It  
24 is requiring the final maps.

25 Now, might the final maps be easier if all prior

1 votes had been of the special kind, perhaps. But as far as  
2 what is required, the magic number needs to only be nine  
3 without the particular make-up unless we're talking the  
4 final maps.

5           So for Day on number 9, Day means a calendar day  
6 except that if a final day of a period within which an act  
7 is supposed to be performed is a Saturday, Sunday, or  
8 holiday, the period is extended to the next day that is not  
9 a Saturday, Sunday, or holiday. And I'm sure Commissioner  
10 Andersen will discuss this as well, but it does get a  
11 little interesting, and she correctly pointed out that  
12 Christmas Eve is a holiday. You wouldn't think so, but if  
13 you look it up, this year Christmas Eve is a holiday. As  
14 such, it cannot be a "day" for purposes of when an action  
15 is going to be taken. So we need, when we're figuring  
16 times out, we need to account for that.

17           And then I had already mentioned number 10 where  
18 any official action is nine, so we want to start with the  
19 default where official action requires nine votes and --  
20 and the Commission's already aware of that. But these are  
21 sort of the broader sort of guideposts when we're thinking  
22 of different permutations for calendar counting. And I  
23 think most of the Commission's familiar with, but there are  
24 some little tweaks that I think allow for different --  
25 different ways to do the counting. The biggest, of course,



1 is making sure we make the 27th and we make the 15th.  
2 Those are the goals.

3 With that, have -- entertain any questions.

4 CHAIR SADHWANI: All right. Thank you so much,  
5 Chair, and I'll just say really quickly I think there's a  
6 lot of important pieces that you raised there. I see that  
7 there's some questions. One -- we are going to go into  
8 Commissioner Andersen's calendar in just a moment. I also  
9 wanted to point out your comments about public comment and  
10 the various forms that that could take. And before we  
11 leave here today, I do want to bring -- raise that piece  
12 one more time so that we can have some -- some more clear  
13 guidance of who's going to take that on and really be  
14 planning out that public comment phase. Okay?

15 I see Commissioner Yee with a question for you.

16 COMMISSIONER YEE: Thank you, Chair.

17 Thank you, Chief Counsel Pane. Question about  
18 number 2, the 14-day period as well as the subsequent  
19 waiting periods. So I'm imagining, you know, we have four  
20 separate maps. We don't finish them all the same day. I  
21 mean, we may approve them as draft maps the same day, I  
22 suppose, and that's when the 14 days would start. But, you  
23 know, we'd probably finish them in sequence. Right? So  
24 the 14 days would probably start at the end when we finish  
25 the fourth one and approve them all as a set, I imagine? I

1 mean the language doesn't require that they be issued as a  
2 set, but I imagine that's what we would do.

3           The second question is, okay, so let's say we've  
4 approved a set of draft maps. The 14-day clock starts, can  
5 we continue to work on maps? Can any of those maps ever  
6 appear on a public screen? Would that constitute a display  
7 or do we -- or do we not display any maps anywhere at any  
8 time for 14 days?

9           MR. PANE: So to your question, Commissioner Yee,  
10 the statute uses the term of a "display of a map." And I  
11 think the Commission would be well served if the vote were  
12 the display of the map, that way there's a clear  
13 communication what the display of the map is. I think in  
14 prior iterations where we've been talking about  
15 visualizations of certain parts, I think that -- those  
16 aren't what I think we're thinking of when we're saying  
17 "display of a map" because we're going to be taking  
18 official action of a display of a map. You're going to be  
19 putting and communicating to the public these are the maps  
20 as we see them. You don't have that when you're doing  
21 parts and you don't have yet a final product.

22           So I think the final product would be the  
23 display. We would certainly have the vote for that, and I  
24 think that's a clear communication to the public this is  
25 the display, this is when our 14 days starts, and we sort

1 of map -- well, I don't want to say "map it." It goes --  
2 the timeline goes along with -- with that frame.

3 COMMISSIONER YEE: So we could continue to work  
4 on maps even during the 14-day period?

5 MR. PANE: So when you say "work on them," I  
6 think that's -- there's nothing wrong with working on the  
7 maps. I don't see anything in here that says you can't  
8 work on maps. I think the point of the 14 days is to not  
9 confuse the public. And so I think if we're putting a  
10 display up there and the Commission is taking public  
11 comment, for example, and entertaining some of the -- the  
12 thoughts that the public has, we're not confusing the  
13 public with them. I think -- I think the hesitance or the  
14 part of the reason why we have this, what some  
15 Commissioners have referred to as a "freeze," is because  
16 we're not putting up one map and then we're putting up and  
17 displaying another map and then we're displaying another  
18 map and the public --

19 COMMISSIONER YEE: Right.

20 MR. PANE: -- has no clue -- it's difficult to  
21 follow and difficult to participate. So if we're clear  
22 this is our display and we have that up for the 14 days,  
23 we're taking public comment, we're -- we're discussing what  
24 has been displayed. It's a fixed -- they're fixed  
25 documents essentially for that time.

1 COMMISSIONER YEE: Right. Very good. Thank you.

2 CHAIR SADHWANI: Commissioner Fernandez?

3 COMMISSIONER FERNANDEZ: Thank you. And so  
4 basically you cannot vote on another set of maps during  
5 that period, right? So that's kind of what it comes down  
6 to?

7 MR. PANE: Well, it's voting and it's also, I  
8 think -- I don't think we'd want to -- certainly  
9 displaying, but --

10 COMMISSIONER FERNANDEZ: Right.

11 MR. PANE: -- I don't think we'd want to start  
12 another display of any kind during that because, again,  
13 that is likely to confuse the public as well.

14 COMMISSIONER FERNANDEZ: Okay.

15 MR. PANE: Besides the statute telling us not to  
16 do that, yeah.

17 COMMISSIONER FERNANDEZ: Okay. That wasn't my  
18 question. I mean it -- it was just a follow up, but my  
19 question was number 6, it's a two-parter today. Based on  
20 December 24th being a holiday, so the final maps, we would  
21 need to display them by the 23rd then, by December 23rd,  
22 correct?

23 MR. PANE: That's -- well, you -- they'd have to  
24 be -- it's still the 24th that you'd, I think, if we're  
25 going to count the days. We're going to be count -- I

1 think Commissioner Andersen's going to go through the -- at  
2 least a permutation. They probably would need to be voted  
3 on --

4 -- Correct me if I'm wrong, Commissioner  
5 Andersen --

6 -- by the -- we would vote on the 23rd at the  
7 latest for that because we couldn't vote on the 24th  
8 because it is not a "day" as defined in the statute

9 CHAIR SADHWANI: Commissioner Turner?

10 COMMISSIONER TURNER: Thank you. I,  
11 unfortunately, want to go back just real quick to the  
12 display again. With the way that we're currently  
13 conducting business on Zoom, everything's on the screen, so  
14 we have a display that we've voted on that's out there, and  
15 yes, we'll take public comment. I'm just wondering, and  
16 you mentioned as you were explaining, Mr. Pane, about not  
17 confusing the public. So once we vote on a display and  
18 that's what should be displayed for seven days, for  
19 example, the other public input that we receive we'll look  
20 at it as compared to that map, but we wouldn't change  
21 anything on that map, we wouldn't show any of that. We  
22 would just take notes about it and not do anything  
23 different, because that's then where the confusion would  
24 come in.

25 MR. PANE: I -- I would tend to agree with that.

1 COMMISSIONER TURNER: Okay.

2 MR. PANE: You could certainly take that comment  
3 and you might look into what changes could be made, but you  
4 wouldn't then want to put out what would be viewed as  
5 another display, a subsequent display because the statute  
6 constitutes a subsequent display having a different freeze  
7 period --

8 COMMISSIONER TURNER: Mm-hmm. Mm-hmm.

9 MR. PANE: -- of a shorter time. So we wouldn't  
10 want to confuse that and say, well, are we doing that or  
11 are we still part of the 14 days.

12 COMMISSIONER TURNER: Mm-hmm. And with that, so  
13 just no tweaking of the map period then? Once -- because  
14 to do anything different on that map, we couldn't just say  
15 this is not another display? If we start playing around  
16 with that map at all, it can cause confusion, so we should  
17 not be adjusting anything once it's displayed?

18 MR. PANE: I -- I think the Commission has -- so  
19 first of all, it's not defined exactly the level of  
20 tweaking you could or couldn't do. I -- I do think the  
21 Commission would be well served to be very clear on what it  
22 -- on the vote on the display at certain periods, the  
23 final, the first, the subsequent. Those are the displays.  
24 Visualizations of particular areas are -- are not the same  
25 as a display of a voted statewide map. So I think -- I

1 think there's a difference there. And I do think, as  
2 applied, the Commission may want to think about when  
3 they're -- when they are -- so, for example, let's say you  
4 receive public comment after a display of the first map and  
5 you all think it might be worth it for the line drawers to  
6 go back and look at a partic -- based on some public  
7 comment that was taken. They can go back and see if they  
8 could tweak something. Not a statewide map. You're  
9 talking about a particular spot on that map or a particular  
10 area, for example. You're not changing the maps that are  
11 being displayed. I wouldn't think you would go back out  
12 and having a -- vote on a new display, for example.

13 I don't think that means necessarily that you  
14 shut down for 14 days and all you're doing is receipt of  
15 public comment. I think you can be a little bit more  
16 active than that, but I do think we also -- that's sort of  
17 on the one end of it. I think the other end is we want to  
18 make sure we're not confusing the public and throwing up a  
19 bunch of statewide possibilities during the 14 days because  
20 I then I think you're -- you're not trying to, but I think  
21 it has the impact of confusing the public. So I think you  
22 could probably find somewhere in between on that.

23 COMMISSIONER TURNER: Mm-hmm. And I guess the  
24 last thing I'd say on that and not directly in response  
25 again, but just a comment then. Be it possible, it all --

1 would almost seem that if we did any other visualization  
2 that there would be a running banner or something to be  
3 able to constantly show with that this is -- this is a  
4 visualization or whatever the wording would be so that if,  
5 through our hearings that are public on Zoom, if there's  
6 anything we're having the map -- the line drawers do during  
7 that time period that there is a banner reflecting that  
8 this is just a visualization responding to comment or  
9 something of that sort.

10 MR. PANE: I mean, to your point, Commissioner  
11 Turner, another option could be, if the Commission decides  
12 to do this much in the way I think the -- Commissioner  
13 Sinay's recommendation of posting these map requirements on  
14 the website, there could be a posting of the display of the  
15 first preliminary maps on the Commission's website. These  
16 are the display of the first preliminary maps and you call  
17 that. And that's what's being displayed for the public and  
18 there's no ambiguity over what that is and what that  
19 includes.

20 CHAIR SADHWANI: Commissioner Akutagawa?

21 COMMISSIONER AKUTAGAWA: You can just go ahead  
22 and pass on me right now.

23 CHAIR SADHWANI: Sure. No problem.

24 Commissioner Fornaciari?

25 COMMISSIONER FORNACIARI: Yeah, I think this is



1 good conversation and kind of a decision point for us on  
2 how we're going to manage it. I think that's going to be  
3 important. But I guess, you know, it seems to -- I'll just  
4 share my thought -- seems to me any visualizations that we  
5 show are going to confuse the public or could potentially  
6 confuse the public. But I think, I mean, my thought just  
7 off the top of my head is it's an opportunity to take some  
8 time and provide guidance to our mapping team to go develop  
9 new -- additional visualizations to bring back after the 14  
10 days to kind of get a head start on our next round of  
11 mapping potentially. Just a thought.

12 CHAIR SADHWANI: Commissioner Akutagawa, did you  
13 want to still make a comment?

14 COMMISSIONER AKUTAGAWA: Yeah. Thank you. I  
15 needed to gather all my thoughts together. Can I -- one, I  
16 like what Commissioner Fornaciari just said. I think --  
17 because my understanding was that during the period in  
18 which the first draft maps would be displayed, we were not  
19 supposed to do anything other than take public input. So I  
20 would be a little concerned. I -- I had, I guess, also  
21 made an assumption that whatever maps we're going to  
22 display would be put on the website for any and all to be  
23 able to download to look at to, you know, make comment on  
24 and everything like that. And so, yeah, I mean that was my  
25 understanding from the get-go is that, you know, we just

1 cannot do anything that is going to to confuse the public  
2 and so that meant we could not do any work on any maps,  
3 even the visualizations. That's why I do like what  
4 Commissioner Fornaciari's saying. And so I wanted to just  
5 say that because I -- I could just see that confusion is  
6 going to ensue and I think that would just, you know, even  
7 if it's inadvertent.

8 To Counsel Pane, just for clarification, and  
9 again, this is just more -- sometimes I just have to state  
10 the obvious but I just want to double-check. December 24th  
11 is a Friday. So that is a working day; is that not correct  
12 or -- or -- because it's not a holiday, technically.  
13 Christmas Day is Saturday.

14 COMMISSIONER ANDERSEN: So you get Friday in  
15 there.

16 COMMISSIONER AKUTAGAWA: Oh, I see. Okay.  
17 That's how it's working. Okay. Thank you.

18 CHAIR SADHWANI: Commissioner --

19 COMMISSIONER AKUTAGAWA: I said I had to be  
20 obvious about it. The whole --

21 COMMISSIONER ANDERSEN: I'm sorry. I just said  
22 that and my microphone was not on. Since Christmas is a  
23 Saturday and the holiday then is on the Friday, the 24th.  
24 That's why because I was thinking the same thing  
25 originally, but -- and it's often if Christmas is on the

1 Sunday, you get the Monday off.

2 COMMISSIONER AKUTAGAWA: That's right.

3 COMMISSIONER ANDERSEN: So but this time it's on  
4 Saturday so Friday the 24th is the holiday.

5 COMMISSIONER AKUTAGAWA: So does that mean that  
6 the maps would actually be due on the 23rd? Because we're  
7 -- we -- I'm seeing 24th here, but technically speaking is  
8 that when we would post the final display maps or?

9 MR. PANE: So I think in application it would be  
10 the 23rd.

11 COMMISSIONER AKUTAGAWA: Okay.

12 MR. PANE: But technically, if we're just looking  
13 at straight numbers, it's the -- it's because of the one  
14 wrinkle that the 24th --

15 COMMISSIONER AKUTAGAWA: Is a holiday.

16 MR. PANE: -- happens to be a holiday.

17 COMMISSIONER AKUTAGAWA: Yeah.

18 MR. PANE: But if you're just counting three,  
19 it's -- it would be the 24th, but then you've got to back  
20 out for the rare exception that the 24th also happens to be  
21 a holiday, so now you're actually voting on the 23rd.  
22 Remember, this is by the 24th.

23 COMMISSIONER AKUTAGAWA: Yes, yes.

24 MR. PANE: So the 24th --

25 COMMISSIONER AKUTAGAWA: We could do it earlier.

1 MR. PANE: Exactly.

2 COMMISSIONER AKUTAGAWA: But 23rd would be our  
3 latest date that we would --

4 MR. PANE: Yes.

5 COMMISSIONER AKUTAGAWA: -- okay.

6 MR. PANE: Correct.

7 COMMISSIONER AKUTAGAWA: All right. Just wanted  
8 to be obvious about that. Thank you.

9 CHAIR SADHWANI: I just want to note that's a  
10 really good catch that the 24th is a holiday. Thank you  
11 for that.

12 Commissioner Kennedy?

13 COMMISSIONER KENNEDY: Thank you, Chair. Just a  
14 couple of things. First of all, you know, further to what  
15 Commissioner Fornaciari was saying, you know, we're going  
16 to be receiving input and I would imagine that even at that  
17 point or particularly at that point in the process we're  
18 going to be getting a lot of input. So, you know,  
19 imagining that most of our time is going to be spent  
20 receiving input, some of our time is going to be spent  
21 considering the -- the first however many pages of the  
22 final report that constitute the body rather than the  
23 explanation of the rationale for each of the 176 districts.  
24 So we will have enough to discuss with discussing the  
25 report and receiving and discussing input and then

1 providing instructions. So, I mean, coming up with  
2 additional maps during that 14 days seems to me is going to  
3 be overwhelmed by these other things that we're necessarily  
4 going to be doing.

5 I did want to ask Chief Counsel Pane if it might  
6 be useful for us to entertain a motion to define the  
7 display of maps as the result of a formal Commission vote?  
8 Thank you.

9 MR. PANE: Okay. Sorry, Commissioner Kennedy.  
10 So to your point, you're -- your question again was about a  
11 -- a vote about defining the display of the maps; is that  
12 right?

13 COMMISSIONER KENNEDY: Yeah. Would it -- would  
14 it be useful for us to -- to entertain a motion to define  
15 the display of a map as the result of a formal vote of the  
16 Commission?

17 MR. PANE: So to answer that question, I think it  
18 would -- the Commission certainly could do that. The --  
19 maybe corollary to that is what weight would be afforded  
20 such a vote and we do not have any statutory or regulatory  
21 authority to assist us with that interpretation. So it  
22 would be -- it would be helpful, but it may or may not  
23 carry the day whether or not the Commission's  
24 interpretation is an appropriate one. It's certainly a  
25 reasonable one given how the Commission has conducted

1 itself and will likely conduct itself. So it would be  
2 helpful, yes. As to what weight it carries, it doesn't --  
3 it wouldn't necessarily carry a great deal of weight.

4           If, as compared the Commission -- what's -- I'm  
5 trying to think of the word. Instead of taking a vote,  
6 everybody unanimously applied it that way, it would  
7 probably -- but consistently without a vote, I think it  
8 would carry the same amount of weigh as if we had a vote.  
9 So I think it could be helpful, but it wouldn't necessarily  
10 be afforded any greater weight simply because it was a  
11 motion. But I think it would solidify to a point in time a  
12 rationale for why the Commission votes the way it did and  
13 why they interpret it the way they did. And a court would  
14 certainly look at that if it were a point of challenge.

15           CHAIR SADHWANI: Thank you for that, Chief  
16 Counsel Pane.

17           Other additional questions regarding the map  
18 requirement document? And I do think I have hanging in the  
19 air this piece around public comment, I think there's a lot  
20 of question around what's going to happen in those 14 days.  
21 We do happen to have a couple subcommittees that could  
22 potentially take on these questions to help -- to help  
23 develop a plan for that time period of what it might look  
24 like to have public comment.

25           Yes, I'm looking at you, Commissioner Fornaciari.

1 You know, I -- we certainly do have the Public Input Design  
2 Committee. I don't know if, that's, of course, a larger  
3 committee of multiple people that would need to be  
4 agendized. I don't know if we want to go that route.

5 If just the chairs of that committee would want  
6 to become a -- a smaller subcommittee of two to help figure  
7 that out or if Outreach and Community Engagement -- is that  
8 what you're -- if that subcommittee would want to take it  
9 on, I'm continuing to put that on the --

10 I'm sorry? Oh. Got it. Fredy? Okay.

11 COMMISSIONER FORNACIARI: I think Commissioner  
12 Ahmad was about to --

13 Were you going to say something? I mean either  
14 way, either way is fine. I guess, I mean the intent of the  
15 Public Input Design Committee is to design public input --

16 CHAIR SADHWANI: Public input --

17 COMMISSIONER FORNACIARI: -- events, and so,  
18 yeah, we could certainly take that on. I think -- I don't  
19 think the whole committee though, I mean, given the  
20 requirements I would propose it would be the chairs, too,  
21 but I want to leave that. We have others on that committee  
22 so I don't know how they feel about that idea.

23 CHAIR SADHWANI: Fredy, did you want to jump in?  
24 Yep.

25 MR. CEJA: Yes, Chair. Just a brief

1 announcement. I did create a new tab on the website titled  
2 Map Requirements. It's under About Us, and it includes the  
3 information prepared by Chief Counsel Pane.

4 CHAIR SADHWANI: You work fast. Thank you very  
5 much --

6 MR. CEJA: Yes.

7 CHAIR SADHWANI: -- for that.

8 I know there's several people with hands up.  
9 Commissioner Ahmad is one of those chairs, so I want to  
10 just jump to you and then we'll get back to everybody else  
11 in order.

12 COMMISSIONER AHMAD: Thank you, Chair. And I  
13 just wanted to echo Commissioner Fornaciari's sentiments as  
14 well. I know that there's other people who serve on the  
15 Public Input Design Subcommittee, so I'm more than happy to  
16 step up or step back as needed per your request.

17 CHAIR SADHWANI: Thank you for that.

18 Commissioner Andersen?

19 COMMISSIONER ANDERSEN: Yeah. One thing, and  
20 we'll be getting to this as soon as I get into the schedule  
21 here. I'm hearing a lot of things happening in those 14  
22 days that people have talked about not just public input.  
23 So I -- I think we need to talk a little bit more about  
24 what people would like to see possible, what's  
25 realistically possible to do in those 14 days. And --



1 before we just say, Okay, here design public input  
2 meetings, because I'm hearing, you know, we might want  
3 to -- here, you know, Commissioner Kennedy is pushing like,  
4 hey, maybe it's a good time to do work on the report.  
5 Is -- is that going to be a couple of days for the  
6 Commission to work on the report or is it the subcommittee  
7 working on the report? You know, someone said, and well  
8 we'll start giving direction to the line drawers. We have  
9 to review the input, and so there's a -- I think we need to  
10 -- a little bit more. I think actually we should almost  
11 like go through this schedule and talk about other things  
12 that also have to occur to get to the end, and then we come  
13 back to this because I think it might be a little more  
14 obvious about what we need to do in those 14 days.

15 CHAIR SADHWANI: That's fair. Let's take -- take  
16 the additional hands that are raised though before we move  
17 into that.

18 Commissioner Akutagawa?

19 COMMISSIONER AKUTAGAWA: I was just going to say  
20 that I'm happy to step back and not be -- but I also do  
21 like Commissioner Andersen's point, too, so.

22 CHAIR SADHWANI: Fair enough.

23 Commissioner Fernandez?

24 COMMISSIONER FERNANDEZ: Happy to step back as  
25 well.

1           CHAIR SADHWANI: I'm -- I'm getting a sense of  
2 the room here, so that's very helpful. Thank you. So it  
3 sounds like most likely whatever public input does happy  
4 after drafted or display, we'll ask that the chairs of that  
5 subcommittee work -- of the committee work as a  
6 subcommittee to help us define what that looks like.  
7 Before we go into further definition of what that is, let's  
8 continue with the discussion of the calendar. There are,  
9 of course, numerous pieces here to work out. We have a  
10 very busy agenda in front of us over the next couple of  
11 months, but I think it will be great to have that -- a  
12 point per -- point people for that planning.

13           Commissioner Andersen, do you want to walk us  
14 through your proposed calendar?

15           COMMISSIONER ANDERSEN: Yes. Thank you, Chair.  
16 Okay. On -- there's a handout and it's actually -- I think  
17 it's called preliminary draft schedule or something like  
18 that. And unfortunately it -- the printout on stuff is a  
19 little confusing because everything sort of appears to be  
20 the same color. So I'm going to go ahead and share my  
21 screen here and hopefully this will help quite a bit.

22           CHAIR SADHWANI: (Inaudible).

23           COMMISSIONER ANDERSEN: Nope. I don't have it up  
24 yet. That is not -- hang on a sec. One of the  
25 complications is share screen. I want to share a tab here.

1 It's not giving me that option now.

2 CHAIR SADHWANI: Is it up in the --

3 COMMISSIONER ANDERSEN: Yeah, as a tab. Okay.

4 Got it. Okay. Okay. Can people see that?

5 CHAIR SADHWANI: Uh-huh.

6 COMMISSIONER ANDERSEN: Okay. I just wanted  
7 to -- okay. So here we are. This is October. Here is  
8 today, the 29th. Everything in blue here is already  
9 scheduled meetings. Essentially everything on this page is  
10 already scheduled. I'm just going to kind of quickly walk  
11 us through it. This is the -- the first -- the three days  
12 are the visualization time we spoken with -- spoke with  
13 Karin Mac Donald about. And then we have a business  
14 meeting on the 7th. Again, that's the same thing's  
15 happening 13, 14, 15. Business meeting on the 20th.

16 Third week is that public district map input  
17 meetings. Those are when -- it's a different format. The  
18 public will be reviewing maps that the public is submitting  
19 for us. Then on the 27th, it is another business meeting,  
20 and the 28th, 29th, 30, and also the first week of  
21 November, the 3, 4, and 5, these are gathering information  
22 from -- well, the 28, 29, 30 is getting information from  
23 these public map input meetings in terms of, Hey, I saw  
24 this, can we incorporate some of those ideas, into our  
25 visualizations on this particular -- the 28, 29, 30. And

1 those -- looking at those visualizations, the modifications  
2 back on the 3, 4, 5.

3           Moving to -- and now that was the first week of  
4 November. Now I'm going to go to the November calendar and  
5 here we have the 3, 4, 5 where we're still -- we're looking  
6 at, again, those visualizations of okay, now. Then we have  
7 the 8, 9, 10. These are days where basically it could even  
8 be the 3, 4, 5. The line drawers are going to start  
9 putting those sections of visualization we've been working  
10 on together trying to work us towards an actual draft map.  
11 We're going to start looking at basically things that look  
12 like the state and say, Yeah, I do like those  
13 visualizations. Oh, if we change that here and it affects  
14 down over here. And this is the idea here, getting  
15 these -- these three days: Veterans Day is a holiday; got  
16 to take it off, and putting out a draft -- I'm proposing  
17 put a draft map on the 12th.

18           Now, the 15th, and you see it down here in  
19 yellow, any of the yellows are the legal deadline for the  
20 draft map. That -- that's the legal deadlines. So I'm  
21 proposing to do it on the 12th. So if -- now, an idea was  
22 the 10th also. Either way, we have 14 days of public input  
23 when we're not supposed to be posting any maps. And we can  
24 use those for public input. We could have public input  
25 meetings. That is what I have proposed here 15, 16, 17,

1 you know, these five days this week, the three days the  
2 week before Thanksgiving, because again, if the 12th is a  
3 draft map, this 26th is the 14th day. Or if we do it on  
4 the 10th, that would be a little tricky because the line  
5 drawers would have to -- we'd shift that week up one day at  
6 least. It would have -- might not be enough turnaround  
7 time to work on those visualizations to get us back to  
8 coming up with a draft map, which is why I have it on the  
9 12th.

10 Oh, also additionally, I'm sorry, I should say  
11 the way it works and Commissioner Yee kind of referred to  
12 this, say on the 8th we actually finish, say Hey, I like  
13 that assembly district. Then before you can display it,  
14 there's a lot of work that the -- that the line drawers  
15 have to do to put it all together, get it all out of their  
16 -- the line -- you know, their GIS system, and be able to  
17 document it and be able to post it. So basically they  
18 would start working on these -- each of these -- each of  
19 these days over Veterans Day to be able to post it on the  
20 12th.

21 So again, these -- now going back to the public  
22 input meetings for these -- this time frame, that's the  
23 time frame we can work on many things. I'm putting down as  
24 public input meetings. Why not? You know, why don't we  
25 hear from that? Then we'd actually get a couple of days at

1 Thanksgiving. The 27th, the 28th would be our homework  
2 days. The Commission would be reviewing all of this public  
3 input. And remember, even if we have these public input  
4 meetings, we'll be getting a lot of input through the  
5 website, through the COI tool, through the redistricting  
6 tool. So it will be up to us to make sure we're reviewing  
7 all this information because then on Monday the 29th, we  
8 will be going over that public input and giving direction  
9 to the line-drawing team by plan.

10           So at this point they're going to be having large  
11 -- we won't be going back to little, tiny sections. We  
12 might be doing sections at a time, but we'll be looking at  
13 assembly plan, senate plan, congressional plan. Quite  
14 frankly, we'll look at Board of Equalization at the end.  
15 We'll just throw ten -- ten of them together. It's -- but  
16 anyway. Now, so that's what's starting to happen this 20 -  
17 - last -- last week of November, first couple days of  
18 December.

19           I'm going to go to the December calendar now.  
20 And if you'll notice, I have things in -- which this did  
21 not happen. It was not clear at all on your printout,  
22 which I apologize for. The salmon color, that lighter  
23 color, that's what the line drawers are doing. So to give  
24 you an idea, well, we have these extra days -- we actually  
25 don't because -- so while we can give direction during the

1 29, 30th of November, 1st, 1 and 2 of December, then the  
2 line drawers are going to go back and create those  
3 visualizations on the maps; come back on the, you know, the  
4 6, 7, 8, and now we actually have those plans and we're  
5 saying, right. We're going to go here, we're going to go  
6 there. This is sort of our -- almost our last set of  
7 visualizations because then they're going to -- the 9, 10,  
8 they're going to put all those on and then from the 11th  
9 until we go final, we're actually live line drawing. And I  
10 don't know if anyone remembers when we actually did a  
11 little bit of this our very first line drawing workshop,  
12 and we actually said, no, could you move that district into  
13 -- I think we actually did kind of the delta area and the  
14 Stockton. We said could you -- maybe move that line over  
15 here? That's what we're actually talking about doing from  
16 the 11th all the way out.

17 Now, before all the way out, I'm going to  
18 actually go back -- I'm going to go reverse. I'm coming  
19 down to the 27th, which is our legal -- we must -- the maps  
20 must be certified on the 27th. And as director, well,  
21 Chief Counsel Pane said, going backwards the three days,  
22 you know, could happen on the 24th, I actually want to have  
23 three clear days, because that is -- in terms of contract  
24 when you have five days to -- for any kind of protest, from  
25 the time you say here is the document, you must have five

1 clear days and then you can move on.

2           So in case that's interpreted that way, I thought  
3 why not be careful? And it also happened that the 24th is  
4 a holiday. So that's why our legal -- I have legal  
5 deadline for declaring maps in the 23rd. But -- and  
6 Commissioner Kennedy will pay particular attention to this.  
7 While we can do the bulk of the report all the way up to  
8 this time, we cannot finish the report until after we have  
9 declared these legal -- the legal maps are declared final.  
10 Because at that point the line drawers create the  
11 appendices. The maps, the details -- details of it, one of  
12 which is also the splits: what city's been split, what  
13 county's been split and all that documentation. We need to  
14 put those into our -- each district information. So if we  
15 declare, we go all the way out and don't declare final  
16 until the 23rd, that has us finishing the reports on  
17 Christmas Eve, Christmas Day, and well, the day after,  
18 Boxing Day. I do not propose that.

19           I actually propose that we declare the maps final  
20 on the 20th. Then that gives us the 21, 22, 23 to finish  
21 the report, and certify on the 24th. But notice the 24th  
22 is actually a holiday. Okay. We meet on the 27th and  
23 certify them then. That's what I propose.

24           One thing in want to mention before this, if we  
25 declare maps final on the 20th, notice in here I have



1 senate deferred reports? That is what Commissioner Yee  
2 spoke about. It turns out we must finish the senate map a  
3 day before everything else because the line drawers need  
4 that full day to then do their, you know, who got deferred,  
5 who didn't get deferred, so they can actually number the  
6 senate districts. And that -- that is quite involved  
7 depending on how we draw the lines, how different they are,  
8 and the lines will be different. So that report has to be  
9 done on -- on the 19th. So basically by the 18th, we would  
10 have to have the senate map done and then finish everything  
11 else up on the 19th, declare final.

12           So that's what I propose. One thing you'll  
13 notice that is really missing from here and I know I think  
14 a few people have -- I've talked to this about, I was  
15 really, really in favor of a second draft. Unfortunately,  
16 with the -- giving us the 27th instead of those extra few  
17 days to actually determine if the appeal 94, I mean the  
18 legacy data was usable, we lost going to January 3rd. If  
19 we did have to January 3rd, I was going to propose that we  
20 do a draft on the 10th. It would give us the seven days.  
21 We'd have the rest of the time to finish this up, to  
22 collect -- get public input and finish the map that last  
23 week. We don't have that luxury and it takes, when we look  
24 at how long does it actually take to do a draft and then  
25 incorporate it and get back to starting work, it takes at

1 least ten to 12 days, because there's the seven day -- we  
2 can still work on visualizations as Chief Counsel Pane  
3 said. We can work on visualizations but you have to  
4 incorporate those in as well because you could take -- the  
5 really good public input might not come till the seventh  
6 day and then you'd have to sort of start. So I don't see  
7 it happening. And that's the proposal from -- I put it  
8 together but it was basically the line drawing  
9 subcommittee. So open to questions and comments and  
10 thoughts and everything like that.

11 CHAIR SADHWANI: Thank you so much, Commissioner  
12 Andersen for your thoughtful work on this. I really  
13 appreciate it. I do see hands raised.

14 Commissioner Turner?

15 COMMISSIONER TURNER: Mm-hmm. Thank you,  
16 Commissioner Andersen.

17 I wanted to go back. Can you go down to where  
18 the draft map on the calendar is? Yes. Or up or  
19 generally? So as you were going through it, in my mind I  
20 thought, perhaps wrong, that the draft maps needed to be  
21 all of the maps. Yes? Okay, I thought you said something  
22 right then that -- that spoke to us adding in different  
23 districts or different parts of the maps after this date.  
24 But on the -- our first draft maps are all four maps,  
25 right?

1           COMMISSIONER ANDERSEN: Yes. Yeah, that's -- I  
2 did hear Commissioner Yee saying you can -- well, maybe if  
3 you finish one before you finish the other, I mean  
4 possibly, possibly but I wouldn't post it.

5           COMMISSIONER TURNER: Yeah.

6           COMMISSIONER ANDERSEN: I mean I'd post all four  
7 at the same time. I mean --

8           COMMISSIONER TURNER: Yeah. I would want all  
9 four posted the same time because to post maps for public  
10 to respond to and if you're not finished yet and have to  
11 make changes to them, to me, that's problematic.

12           Okay. I'm not sure what I heard you say. But  
13 when you were going through those next dates, something  
14 made me think that we were still working on different maps  
15 after the first set of draft maps. And so I don't know.

16           COMMISSIONER ANDERSEN: That could have been  
17 right at the end when I talked about the senate map has to  
18 be done a little -- a day earlier?

19           COMMISSIONER TURNER: No, before --

20           COMMISSIONER ANDERSEN: Okay.

21           COMMISSIONER TURNER: -- that. Okay. Fine.

22 Thank you.

23           CHAIR SADHWANI: Great.

24           Commissioner Kennedy?

25           COMMISSIONER KENNEDY: Thank you, Chair. Two

1 things. One, I -- I appreciate the subcommittee's work on  
2 this and it is rather complicated with a lot of things to  
3 be considered. I'm hoping still that we can target having  
4 our draft maps out on the 10th of November rather than the  
5 12th. I really would -- would not like to see any of that  
6 14-day public comment period falling during the  
7 Thanksgiving weekend. Let's -- let's put the burden on us  
8 rather than taking away time from the public. That's --  
9 that's one thing.

10           Second of all, I understand what elements were  
11 included in the final report in 2011, but I'm wondering  
12 what -- which of those elements are required and which are  
13 maybe standard practice, but I'm not seeing a legal basis  
14 for -- for a requirement. In looking at the constitutional  
15 language it says the Commission shall issue with each of  
16 the four final maps a report that explains the basis on  
17 which the Commission made its decisions in achieving  
18 compliance with the criteria listed in Subdivision D and  
19 shall include definitions of the terms and standards used  
20 in drawing each final map. I'm not saying that a  
21 requirement in the legal framework that we issue a senate  
22 deferral report as part of that final report, for example.  
23 So I just -- I want us to be clear what is it that we are  
24 legally required to do and what is it that would be nice to  
25 day. Thank you.

1           COMMISSIONER ANDERSEN: Yeah. I might jump in on  
2 that and I -- unfortunately, the line drawers aren't here.  
3 There are -- part of the criteria is, you know, the  
4 demographics are all part of that criteria. The actual  
5 details, I'm just thinking of the different appendices they  
6 put together. The senate deferral is required somewhere.  
7 I don't quite know where because that is referred to and I  
8 -- I'm going to have to get the information back from the  
9 line drawers and/or if counsel can look that up? But that  
10 didn't just come out of -- out of thin air. These are  
11 several different items. But I really appreciate the  
12 question about what exactly do we need to have in the  
13 report and where is that so fined. So we'll have to get --  
14 get that back to you.

15           MR. PANE: Commissioner Kennedy [sic], I can  
16 certainly get back to -- to everyone about exactly the  
17 parts we can find. Subdivision D that I have on the map  
18 requirements is from Section 2 in Article XXI of the  
19 constitution and that has the various criteria that you all  
20 have been addressing before. And as Commissioner Andersen  
21 said, there's another piece where we're referring to this  
22 use to the senate deferral piece. So we can sort of put  
23 all the pieces that we're aware of sort of in one place if  
24 that will be helpful?

25           COMMISSIONER ANDERSEN: Oh, also, I do want to go

1 back, you know, to the 10th. I'm sorry. I don't see -- is  
2 there any question? Because I'm looking.

3 CHAIR SADHAWANI: Commissioner Ahmad has, but if  
4 you want to respond, that's --

5 COMMISSIONER ANDERSEN: Do you want to go ahead  
6 and?

7 COMMISSIONER AHMAD: Sure. Thank you. I just  
8 wanted to draw your attention to November 15th through the  
9 24th on the proposed schedule where it states public input  
10 meetings and ask for some clarification. Are you proposing  
11 we hold public input meetings every single day of that week  
12 or is that just the window in which we could potentially  
13 hold a public input meeting?

14 COMMISSIONER ANDERSEN: I was sufficiently vague  
15 to see what the Commission wanted to do. And I -- I'm  
16 sorry, go ahead.

17 COMMISSIONER AHMAD: Yeah, no. That -- that was  
18 just what was I was wondering especially because it seems  
19 like everyone's stepping back so that part might fall on  
20 Commissioner Fornaciari and I.

21 COMMISSIONER ANDERSEN: Yeah. Okay. You know,  
22 it does -- if we do the 12th, as Commissioner Kennedy said,  
23 it would be the 26th and which is why he was talking about  
24 doing the 10th. I did spin a second -- another scenario if  
25 we try to draft maps on the 10th. And what happens is --

1 and I'm going -- well, I can't -- I can't share both maps  
2 at the same time. Basically because it takes how long for  
3 the line drawers, we say okay, I like this map. Then they  
4 have to put it together and then they have to put it  
5 together and have to put it out. It has to move back up.  
6 So basically if we want to do draft maps on the 10th, we  
7 would need to move, you know, this section at least to on  
8 the Sunday, maybe the Saturday and I'm going to go back to  
9 the map before.

10           Basically what would happen is -- oh sorry. I  
11 went up too long and I am in this one. November, do, do,  
12 do, do, do -- oh, I guess not. Yeah. We need to move this  
13 one back and we need to -- we need to work on the Saturday.  
14 Either the Sunday or Saturday and Sunday to try to do that.  
15 It would be a very quick turnaround since this is on the  
16 30th, it's on that Sunday. If we try to push this up,  
17 basically we're concerned about the quality of the draft is  
18 quite frankly it.

19           Now, we could try that and if we say, line  
20 drawers, this is what we need to do, they'll do it. We  
21 just have to -- we just have to -- and it all depends on  
22 how quickly we can make decisions, quite frankly. And, you  
23 know, that's why I'm saying from the first time you're  
24 saying, hey, what about this idea, raise your hand, bring  
25 it up because unfortunately, we have a really condensed

1 schedule here. You know, through no fault of our own this  
2 is really going to be tight. And I can see, as  
3 Commissioner Kennedy said he'd really like to do that on  
4 the 10th, so we have all those 14 days before Thanksgiving.  
5 It depends on what kind of input we get in this district  
6 map and how -- how this all fits together. So we -- we can  
7 rearrange things if we'd like. You know, we just have to  
8 talk a little bit more and that's the whole purpose of  
9 we're not coming to a conclusion today. We'd like to get  
10 ideas, what would people think, what would people really  
11 want to do and we'll see what the line drawers can really  
12 do for us too.

13 CHAIR SADHAWANI: Commissioner Fernandez?

14 COMMISSIONER FERNANDEZ: Yes. Thank you. I -- I  
15 was kind of going along the same lines as Commissioner  
16 Ahmad regarding the 15th through the 24th. I mean if we --  
17 if we're submitting our maps on the 12th, then I would  
18 think that anyone that's reviewing the maps may not be  
19 ready to provide any comment until the latter part of the  
20 following week. So I think we also need to maybe look at  
21 this as being a fluid calendar just based on when we  
22 actually issued the drafts versus the dates and everything.  
23 So I do remember conversations early on that suggested the  
24 2010 Commission just had agendas for every single day not  
25 knowing which day they'd actually meet, so, you know,



1 because you never knew. So that was just one of my  
2 comments.

3 Also, if -- if our goal is to issue the final on  
4 the 20th, and I know you talked about a five-day waiting  
5 period, but realistically we could certify the maps on the  
6 23rd. If it was December 20th --

7 Just wait. I know you want to say something,  
8 Commissioner Andersen.

9 -- and then the other piece of it was -- and we  
10 don't know. We don't want to close the door to a second  
11 draft because we actually don't know what our first draft's  
12 going to look like and we don't know what the comments are  
13 going to be. So potentially we could. But again, fluid,  
14 just the fluid process, we don't know what the first  
15 draft's going to look like, we don't know what the comments  
16 are going to look like. So it's kind of just moving back  
17 and forth.

18 The only comment I had on the calendar in general  
19 is I did get confused in December where you -- where you  
20 put like line drawers create visualizations on the 3rd or  
21 4th. I assumed we were meeting as well, but thank you.  
22 You're giving me -- giving us a few days off. So -- but  
23 thank you for putting this together. It is helpful and di  
24 just won't be available for anyone that's out there  
25 including family for two months, three months. So thank

1 you.

2 CHAIR SADHAWANI: We all had the same thought  
3 when we looked at this calendar. Yeah, and I'll just add  
4 and I see other hands in the line-up. But, you know, we  
5 have very set dates of November 15th and December 27th, and  
6 I think that you're right. Fluidity is going to be  
7 important here with some targets. Right? And I think the  
8 targets are -- are -- will be our friends in this process.  
9 If we end up really needing to go to that -- to November  
10 15th to get them -- the -- the draft out, we will have that  
11 little extra time, but I think having those targets will be  
12 helpful.

13 Commissioner Turner?

14 COMMISSIONER ANDERSEN: Actually, I just -- I do  
15 want to just in. On the two days, you know, if we put up  
16 on the 12th, so we might not be ready on the 15th. There  
17 will be people who are following every visualization. And  
18 the -- we will have people who are signed up for that very  
19 first day. So I, you know, I was specifically told don't  
20 worry about that. There will be people who want to give  
21 you comment, and we will be getting comment as we go, so  
22 that is another consideration. But, you know, do we --  
23 they're 14 days. We don't necessarily have to have public  
24 meetings every single day.

25 CHAIR SADHAWANI: Commissioner Fernandez, do you

1 want to respond to that?

2 COMMISSIONER FERNANDEZ: I just wanted to  
3 respond. I think what I mean is if we do get it out on the  
4 12th and if people are ready to give us comments and they  
5 can comment via email, via writing, via however they want.  
6 We don't necessarily need to have a meeting for them to  
7 provide the comment, so that's -- that's all I was saying  
8 was maybe we get a couple more days off or something? And  
9 it's not even days off because we will be reviewing the  
10 comments as well, our homework. Right? Thank you.

11 CHAIR SADHAWANI: Yeah. And I think just a  
12 general reminder to all that taking care of ourselves  
13 throughout this process will be really important as well.  
14 It will be cold and flu season and, you know, we can make  
15 sure we -- we can make it all the way through.

16 Commissioner Turner?

17 COMMISSIONER TURNER: Thank you, Chair. I just  
18 wanted to give support to what Commissioner Kennedy said  
19 earlier and I appreciate the flexibility comments but also  
20 to have goals. And I want to support our shooting actually  
21 for the 10th so that we perhaps may have to do more work up  
22 front so that the public will have those full 14 days that  
23 we will not fall during the Thanksgiving holiday. So  
24 that's number one.

25 And then the second part I wanted to understand

1 again on the December 3rd, 4th, Commissioner Fernandez, you  
2 left it at, I think I was still reading this as days that  
3 we were participating. They're creating visualizations not  
4 in our presence, this is something they're doing outside?  
5 Okay. I didn't get that the first go round.

6 COMMISSIONER ANDERSEN: Yeah. And I'm sorry.  
7 I'm going to go to December on the calendar here and you  
8 couldn't see that on -- on the posting, which I'm really  
9 sorry about. This -- when I have the things in this salmon  
10 color that -- this time that day and this time, this one,  
11 that is just what the line drawers are doing. And that's  
12 not us. That is outside of our presence.

13 And actually -- well, actually, I should have --  
14 what I should have done probably is done this portion from  
15 the 11th on in a different color because this is, you know,  
16 in here -- I'm sorry. In the -- like the 29th or 30th,  
17 we've been doing -- giving direction to the line drawers.  
18 I want this one, I want to see that, and it may be a couple  
19 of different things in the same area. Then they're going  
20 back and creating those and then coming back and giving it  
21 to us. That's what's happening in these first phases from  
22 the 11th on, no. We -- they've put everything on maps and  
23 every time we do something, it's live. But really, that's  
24 why it's live drawing with map -- with the map until we go  
25 final.

1           And that's a -- this is something I should say.  
2 Other -- other independent commission -- no one else does  
3 this -- not in the country. This is not done and this --  
4 people have told the line drawers that, you know, you're  
5 crazy. You guys are crazy. I mean why would you ever do  
6 any of that stuff live? And I'm saying this for the  
7 public's benefit. This -- we are really going above and  
8 beyond as far as being transparent. But that's what we  
9 want to do and that's what -- you can ask task to do, but  
10 it takes more time. And I -- one thing I did want to say  
11 about if we did declare maps on the 20th, I really want us  
12 to have those three days clear for comment before we  
13 certify, because I'd had to have our maps kicked out for  
14 little technical issue of it said three days and you gave  
15 us two and declared and certify. That would just be, after  
16 all the work we've done.

17           So that's why I'm saying, you know, declare it  
18 final on the 20th. We can certify on the 24th, but  
19 actually have our last meeting on the 27th when -- when  
20 it's -- to actually do that it would have to be a -- it  
21 can't be a holiday or Saturday/Sunday. Correct, yeah. But  
22 if we certify on the 23rd, I -- I think we can get into  
23 trouble on that.

24           CHAIR SADHAWANI: Commissioner Fornaciari?

25           COMMISSIONER FORNACIARI: Yeah. Chief Counsel

1 Pane, when does the three-day notice kick in?

2 MR. PANE: So, Commissioner Fornaciari, from our  
3 Supreme Court decision, it's the final 15 days from the  
4 preceding the finalization of the maps. So it will  
5 go -- if the finalization were declared on the 20th (audio  
6 break), we want 15 days from that and during those 15 days  
7 we would only give a three-day notice period.

8 COMMISSIONER FORNACIARI: Okay. I -- for some  
9 reason I thought it had to do with the posting of our -- of  
10 our first set of drafts, so -- so that's not it. Okay.  
11 Thank you.

12 MR. PANE: Normally, Bagley-Keene, excuse me,  
13 requires a ten-day notice period or 14 days for, you know,  
14 public input. And originally they -- the drafters for this  
15 -- for these statutes were thinking of the more truncated  
16 period of time, the final 15 days. And so the Supreme  
17 Court was essentially applying that standard to the new  
18 dates.

19 CHAIR SADHAWANI: Thank you.

20 Commissioner Akutagawa?

21 COMMISSIONER AKUTAGAWA: I keep forgetting. I --  
22 you know, I wanted to go back to the target dates and I'm  
23 wondering if it would help us if we were to say this is the  
24 earliest that we hope we could hit a date and then this is  
25 the absolute latest. So that way, then as you said, you

1 know, if we name the dates but it's a little bit of a  
2 range, we don't have to do every single day, maybe, but at  
3 least we can agendize those dates if that's what we're able  
4 to do and knowing that we want to try to hit the earlier  
5 dates. Even -- even before the, you know, so that we can  
6 make that November 10th date possibly, even earlier. But  
7 I'm thinking just for us from a planning, but also from a  
8 mentally, like thinking about what we're going to do, like  
9 when I saw this calendar, it literally took me the last day  
10 and a half to think oh, my God, you know. But it's kind of  
11 like we got to wrap our heads around this schedule and  
12 there's a lot of fluidity we do need to continue to have.  
13 Maybe having that -- that kind of -- those targets might  
14 help us in terms of planning.

15 CHAIR SADHAWANI: So, Commissioner Akutagawa, am  
16 I hearing that you would be in support of a November 10th  
17 target date for those draft maps?

18 COMMISSIONER AKUTAGAWA: I would only because,  
19 you know, I'm going to be a little selfish and I think  
20 maybe most of us would be. It would be nice to have a --  
21 you know, maybe like just that one day of Thanksgiving free  
22 where we don't have to worry about, okay. Let's just take  
23 that day off and then we'll be back to work on Friday.  
24 Right? So.

25 CHAIR SADHAWANI: Am I getting a general

1 consensus that November 10th would be an optimal target  
2 date and recognizing that we do have a little extra wiggle  
3 room if we really need it, but November 10th is our -- is  
4 our target? I'm generally seeing some heads kind of  
5 nodding. Okay. That's -- that sounds great. That's the  
6 kind of -- the kind of piece that we need in order to  
7 advance this conversation. That's great.

8 Commissioner Kennedy?

9 COMMISSIONER KENNEDY: Thank you, Chair.

10 I wanted to go back to Commissioner Fornaciari's  
11 question and Chief Counsel Pane's response. I'm sitting  
12 here rereading the motion or ruling from the Supreme Court  
13 in response to our request and that last part is, yes. The  
14 Commission shall provide three days' public notice for each  
15 meeting held in the 15 days before final statewide maps are  
16 approved and certified. But that -- it creates a conundrum  
17 because we don't know when they're going to be approved and  
18 certified. The one thing that we know is the deadline.

19 So are they, in fact, saying -- and if, --  
20 because we go back to the language in the Constitution,  
21 it's the 15 days before the deadline. So are we -- I  
22 believe we would be safer interpreting that ruling as 15  
23 days before the 27th of December, not 15 days before our  
24 target date, --which may or may not come to pass. Thank  
25 you.



1 MR. PANE: So Chief -- I agree, Commissioner  
2 Kennedy. And an even more conservative approach is to  
3 notice a bunch of meetings in advance and I believe that's  
4 what the 2010 Commission did as an even more conservative  
5 approach.

6 CHAIR SADHAWANI: Commissioner Sinay?

7 COMMISSIONER SINAY: I do agree that let's target  
8 the 10th. I think that makes sense for November 10th, but  
9 I also do want to remind us to take care of each -- to take  
10 care of ourselves and to take care of each other. But this  
11 is what we signed up for and I know we've said that a lot  
12 of times. But there's noth -- at this point we can't rush  
13 things and try to say, Hey, I --

14 I'm going to pick on you now. I need to catch a  
15 three o'clock flight or whatever it is.

16 This is what we signed up for and they asked us  
17 many, many times if we could do it, and it's for ten years.  
18 And so let's all just block off our calendars and tell our  
19 employers, tell our clients, tell everybody this is what  
20 the reality is. Our families as well, but, you know, I'm  
21 the first one to say, uh, November -- I already planned  
22 something that first part of that Thanksgiving weekend. My  
23 family can still go away and they'll be happy I'm around  
24 for dog sitting. But let's just -- this is what we signed  
25 up for and let's not rush it. And anyway --

1 CHAIR SADHAWANI: And I think to that end I'll  
2 just note that we currently did not schedule November 1st  
3 and 2nd. It's a Monday and Tuesday, so hold that on your  
4 calendars and most likely we might have to add those dates  
5 especially if we're going to use November 10th as a target.  
6 We might need those days for line draw.

7 COMMISSIONER ANDERSEN: Also the 7th.

8 CHAIR SADHAWANI: November?

9 COMMISSIONER ANDERSEN: Yep. I mean if we're  
10 pushing from the 10th back, yeah.

11 CHAIR SADHAWANI: Is it a Saturday? I don't have  
12 my calendar.

13 COMMISSIONER ANDERSEN: That's a Sunday.

14 CHAIR SADHAWANI: Oh, a Sunday. Okay.

15 COMMISSIONER ANDERSEN: It worked on a Sunday, so  
16 I don't know if we want to -- so it --

17 CHAIR SADHAWANI: Anything's open. There we go.  
18 Commissioner Akutagawa?

19 COMMISSIONER AKUTAGAWA: Yeah. I was going to  
20 say just on that, yeah, I think we need to also plan on  
21 blocking out our weekends too. But I do want to say in  
22 response to what Commissioner Sinay said, I mean, I agree.  
23 I mean I think we all know what we signed up for, but at  
24 the same time, I think that's why I'm proposing that we do  
25 have a range. Like the 10th is what we ideally want to try

1 for, but if we know for various reasons stuff happens, that  
2 if its' going to slip to the 12th, then we don't beat  
3 ourselves up over it for that because we're still within  
4 the range. And I think just having a little grace for  
5 ourselves is going to be important because we are in this  
6 for the long haul.

7           The other thing, too, is I do want to caution, I  
8 think, too, what Commissioner Fernandez also said about  
9 public input can be provided in writing and in other forms.  
10 I would propose that we don't have to have a meeting every  
11 day and I only say this also, too, because I'm thinking  
12 back to the COI input meetings this summer. I was -- I was  
13 -- I mean I'll be honest. At the beginning I was thinking,  
14 yeah, we should be having more meetings. Okay. I don't  
15 think we could have done meetings like every single day.  
16 It would have been just really tough, and I think there's  
17 both the mental break and I think just that break to be  
18 able to read through things even in the in-between.

19           So it's not that we're not going to be working,  
20 it's just, you know, I don't know having daily public input  
21 meetings is going to be super effective for us. We'll  
22 still be receiving it and we'll still be reading it and  
23 working but I don't know if the meeting is going to make  
24 sense. Not to mention, I think I'm also very mindful of  
25 what the staff has been saying like what are they going to

1 be doing to constantly be putting, you know, setting up all  
2 those and that takes a lot, too, especially if we're  
3 talking nearly seven days in a row. So just want to be  
4 conscious of that.

5 CHAIR SADHAWANI: I appreciate that, because at  
6 the end of the day, we are only human. Yes, we signed up  
7 to do this work and I think we will all, you know, continue  
8 with our commitment, but at the end of the day, a body  
9 needs to rest.

10 Commissioner Turner?

11 COMMISSIONER TURNER: Thank you. I actually  
12 wanted to just comment along those same lines because  
13 certainly we signed up for it. And when I got this  
14 calendar just seeing all red and blue, I'm thinking, okay.  
15 Let's -- let's do this between now and the end of the year.  
16 But I also don't think that any of us need to be, you know,  
17 modest and die on the vine behind this. So with that said,  
18 and I'm for definitely support of the 10th and doing what  
19 we need to. And as we plan and add in extra days, there  
20 was a reminder earlier for us to also mark some days on our  
21 calendar for our own internal homework to actually read  
22 what's coming in. And I just wanted to name for the  
23 Commission, that while we're naming additional days that we  
24 need to spend researching, it will be an illusion to think  
25 that there are days on the calendar that we're not working.

1 And so we almost need to -- it doesn't need to be  
2 agendized, but make sure we're putting that on the calendar  
3 as well, so whereas we think we have a day off here and  
4 there, we recognize it is not a day off here or there, so  
5 that we know exactly what we're up against and public knows  
6 it, we know it. And so indeed, when I see and should we be  
7 gifted with a day off, I think it should be a day off, that  
8 I'm not then expect to then turn around and read 1,000  
9 reports. So I just think it -- we need to be real clear on  
10 where we are working and certainly willing to do the work.  
11 But I don't want us to give the illusion that we are taking  
12 days off or having days off and it really isn't -- does not  
13 exist.

14 CHAIR SADHAWANI: I appreciate that. And, you  
15 know, actually for my students before finals week they have  
16 two days of reading days. And so perhaps we could at least  
17 plan out a reading hour before a meeting or something like  
18 that.

19 Commissioner Akutagawa, did you have a hand  
20 raised again? Okay.

21 Commissioner Fernandez?

22 COMMISSIONER FERNANDEZ: Yeah. I just wanted to  
23 kind of piggy-back off of what Commissioner Akutagawa said  
24 about public comment and -- because we can all recall  
25 during our initial COI meetings Community of Interest input

1 meetings. The first few weeks were a little bit more  
2 difficult just because they weren't full meetings. And I  
3 am thinking that if we have meetings right away, we may not  
4 have full meeting where we could actually use that time to  
5 review whatever public comment. So that's why I -- I'm  
6 kind of advocating for -- to not have the meetings like  
7 right after we display our initial maps. Let's wait and  
8 give people a chance, they can submit it multiple ways and  
9 then, you know, hopefully full, robust meetings of public  
10 input. And, yes, I understand this is what we all signed  
11 up for, but I don't think any of -- it's almost like our  
12 life has been put on hold because the census data has put  
13 our life on hold. Whether that's fair or not, I don't  
14 think any of us thought that it would be December 27th. So  
15 I get that part, but I also think we need to be healthy to  
16 do a good job. So get rest when we can.

17 CHAIR SADHAWANI: I agree. And so I think that  
18 this is the really great conversation that we needed to  
19 have. I'm very excited if Commissioner Fornaciari and  
20 Commissioner Ahmed accept the challenge to take some of  
21 this feedback and come back to us with some thoughts on  
22 what that might look like. I know Commissioner Andersen  
23 also has a lot of thoughts then and I'm sure we'll be  
24 sending you some of those -- those ideas. I am certain  
25 that that would probably also include perhaps a

1 conversation with our line drawing team to make sure that  
2 this is done in collaboration with what they might  
3 anticipate or the kids of experience that they have from --  
4 from ten years ago as well.

5 I know we've talked now and it seems like we're  
6 coming to some consensus around November 10th as a target  
7 date for drafts. Is there any additional conversation  
8 around target date for final maps? It seemed like there  
9 was a little bit of -- of discussion perhaps to be had on  
10 that matter of what day we would actually try to cert --  
11 have as a target for certification. Do we want to have any  
12 additional conversation on that at this point in time or do  
13 you want to hold off on that?

14 Commissioner Fornaciari?

15 COMMISSIONER FORNACIARI: I wanted to talk about  
16 something different, so --

17 CHAIR SADHAWANI: Sorry.

18 COMMISSIONER FORNACIARI: -- I'll wait.

19 CHAIR SADHAWANI: No. I think it -- it's okay.  
20 You can go ahead.

21 COMMISSIONER FORNACIARI: So couple things.  
22 First of all, if you look at the calendar, 8th, 9th, 10th,  
23 you know, we're going to travel and we also have the 12th  
24 is a travel day. I guess I'm kind of wondering if we want  
25 to just make the 12th a virtual day so we're not, you know,

1 using up a day just away from home. And but I want to just  
2 check in with Commissioner Andersen. I mean that -- if we  
3 have to do, if we have to certify, or whatever, approve our  
4 draft maps we can do that surely as well in person. Right?

5 COMMISSIONER ANDERSEN: Yes.

6 COMMISSIONER FORNACIARI: Well, some people are  
7 going to be virtual anyway, so I -- okay, dumb question.  
8 So maybe I -- but maybe -- maybe we can just think about  
9 making the 12th a virtual meeting, I guess, is what I'm  
10 feeling out there instead of everyone being an extra day  
11 just wandering around forever --

12 COMMISSIONER ANDERSEN: Yeah.

13 COMMISSIONER FORNACIARI: -- the mystery place  
14 we're going to be?

15 COMMISSIONER ANDERSEN: Yeah. I might say if  
16 we're all shooting for the 10th, this will change.

17 COMMISSIONER FORNACIARI: Okay.

18 COMMISSIONER ANDERSEN: And if we -- if we can --  
19 and most people want to make it the 10th. And, you know,  
20 we did talk about there's a possibility we can do it, and  
21 so we will do our best to do that, in which case I think we  
22 can -- I don't know if we'll have a meeting on -- on the  
23 12th. You know, because we're meeting on the 7th. And so  
24 basically what I'd like to do is kind of go back and rework  
25 this a little bit. And I also think, you know, the --



1 while I appreciate the 15-day -- the last 15 days and the  
2 three-days' notice, basically what I'm proposing is once we  
3 come up here, we say we kind of like this is we schedule  
4 all those days and it isn't a question of oh, now we can  
5 post the agenda. I mean the agenda for the live line  
6 drawing would be pretty simple but it's just going to be  
7 that same agenda for the rest of the time. So but I think  
8 we will meet virtually -- either virtually or in person --  
9 we still have to work that out -- all those days. So I --  
10 I appreciate and I also did notice that I think we're  
11 supposed to be down in Southern California I think on the  
12 8, 9, 10 and then also on the 12th, and I thought that was  
13 a big strange. But also, what do we do --

14 COMMISSIONER SINAY: There's a lot of great  
15 Veterans Day events in Southern California. I'm sure there  
16 are --

17 CHAIR SADHAWANI: I think some were looking  
18 forward to a trip to -- that's right.

19 COMMISSIONER ANDERSEN: So but anyway, that's  
20 still a possibility. If we want to have a -- because we  
21 certainly -- there'll be -- there will be needs for  
22 business meetings, so these are -- oh, and actually -- so  
23 and the other thing I wanted to say is the public input  
24 meetings, I was really hoping to hear from the public,  
25 which is why it said public input meetings to see what they

1 would say, what they wanted, didn't want, you know, did  
2 they want it right away rather than a few days later?  
3 That's what's -- and I expect that we should be getting  
4 some callings on that.

5 CHAIR SADHAWANI: Commissioner Akutagawa?

6 COMMISSIONER AKUTAGAWA: Yeah. I was just going  
7 to comment on what you were asking about the -- the final  
8 map dates. And I think we should, I think this  
9 conversation's been important and I think we shouldn't kick  
10 it down further or kick it off to the subcommittee. I  
11 think we should just state it.

12 I did find what Commissioner Kennedy said was  
13 interesting and I think as Commissioner Andersen has stated  
14 earlier, it would be a shame if, by hours or by a day,  
15 we -- we miscalculated and I think we need to be very  
16 thoughtful but also very intentional and conservative about  
17 maybe adding in that extra date so that we make sure that  
18 sure that our -- whatever we need to do, make sure that the  
19 maps do get certified within the time frame that they're  
20 supposed to be in. You know, there's no question about it.  
21 And so that's what I would advocate for.

22 But again, you know, let's set some like our best  
23 case scenario date that we would like to, like the 20th,  
24 right, what Commissioner Andersen said. But if it slips a  
25 little bit, you know, like how far in do we -- can we slip?

1 Is it really the 23rd? Do we need to look at the 22nd? Do  
2 we need to look at the 21st? I'm not really 100 percent  
3 sure what everybody's appetite would be and what really is  
4 the safest most conservative date, last -- last possible  
5 date.

6 CHAIR SADHAWANI: Did you have a target date?

7 COMMISSIONER AKUTAGAWA: I am actually  
8 comfortable with what Commissioner Andersen has -- has  
9 proposed in terms of the report writing. I -- you know, I  
10 am -- there are things that need to be done ahead of time  
11 and all that, so I -- I just wanted to appreciate the work  
12 that she's done on the scheduling and this has been really  
13 helpful to have an informed conversation. But I just  
14 wanted to just put that out there that we should look at  
15 our best case and then our absolutely like most  
16 conservative last-case date.

17 CHAIR SADHAWANI: So then your proposal for  
18 target date would be as -- as Commissioner Andersen  
19 proposed, December 20th for those -- to -- to finalize the  
20 maps --

21 COMMISSIONER AKUTAGAWA: I just --

22 CHAIR SADHAWANI: -- certification on the 23rd;  
23 is that correct?

24 COMMISSIONER AKUTAGAWA: I -- I mean I think that  
25 that would --

1 COMMISSIONER AKUTAGAWA: Or the 24th.

2 COMMISSIONER AKUTAGAWA: I mean that would fit  
3 within what Commissioner --

4 COMMISSIONER ANDERSEN: The -- yes.

5 COMMISSIONER AKUTAGAWA: -- Kennedy said, right?  
6 But I -- I don't know, Commissioner Kennedy, if you want to  
7 comment on it because you mentioned the 15 days part. Like  
8 actually what day were you thinking of would actually work?  
9 I guess I'm curious.

10 MR. PANE: So if I could just jump in on that?  
11 So the 15 days is just the -- is just how long the  
12 Commissioner has for a three-day notice for the posting of  
13 the agendas. So that's -- we --

14 COMMISSIONER AKUTAGAWA: Yeah.

15 MR. PANE: -- I don't know that that's -- I think  
16 that could probably be a separate issue about which days  
17 you need because we can agendize --

18 COMMISSIONER AKUTAGAWA: Oh --

19 COMMISSIONER ANDERSEN: Everything.

20 MR. PANE: -- if we need to.

21 COMMISSIONER AKUTAGAWA: Okay. I was thinking --  
22 I was thinking it was specific to the maps, but okay. Then  
23 we could just agendize every day like Commissioner Andersen  
24 suggested if we need to --

25 MR. PANE: Yeah. And --

1 COMMISSIONER AKUTAGAWA: -- just to give  
2 ourselves --

3 MR. PANE: -- that is an option.

4 COMMISSIONER AKUTAGAWA: -- some flexibility.

5 COMMISSIONER ANDERSEN: Yeah. I just want to  
6 say, you know, the yellow dates on here which you can see  
7 on my calendar and unfortunately you can't on yours is --  
8 those are the last legal deadlines that you can do. That's  
9 -- that is the drop dead -- if you don't certify because  
10 you have to vote on the 23rd, you can't make the 27th in  
11 which case it's all been for -- just for fun and games. We  
12 don't get to do maps, so -- which I don't think any of us  
13 want. So the 27th is the last to certify. The 23rd will  
14 be the last to declare and the November 15 is the last to  
15 do draft maps.

16 But as I said I don't want to do the 23rd because  
17 then we would have to be working over Christmas Eve,  
18 Christmas Day and the day after. So --

19 CHAIR SADHAWANI: Just -- just for clarity, so if  
20 we declare the maps on December 20th, we can't certify on  
21 the 24th though can we? I thought it was because it was a  
22 holiday.

23 COMMISSIONER ANDERSEN: Well, --

24 CHAIR SADHAWANI: Did I --

25 COMMISSIONER ANDERSEN: -- you --

1 CHAIR SADHAWANI: -- did I misunderstand that?

2 COMMISSIONER ANDERSEN: We -- we can't vote on  
3 that day. That would be the day though --

4 UNIDENTIFIED SPEAKER: We can't hand it into the  
5 secretary of state that day.

6 COMMISSIONER ANDERSEN: But we don't have to do  
7 that until the 27th. So we -- while -- but our time frame  
8 would be we'd certify on the 24th and then that would  
9 default to the 27th because it's a holiday and it  
10 extends -- remember it extends to the last -- to the 27th.

11 MR. PANE: I think we're -- I think the plan is  
12 to do it on the 23rd. Right? Because the 24th is -- well,  
13 I shouldn't say. That -- that's up to the Commission, but  
14 you all would decide. But as far as we wouldn't want to  
15 count for purposes on the 24th because it is a -- it is not  
16 a "day" as defined because it is a holiday.

17 COMMISSIONER ANDERSEN: Correct.

18 MR. PANE: So we would have to bump it earlier  
19 than that and it's up to the Commission how earlier.

20 COMMISSIONER ANDERSEN: Well, on that one though,  
21 we would just have to have three days. I thought we worked  
22 through this.

23 MR. PANE: Right.

24 COMMISSIONER ANDERSEN: We have to have three  
25 days for public comment. Well, technically we're having

1 five and then certify because it isn't though we must  
2 certify through -- for, you know, within the fourth day.  
3 It doesn't actually say that in the legal document. But --  
4 but here, the other wrinkle is, okay, say we want to  
5 actually certify on the 23rd. Then to have three clear  
6 days, you'd have to declare on the 19th, but the 19th is a  
7 Sunday. So, which means, we would have to declare on the  
8 17th, which means we'd lose one -- all those days to work  
9 on maps. You know, we would be declaring maps on the 17th.  
10 We can use those other days, which means we'd only have,  
11 you know, essentially seven days from, we say, you know,  
12 the 11th, seven days to do the final map. I think that's  
13 too short.

14           You know, and I know the line drawers are going  
15 to need every day we can possibly get, which is why I went  
16 to the 23rd, 20th, and then the three clear days for any  
17 public comment are 21, 22, 23, and then I -- and then ask  
18 Anthony or Chief Counsel Pane, to please verify and read  
19 through to make sure that if we declare, do we then have to  
20 certify on -- on the third day or on the fourth day or is  
21 it after? What --

22           MR. PANE: So see if I can answer the question.  
23 If there's -- we do have a definition of what a day is, but  
24 we also don't have a definition of what a day is. We have  
25 a definition of a day and what it's -- and what it's sort

1 of not. It can't be a weekend. It can't be a holiday.  
2 But we don't have a definition of a day saying it's 24  
3 hours. So I -- I think we're going to have -- I mean my  
4 legal recommendation would be to take -- it would be to  
5 take a conservative approach on the way we're calculating a  
6 day and I think Commissioner Andersen's attempt is to --  
7 what she's referring to is a fuller clean three days is to  
8 not say, well, we're going to do it on the -- I'm going to  
9 make this -- but the 20th and then we count the 20th as one  
10 of the three days. I think she's advocating for the 21st,  
11 22nd, and 23rd being full clean days. The problem with  
12 that is then we would have the 24th, which would be the day  
13 to take another vote except we couldn't do that because it  
14 is an act to be performed and is also on a holiday, which  
15 is then not a day as defined in the statute. So we have --  
16 we run into that problem.

17 COMMISSIONER ANDERSEN: Well --

18 MR. PANE: So, but is it a problem at that point?  
19 Because can we do that on the 27th?

20 MR. PANE: Well, I'm just --

21 COMMISSIONER ANDERSEN: That -- that's the  
22 question --

23 MR. PANE: Right.

24 COMMISSIONER ANDERSEN: -- because --

25 MR. PANE: So I think I guess what I wanted to do



1 is just for -- just for hypothetical purposes when we're  
2 counting, because I know there's -- there's plenty of  
3 permutations that the Commissioner could go. But what I  
4 want to make sure of and what -- what I want to make sure  
5 of and I think what Commissioner Andersen was pointing to  
6 earlier is because we don't have a defined day as saying a  
7 day is 24 hours, a conservative approach is to make sure  
8 there's always a three-day gap --

9 COMMISSIONER ANDERSEN: Right.

10 MR. PANE: -- a seven-day gap, a 14-day gap. Any  
11 time they're referring to it there "clean days" where  
12 you're not sharing it with another act, another vote, and  
13 then there's no ambiguity to worry about that that is in --  
14 and that's a more conservative approach.

15 CHAIR SADHAWANI: All right. We are up against a  
16 break at 2:30, a 15-minute mandatory break. I see a whole  
17 bunch of hands, so we'll definitely come back and -- and  
18 talk through all of these comments.

19 The first person I'm seeing in that lineup  
20 thought is Alvaro. Alvaro, we have about four or five  
21 minutes. Do you want to make your comment at this point?  
22 Yeah. Perfect. Thanks.

23 MR. HERNANDEZ: Sure. It's a very short comment.  
24 I just want to suggest or recommend to the Commission for  
25 those days after the 12th that we have scheduled

1 continuously from the 15th through the 24th that the  
2 Commission consider making those virtual.

3 CHAIR SADHAWANI: Are you suggesting in the rest  
4 of November and all of the entirety of December?

5 MR. HERNANDEZ: I was suggesting pre-  
6 Thanksgiving. Thereafter, I think there's some room for  
7 that.

8 CHAIR SADHAWANI: So in November? Okay. Got it.  
9 And that would be part of that public comment period, so I  
10 think -- I think that's -- we will leave that to the  
11 subcommittee to take on that comment. I hope you're taking  
12 notes.

13 Commissioner Fornaciari, would you have time in  
14 the time before break?

15 COMMISSIONER FORNACIARI: I went the wrong way.  
16 Yes. Now I forgot what I was going to say. You know, I --  
17 I feel like the soldier in the comedy movie when  
18 everybody's in a line and they say we need volunteers and  
19 everyone steps back except for me and my colleague.

20 And anyway, so I think -- and just back to the  
21 12th, it's not just the Commissioners, right? It's all the  
22 staff and -- and the videographers that are going to be  
23 traveling with us at the behest of the line drawing team.  
24 So, you know, I mean there'd be a whole lot of people  
25 sitting around for a couple of extra days if we don't do

1 the 12th virtually. So that's -- that's where I'm going  
2 at. I'm just not trying to rain on Commissioner  
3 Fernandez's parade. Thanks.

4 CHAIR SADHAWANI: That's fine. Yeah, I think  
5 Commissioner Ahmad had just a response to that.

6 COMMISSIONER AHMAD: Just really quick. Have you  
7 established a formal subcommittee?

8 CHAIR SADHAWANI: I have not but I would be happy  
9 to do so.

10 COMMISSIONER AHMAD: Okay.

11 CHAIR SADHAWANI: Would the two of you like to  
12 serve on that subcommittee and do you have a name for it?

13 COMMISSIONER FORNACIARI: Sure.

14 COMMISSIONER AHMAD: No, no, no. I'm all for it.  
15 I'm just trying to think of a fun name.

16 CHAIR SADHAWANI: That's correct.

17 We are up against a break, so --

18 COMMISSIONER AHMAD: Okay.

19 CHAIR SADHAWANI: -- I am going to give you 15  
20 minutes to brainstorm, and then we will formalize that  
21 subcommittee.

22 COMMISSIONER AHMAD: Got it. Thank you.

23 CHAIR SADHAWANI: When we come back, because --  
24 why don't we pause here? I see Commissioners Fernandez,  
25 Akutagawa, and Ahmad with hands raised, so we will come

1 back to you in that order when we -- when we return from  
2 break at 2:45. Thank you.

3 (Off the record at 2:29 p.m.)

4 (Back on the record at 2:45 p.m.)

5 CHAIR SADHAWANI: Thank you very much and welcome  
6 back to the Citizen's Redistricting Commission. We are  
7 continuing our discussion on the timeline moving forward.  
8 I know there were several hands raised.

9 Before we get back to that conversation, for the  
10 Commissioners, I just wanted to remind everyone that  
11 please, by 5 p.m. send your RSVP to Alvaro and/or other  
12 staff members. An email was sent out. Just trying to  
13 collect who's going to be here in Sacramento next week to  
14 make sure that staff can adequately prepare the room and  
15 accommodations for everybody. So please, by 5 p.m., please  
16 be sure to respond.

17 With that, we will get back to our conversation  
18 about the calendar. We have solidified a target date of  
19 November 10th for draft maps. Again, that is a target. We  
20 acknowledge that November 15th is our final, final, final  
21 date for those draft maps, but that we would like to try  
22 and get those done by November 10th. We were discussing a  
23 little bit about a potential target date for the final maps  
24 before the break and we will pick up where we left off with  
25 Commissioner Fernandez.

1           COMMISSIONER FERNANDEZ: Yes. I just wanted to  
2 throw this -- Chief Counsel Pane, in terms of three days,  
3 like let's just say we declare our maps noon on the 20th,  
4 then noon on the 23rd is actually three days. Well, in my  
5 book in my life of corrections in 24-hour increments, so.

6           CHAIR SADHAWANI: I think there's no response on  
7 there.

8           Commissioner Akutagawa?

9           COMMISSIONER AKUTAGAWA: I guess I was going to  
10 take a little bit more of a conservative approach and just  
11 again go back to the range and say what's our best case?  
12 You know, if we can by the 17th, because then that would  
13 give us the time frames that we need so then if we put out  
14 the draft final maps on the 17th, then using the same logic  
15 then by the 22nd, that would be the third day. The 23rd is  
16 when we vote. That would be the most conservative although  
17 I really didn't quite hear the answer as to whether or not  
18 if we vote on the 27th is that, I guess I'm going to say,  
19 safe for us? Or do we have to have voted before the 27th  
20 and then transmit on the -- before the 27th? Because I  
21 think that's the big question mark.

22           And then if that's the case, then, you know,  
23 maybe that the 17th is going to be the -- is the last  
24 possible time frame that we can actually submit it. And we  
25 might even have to look at an earlier date than that.

1 MR. PANE: Commissioner Akutagawa, are you -- I  
2 missed the last part of the 24th or the 27th, please.

3 COMMISSIONER AKUTAGAWA: So, okay. So  
4 Commissioner Andersen said, okay, we, let's just say, put  
5 out the draft final maps on the 20th, right? So then using  
6 the same logic that you're talking about, that's the 21st,  
7 22nd, 23rd. We can't vote on the 24th, 25th, or 26th, so  
8 the 27th would be the next possible date that we, as a  
9 Commission, could actually vote to finalize the maps and  
10 then transmit it to the secretary of state. Is that  
11 considered still within the limits of the time frame that  
12 we could submit those maps? Do -- so in other words, if we  
13 vote on the same day that we transmit it, is that okay or  
14 is that considered late?

15 MR. PANE: So the -- the last piece of this is  
16 the waiting period from the final, which is the three days.

17 COMMISSIONER AKUTAGAWA: Yeah.

18 MR. PANE: If we have that, that's -- there's no  
19 -- there's no other waiting component. So you could  
20 theoretically -- so to answer your question, yes, because  
21 you can do the certification -- there's no waiting period  
22 for the certification.

23 COMMISSIONER AKUTAGAWA: Yeah. So then if we  
24 say, okay, yeah, then we put out the draft maps on the 20th  
25 and then we do the three days, which is the 21st, 22nd,

1 23rd, and then we vote on the 27th, which is the day the  
2 maps are due --

3 MR. PANE: So let me -- let me just clarify  
4 because I want to make sure I have that right. When you  
5 say vote on the 20th, are we talking about the final maps?

6 COMMISSIONER AKUTAGAWA: Well, I mean I guess no,  
7 I'm not saying we vote, but we put the draft of the final,  
8 final maps. Right? And then we have three days to do  
9 final comments --

10 MR. PANE: Well --

11 COMMISSIONER AKUTAGAWA: -- is my understanding?

12 MR. PANE: So you'd vote for the final display.

13 COMMISSIONER AKUTAGAWA: Yes.

14 MR. PANE: You'd wait three days.

15 COMMISSIONER AKUTAGAWA: Three days, yes.

16 MR. PANE: And then you could certify.

17 COMMISSIONER AKUTAGAWA: Yes, on the 27th. We  
18 vote to certify on the 27th. Right?

19 MR. PANE: Ri -- so there's one time frame that  
20 you're describing which is you'd vote on the 20th. You're  
21 going to wait at least the three days --

22 COMMISSIONER AKUTAGAWA: Yes.

23 MR. PANE: -- which is the minimum.

24 COMMISSIONER AKUTAGAWA: Yes.

25 MR. PANE: Right? You can wait more --

1 COMMISSIONER AKUTAGAWA: Yeah.

2 MR. PANE: -- which I -- which is what's  
3 happening in your scenario where we're waiting more than  
4 the three days, which is fine.

5 COMMISSIONER AKUTAGAWA: We're -- no, we're still  
6 meeting the minimum because it's three days, right? That'd  
7 be the 21st, 22nd, 23rd; 24th, 25th, 26th don't count for  
8 us because it's a holiday and a weekend.

9 MR. PANE: So -- so let me clarify that point.

10 COMMISSIONER AKUTAGAWA: Yeah.

11 MR. PANE: So let me pull up the map requirement  
12 sheet. This is going to sound like a long-winded answer,  
13 so I apologize. But I think it's worth going through it.  
14 So the -- the -- on number 9 where it says day means a  
15 calendar day within which an act is to be performed, okay?  
16 Day means a calendar except that if a final day of a period  
17 within which an act is to be performed is one of these,  
18 then it's the next one. Right? So we have at least three  
19 days in the hypothetical that you've put out there. So  
20 we'd have the final on the 20th.

21 COMMISSIONER AKUTAGAWA: Mm-hmm.

22 MR. PANE: We'd have at least three days that  
23 qualify under this definition of a day.

24 COMMISSIONER AKUTAGAWA: Mm-hmm.

25 MR. PANE: And then we'd certify.



1 COMMISSIONER AKUTAGAWA: On the 27th. Yeah.

2 MR. PANE: So that's perfectly --

3 COMMISSIONER AKUTAGAWA: And that's perfectly,  
4 okay. That's what I wanted because I know Commissioner  
5 Andersen asked the same thing but I don't think we got a  
6 clear answer on that. So I mean worst-case scenario is  
7 that then we -- we vote on the final maps on the 20th but  
8 if we want to really do best case scenario perhaps the 17th  
9 is that other alternative as well, too. So like between  
10 the 17th and the 20th like that Friday the 17th is like  
11 maybe like -- if we can get it out earlier, we -- we try  
12 for the 17th, that Friday the 17th. But worst-case  
13 scenario is going to be Monday the 20th. That gives us the  
14 minimum amount of time to give the three full days, not  
15 three 24-hour days, but three full days, of -- of the time  
16 for the public comment to occur before we -- we vote to  
17 certify the maps on the 27th.

18 MR. PANE: So --

19 COMMISSIONER AKUTAGAWA: Maybe I'm using the  
20 wrong words, but we vote on the 27th essentially?

21 MR. PANE: Yeah. So I think what your count --  
22 your hypothetical works fine because you have to have three  
23 days that satisfy the definition of how they define day --

24 COMMISSIONER AKUTAGAWA: Yeah.

25 MR. PANE: -- after the final vote and then you'd

1 have the certification.

2 COMMISSIONER AKUTAGAWA: Yeah. So the --

3 MR. PANE: Then you'd have --

4 COMMISSIONER AKUTAGAWA: -- 20th is the latest  
5 possible that we could do a vote for the final maps and  
6 still meet all of the other requirements, legal  
7 requirements for the display and everything like that?

8 MR. PANE: So when -- now you've -- so you've  
9 said the latest, so I'm going to see what the latest

10 COMMISSIONER TURNER: Do you want to respond to  
11 that or?

12 CHAIR SADHAWANI: I'm going to let Commissioner  
13 Turner just respond and get -- yeah.

14 COMMISSIONER TURNER: Just let me get it out.  
15 Because I recall us saying that certification can happen  
16 the same day. So in the scenario that Commissioner  
17 Akutagawa's given, if we were to present final maps on the  
18 20th, the three days would be the 23rd and they can be  
19 certified on the 23rd because there's -- there's three full  
20 days.

21 COMMISSIONER AKUTAGAWA: I think that was the  
22 question mark. Whether or not that really counts as the  
23 third full day.

24 COMMISSIONER TURNER: Yeah. Because if we -- we  
25 certify even say by five on the 20th or three, or whatever,

1 say four o'clock on the 20th, we'd have to the 21st, 22nd,  
2 23rd at four and then if we'd still certify, still be that  
3 same day certification.

4 COMMISSIONER AKUTAGAWA: Yeah, and I think that's  
5 why I'm questioning that because is it 24 hours like  
6 Commissioner Fernandez said or is it like this other  
7 squishy three days? And I think that's why I was just  
8 proposing then, if we vote on the 27th, then we're very  
9 clear. Right? This is the most -- clearest way that we  
10 gave three -- three full days instead of --

11 COMMISSIONER TURNER: Or Marion.

12 COMMISSIONER AKUTAGAWA: -- does that make sense?  
13 That's why --

14 COMMISSIONER TURNER: Yeah.

15 COMMISSIONER AKUTAGAWA: I don't know. I think  
16 are the splitting hairs things but I think we have to be  
17 really clear about which one it is because I don't want us  
18 to be like told that you did not give enough time. And  
19 then one last comment that I'll make is I do support the  
20 idea of virtual meetings, by the way, for the public  
21 comment because if we're just taking in public comment, I  
22 don't see the need to have to be here together. I also  
23 support what Executive Director Hernandez said about the  
24 12th. It is kind of a weird where you have to like -- are  
25 you just going to hang out on that Veterans Day? You know,

1 so anyways.

2 CHAIR SADHAWANI: Very good. Thank you so much.

3 Marion, Marion did you want to weigh in on the  
4 calendar dates?

5 MS. JOHNSTON: What is it -- the way the 2010  
6 Commission interpreted it, the three-day at the end is for  
7 public comment to be received. So that even if you've  
8 voted on the final maps, if something comes in that changes  
9 your mind because of those extra three days of comment, you  
10 could still convene on the 27th to make a change.

11 CHAIR SADHAWANI: Would you -- would you need an  
12 additional three days though if you make a change?

13 MS. JOHNSTON: No, because you've put them up for  
14 display for three days and then you -- after that days  
15 they'd be finalized then.

16 MR. PANE: Yeah, yeah. So I think that's -- I  
17 think Marion is -- is describing maybe the interpretation  
18 from the 2010 Commission. I don't doubt that's probably  
19 what they -- you know, how they interpreted it. I think if  
20 the 2020 Commission were to take a similar approach, I  
21 think there is at least a possibility that you run into the  
22 loop that Commissioner Fernandez highlighted a few meetings  
23 ago that you do leave yourself -- the Commission leaves  
24 itself open to the possibility of saying now we need to  
25 have -- that wasn't a final. And so we need three days

1 after a final and then you kind of keep having the loop of  
2 a constant final three days.

3 MS. JOHNSTON: Well, if you're worried -- if  
4 you're worried about that, you could put the public maps up  
5 for display without taking a vote on them, but the three  
6 days doesn't have anything to do with the vote. It's for  
7 the display. But there's no point in having three days for  
8 public comment unless the comment is going to be  
9 meaningful.

10 MR. PANE: I would agree.

11 CHAIR SADHAWANI: I feel like the -- I see so  
12 many hands raised, so I want to be respectful of everyone,  
13 but at the same time I do think this is a -- kind of a  
14 pertinent piece that we need to sort out.

15 Are the hands raised specific to this piece or on  
16 a secondary component? Okay.

17 Commissioner Fornaciari on this piece?

18 COMMISSIONER FORNACIARI: Yeah. I'm going to  
19 open up a can of worms here, but --

20 It's on. I'll just look at it when I talk.

21 I mean the way I read day, well, I'll read day.  
22 So day means calendar day except if the final day of the  
23 period within which an act is performed is a Saturday,  
24 Sunday, or holiday. So technically, the last day we could  
25 -- we could post the maps is the 23rd, right? So we have

1 that --

2 MR. PANE: Because you're not -- because an act  
3 is not being performed on this --

4 COMMISSIONER FORNACIARI: Because an act isn't  
5 being performed. So the reason we are proposing the 20th  
6 is to enable the public to have time to provide feedback  
7 not over a holiday. Okay. So I just -- just want to have  
8 that clarity there. Thank you.

9 CHAIR SADHAWANI: Commissioner Fernandez, I think  
10 you had something to bring to this point?

11 COMMISSIONER FERNANDEZ: As much as this pains me  
12 to say, I agree with Commissioner Fornaciari right now.  
13 I'm just kidding. No, but Commissioner Akutagawa had  
14 mentioned earlier the --

15 COMMISSIONER AKUTAGAWA: 17th.

16 COMMISSIONER FERNANDEZ: -- the 17th. So  
17 actually, if we did display it the 17th, we could certify  
18 the 21st.

19 MR. PANE: Correct.

20 COMMISSIONER FERNANDEZ: Or we could actually  
21 make an amendment or draw new maps and we would still have  
22 time to then post a final, another final and have three  
23 days. But I still agree with Commissioner Fornaciari as  
24 well. So thank you.

25 CHAIR SADHAWANI: So, Commissioner Fernandez, am

1 I hearing a push for a target date of December 17th?

2 COMMISSIONER FERNANDEZ: Me personally, it would  
3 make sense if we're not going to have to second draft, it  
4 would make sense to push for December 17th because that  
5 does give us one more chance -- does that make sense, to  
6 try to capture -- because honestly if -- if we have three  
7 days to receive public comment and receive public comment  
8 and we don't do anything because we're down to the wire,  
9 then I don't know. The 17th or the 20th, I guess either  
10 day would work. Yeah.

11 CHAIR SADHAWANI: Commissioner Turner, and then I  
12 saw Commissioner Kennedy, and I know Commissioner Andersen  
13 also wanted to get in on this -- this train, and then we'll  
14 go back and I know Commissioner Ahmad's been waiting on  
15 another --

16 COMMISSIONER TURNER: Commissioner Fernandez, I  
17 understood you to say the 17th would give us to the 21st?  
18 Okay. So you're counting three days. I'd like to know the  
19 difference in the 20th than to the 23rd. It's the -- it's  
20 the same. It's three days.

21 COMMISSIONER FERNANDEZ: So, uh, so from the 17th  
22 -- I'll answer it. From the 17th --

23 COMMISSIONER AKUTAGAWA: Sorry.

24 COMMISSIONER FERNANDEZ: That's okay. So the  
25 difference -- well, if you went by what my definition is,

1 if my definition is noon on the 17th, then by noon on the  
2 20th you could actually have another set of maps. But of  
3 course our chief counsel's asking us to be conservative, so  
4 I'm going with the 21st to insure that we provide three  
5 days because I'm very respectful of our advice. And I  
6 heard snickering, so I'm going to avoid that for now. Does  
7 that make sense?

8 COMMISSIONER TURNER: So you're counting  
9 weekends. And, so I can turn my mike off, I don't support  
10 the 17th.

11 CHAIR SADHAWANI: Got it. Okay. Thank you for  
12 that.

13 Okay. Commissioner Kennedy?

14 COMMISSIONER KENNEDY: I had lowered my hand, but  
15 I will take the opportunity to say that I would be happy  
16 to --

17 CHAIR SADHAWANI: I thought you might.

18 COMMISSIONER KENNEDY: I -- I -- because  
19 Commissioner Fornaciari basically said what I was going to  
20 say, but I'll take the opportunity since you're kind of  
21 taking -- getting a sense of the Commission, I would -- I  
22 would be very happy with a target date of the 20th knowing  
23 that, you know, if we needed to stretch it out as late as  
24 the 23rd, we could. Thank you.

25 CHAIR SADHAWANI: Thank you for that.



1 Commissioner Andersen, did you still want to get  
2 in there?

3 COMMISSIONER ANDERSEN: Yeah. Thank you. Just a  
4 -- just a couple things. Yes. From the legal -- like  
5 because I do have my screen shared, the legal drop-dead on  
6 yellow, you know, here's the 27th for -- to certify, here's  
7 the 23rd, so -- and the 20th is the proposed -- the -- to  
8 declare maps final, voting and declaring. I do have a  
9 quick question for counsel. Do we actually vote to certify  
10 or it is -- once we vote final the time lapses and then we  
11 certify?

12 MR. PANE: So the statute doesn't  
13 (indiscernible).

14 CHAIR SADHWANI: Thank you for that.

15 Commissioner Andersen, did you still want to get  
16 in there?

17 COMMISSIONER ANDERSEN: Yeah. Thank you. Just  
18 a -- just a couple things. Yes. From the  
19 legal -- the -- which -- because I do it with my screen  
20 shared, the legal drop dead are in the yellow. You know,  
21 here's the 27th to certify; here's the 23rd. So -- and the  
22 20th is the proposed the -- to declare maps filed voting  
23 and declaring.

24 I do have quick question for counsel: Do we  
25 actually vote to certify, or is it once we vote final the

1 time lapses and then we certify?

2 MR. PANE: So the statute doesn't exactly tell  
3 the Commission the process for the certification, but  
4 here's why I'd recommend we vote for a certification:  
5 because I believe the process between the waiting period  
6 and the final is in case the Commission wants to make  
7 further changes. So to simply let the clock run might have  
8 that effect, but you don't know what -- the Commission  
9 hasn't acted on any sort of -- on any public comment that's  
10 happened in the last three days. And I believe you want  
11 something concrete that you can point to to say this is a  
12 certification. And even if it is simply an adoption of the  
13 final maps that you just voted on three days' prior, that's  
14 the point in time we would point to for the secretary of  
15 state. You want something formal for a certification.

16 COMMISSIONER ANDERSEN: Okay. Thank you. And  
17 then the three-day thing, I just want to do a little more  
18 clarification because I just sort of rushed through that.  
19 In contract law for -- like, say you're a state contract,  
20 you know, for construction, say, and for bidding purposes.  
21 And you have a five-day bid protest, and this is something  
22 that's well-known. People go, those five days were in  
23 violet. They cannot be part of one day on the first day  
24 and part of something on the fifth day.

25 You post up, you know, this is the guy who won

1 the bid. Great. Then the next day starts day 1. And  
2 those have to Monday, Tuesday, Wednesday, Thursday, Friday.  
3 It can't be a holiday or anything like that. And only  
4 after those five days are done, gone, 5 p.m. on the last  
5 day, only then, the next day, can you do anything.

6 And so since that is kind of a legal standard out  
7 there, it's a conservative standard, I really want us to  
8 adhere to that because someone could say, Well, well, you  
9 have -- oh, you know, sure you can do noon on this day, and  
10 then it's three days of noon and boom, there -- it's okay.  
11 If someone says you don't have three total days separate,  
12 we can get in trouble.

13 So that's why I proposed the 20th, and then we  
14 certify -- you know, I have it down here as the 24th, which  
15 automatically would kick it to the 27th. But I just want  
16 to clarify that because we've talked around about it a  
17 little bit at a time. I just want to make really clear  
18 that is a standard that's out there that people know about.  
19 And again, this would be in case someone really did not  
20 like something about our map and wanted to find a place to  
21 pick us on. I don't want it to be this.

22 CHAIR SADHWANI: Very good. So the proposal  
23 here is target date November -- excuse me -- December 20th  
24 for the final maps to be displayed and certified on  
25 December 27th.

1           Okay. I see a number of hands, so I'm going to  
2 go back to those. Commissioner Ahmad?

3           COMMISSIONER AHMAD: Thank you, Chair. I just  
4 wanted to circle back about our subcommittee meeting, which  
5 is not going to be as interesting as I was hoping.  
6 Actually, it's interesting to me, so I would like to  
7 propose that it's called the Draft Map Feedback  
8 Subcommittee. And Commissioner Fornaciari and I would love  
9 to serve on that subcommittee.

10          CHAIR SADHWANI: Very good. Thank you. So in  
11 my capacity as Chair, I will establish the  
12 Draft Map Feedback Subcommittee. Very innovative title.  
13 Thank you very much for that, and we will include you on  
14 future agendas. And I think you have your work cut out for  
15 you. So thank you so much for taking this on.

16          COMMISSIONER AHMAD: Yeah. And just so that I  
17 can communicate with Commissioner Fornaciari and you all  
18 can listen in, I think what we have to do is put together a  
19 short proposal of what the meeting will look like, and then  
20 potentially touch base with the line drawers to see if  
21 there's anything that we need to consider. But I'm  
22 thinking maybe it's something very similar to how our COI  
23 input meetings were held. So, we'll connect on getting  
24 something. And hopefully we can get something back by next  
25 week. Yes? Next business meeting.

1 CHAIR SADHWANI: That sounds incredible. I so  
2 appreciate you taking on that. And it looks like Marcy is  
3 very excited about that as well. I am sure she will be a  
4 great partner in helping advancing this work as well.  
5 Sounds like Fredy wants to get in on this, too. I don't  
6 know. I'm just offering that up there.

7 (Laughing)

8 CHAIR SADHWANI: What was that?

9 COMMISSIONER FERNANDEZ: I think we should just  
10 keep moving.

11 CHAIR SADHWANI: Okay.

12 COMMISSIONER ANDERSEN: You're shooting for the  
13 7th. Very good. Very good. So we will look forward to  
14 having that update for the 7th.

15 Commissioner Yee?

16 COMMISSIONER YEE: Thank you, Chair.

17 A question for counsel about the certification:  
18 Could we take a vote on it -- if this all goes well, could  
19 we take a vote on the 20th on the set of maps to display,  
20 the final maps, and then also vote to certify them if there  
21 are no further changes? That way, we would not have to  
22 meet on the 27th.

23 MR. PANE: So, Commissioner Yee, to your point,  
24 it sounds like what you're -- maybe you're hypothetically  
25 proposing is like an alternative? Sort of like a one-vote

1 assuming no changes?

2 COMMISSIONER YEE: Right. Just -- yeah.

3 MR. PANE: The, the hesitancy against that is  
4 it -- I think there's an argument that could be made that  
5 you -- that the Commission is not thoughtfully considering  
6 the public comment period that -- for those three days,  
7 it's almost as if we're not really paying attention to it.  
8 So I can appreciate the fact that we'd all have to come  
9 back around again to formalize it.

10 One point that I would want to highlight: It is  
11 going to be important for purposes of enactment and  
12 effective dates to really be able to point to an exact  
13 certification date and time. So I think that is something  
14 we probably don't want to open ourselves up to any skirting  
15 of any sort of vote on that. Even if we could do it in  
16 sort of the alternative, I think we want to take  
17 Commissioner Andersen's earlier point. I think we want to  
18 make sure that it's not all -- we wouldn't want to risk all  
19 for naught, at least towards the end.

20 COMMISSIONER YEE: That's true. Yeah. Very  
21 good. Thank you.

22 CHAIR SADHWANI: Maybe we can have some sort of  
23 incentive for the 27th when we come to certify. I have  
24 heard that Commissioner Fernandez makes excellent holiday  
25 tamales.

1 COMMISSIONER FERNANDEZ: Yes. I do. Well, I  
2 don't. My sisters and I do.

3 CHAIR SADHWANI: Oh. Okay.

4 COMMISSIONER FERNANDEZ: More than happy.

5 UNIDENTIFIED SPEAKER: I'll make a note.

6 COMMISSIONER FERNANDEZ: No. You have to super,  
7 super, super majority for that.

8 CHAIR SADHWANI: Commissioner Akutagawa?

9 COMMISSIONER AKUTAGAWA: All right. I know it  
10 feels like we're beating a dead horse here, and I shouldn't  
11 even say that, probably. But I just want to -- I still  
12 want to just come back to these dates.

13 So first off, I guess, Chief Counsel Pane, I have  
14 a question for you. On your map requirements document,  
15 number 6 says, Final maps will need to be displayed by  
16 December 24th. Taking into account the public comment  
17 period of three days. Right?

18 The 27th -- you know, given what we've been  
19 talking about, it seems like a little squishy there, too.  
20 Which is, I just wanted to point that out that  
21 it -- it -- I guess my question is, yeah, to what  
22 Commissioner Andersen had said, it should probably be to  
23 the 23rd, I assume. And then also, that was where I was  
24 asking, I was also, now I'm confused because what  
25 Commissioner Andersen said about, like, you know, the

1 holidays and the weekends don't count in this case.

2 Then according to this, then it can't be the 24th  
3 or even the 23rd because technically the 24th, 25th, 26th  
4 don't count. Is that correct?

5 MR. PANE: So, Commissioner Akutagawa,  
6 on -- remind me if I don't answer all of the parts. I'll  
7 try to get to the first part, which is the 24th, on number  
8 6. So it says it will need to be displayed by December  
9 24th, and that's still technically accurate. The 23rd  
10 would be by the 24th. It's just -- the 24th isn't a  
11 possibility on the day of.

12 COMMISSIONER AKUTAGAWA: Okay.

13 MR. PANE: That's all. So we -- I certainly  
14 could change that to the 23rd. The difference is it's a  
15 technical versus effective. I mean, I think the effective  
16 application is by the 24th. Because the 24th is not a  
17 possibility, because it's a holiday, it effectively means  
18 the 23rd. But, technical, by the 24th is also another way  
19 of putting it.

20 COMMISSIONER AKUTAGAWA: I get it. Yeah. The  
21 technically. Right?

22 MR. PANE: Right. Right. So I absolutely can  
23 change that to the 23rd if we wanted to.

24 COMMISSIONER AKUTAGAWA: It might be clearer for  
25 everybody who might be reading it in the public. But then



1 that also means, then, that -- that technically, then, in  
2 this case from a public comment period, the weekends do  
3 count. Is that true?

4 MR. PANE: Thank you. So that -- so that other  
5 point, if we look to number 9, and Commissioner Fornaciari  
6 had mentioned that previously, the date -- we count the  
7 days. We just don't count them if it's a day in which an  
8 act is to be performed. So the holiday, the 24th, counts  
9 as a day --

10 COMMISSIONER AKUTAGAWA: For public comment. But  
11 it's not one in which we could actually take a vote.

12 MR. PANE: Exactly. So --

13 COMMISSIONER AKUTAGAWA: And -- and that's what I  
14 wanted to just be clear about because I think the public  
15 comment period time is important. And I heard what you  
16 said, I think it was in response to Commissioner Yee, that  
17 we will take a vote up to a certain point, but we also do  
18 so knowing that we will listen to -- and if there is  
19 something compelling in the public comment that we all as a  
20 body decide we need to really listen to and take into  
21 account and make an adjustment before we finalize or  
22 certify the maps, no later than the 27th. Then that's  
23 something that -- what we're doing is leaving ourselves  
24 open to that period.

25 I want to just go back to -- and I heard what,

1 Commissioner Turner, you said about not supporting the  
2 17th. I think I would -- in the vein of let's aspire,  
3 maybe, that we could do that. Because I do like the kind  
4 of the framing that Commissioner Fernandez said about if we  
5 do the 17th through the 20th or 21st, right, that gives us  
6 the three days, that's kind of like a little bit of a way  
7 to get that second draft squeezed in there without it  
8 really being a second draft. I don't want to call it that  
9 because that's not really what it is, but it is an  
10 opportunity where if in that three-day period we get public  
11 comment that we do need to make adjustments, then we have  
12 that additional time to make further -- but if we  
13 can't -- I mean, that's just aspirational. I guess I'll  
14 just say that.

15           But that worst case scenario, we go for the 20th.  
16 That it seems like most people are comfortable with, which  
17 I would be fine with, but aspirationally, if we could -- I  
18 know that it's going to be challenging, but if  
19 aspirationally maybe we could go with the 17th, it would  
20 give us that additional opportunity to perhaps hear some  
21 additional feedback and make some additional adjustments  
22 without being so up against a timeline that we're just  
23 going to, you know. I just don't want us to get sloppy,  
24 either, because we're rushing. So that's my -- I guess, my  
25 thought about that range. So thank you.

1 CHAIR SADHWANI: Thank you for that.

2 Commissioner Sinay?

3 CHAIR SADHWANI: Oh. No problem.

4 Commissioner Turner?

5 COMMISSIONER TURNER: Thank you. Yeah. Just  
6 wanting to respond to that. I think we're -- it feels to  
7 me like we're still doing a lot of guessing or supposing.  
8 I don't feel like -- because we keep wanting to put  
9 subsequent dates just in case, which says that even though  
10 we keep getting a response from counsel, we're not settled  
11 in that date. Because it seems -- feels to me like we're  
12 still making allowances for "if it's not this," "If it's by  
13 contract," "if it's by the end of the day," etc. And in so  
14 doing, we're cutting out time just in case.

15 And I think this is -- we have a boatload of work  
16 to do. We know that we didn't get the extension we wanted.  
17 We are looking for public comment. And I do feel that  
18 we're rushing and short-changing the other end because  
19 we're not -- have a conclusive response or a definite kind  
20 of feel of what the end part is and so our answer is let's  
21 cut more days out.

22 And I just -- I'm not supportive of that. I feel  
23 that if indeed we had a definitive this has to be done by  
24 the 17th because is how the dates are going to be counted  
25 and this is when we -- that's one thing, is what I'm

1 hearing -- is what it's feeling like to me, which is why  
2 I'm not supportive of the 17th. Because what I thought I  
3 heard last is that we were confident that the 20th would  
4 give us the days that's required, and we would be able to  
5 certify by the 27th. And I think those extra days will  
6 help us be more concrete and feel good and solid about  
7 whatever we're presenting, and we would have had plenty of  
8 public comment. There's always time for more, but I don't  
9 want to lose the extra days on that end for -- in hopes  
10 that we're being careful and cautious for something on the  
11 back end.

12 CHAIR SADHWANI: Thank you. I want to just  
13 insert myself here. I'm sorry, Commissioner Fernandez. I  
14 just saw you raised a hand there.

15 But I would agree with you on that,  
16 Commissioner Turner. My sense is the 20th -- there's a  
17 real reason for it, right, given all of the dates: the  
18 holidays, the weekend, etc. That means -- if we set the  
19 17th, we're cutting out the opportunity to work on the 18th  
20 and 19th, which we might -- we might need those days.  
21 Right? I mean, those might be all-nighters, in fact. We  
22 won't look at staff when we say that. But it might  
23 be -- those might be very long days.

24 And my sense is -- and I've never gone through  
25 this process, but my sense is once we get -- none of have,

1 but -- once we are getting close to final maps, slight  
2 changes in one area might throw off a whole lot of things.  
3 So better to take that time to get it right. Of course,  
4 we're going to allow those three days. Unless there's  
5 something glaringly concerning that we have missed, I don't  
6 actually see us making major changes after those three  
7 display days because, you know, changing a matter of two or  
8 three census blocks could throw off the entirety of  
9 the -- of a state map. And I -- you know, I think I would  
10 support the December 20th target date.

11 Commissioner Andersen, did you want to jump in on  
12 that real quick?

13 COMMISSIONER ANDERSEN: I just realized, the  
14 three days usually nothing happens, but sometimes what  
15 happens is -- yeah, I know. Second time.

16 UNIDENTIFIED SPEAKER: It's only happened once.

17 COMMISSIONER ANDERSEN: Yeah. That's true. But  
18 what -- what -- I remember now a discussion. I'm not  
19 exactly sure what -- it was with the line drawers, exactly  
20 whom the conversation was with -- but, it's -- say like you  
21 do post the maps, but for some reason, one of them, like  
22 the line bled into the other line. Like that kind of  
23 thing. That's the only reason when you might  
24 actually -- you have to make this little change before you  
25 certify. It's not a consequential change, but it could be

1 a little change. And that's -- that was the three days. I  
2 remember that that was kind of thinking as someone was  
3 walking me through what the thinking was for those three  
4 days.

5 CHAIR SADHWANI: So it's almost more clerical  
6 errors.

7 COMMISSIONER ANDERSEN: Exactly. A clerical  
8 error.

9 CHAIR SADHWANI: Very good.  
10 Commissioner Fernandez?

11 COMMISSIONER FERNANDEZ: I'm fine with the 12/20  
12 day, but I also -- I mentioned it earlier. It's a calendar  
13 and it's a fluid calendar. We don't know how swiftly we're  
14 going to go through it -- and there's no laughing by  
15 Director Kaplan at this point. And it might take us a long  
16 time. It may not take us a long time. But I also -- if  
17 there's a possibility at some point to maybe display the  
18 maps earlier, then I would -- I would suggest that we do  
19 that instead of saying, oh, we've got a couple days off.  
20 Right? So I just want to be open to that. But yes.  
21 Definitely the 20th. That's kind of like our target. We  
22 need to get it in by that date. I agree. Thank you.

23 CHAIR SADHWANI: Very good. I think that we have  
24 some conclusions, then, here. Target date for draft to  
25 maps being November 10th. Target date for final maps

1 December 20th. And of course, we can always  
2 (indiscernible-simultaneous speaking.)

3 COMMISSIONER ANDERSEN: I'm also hearing add the  
4 particular homework days on the calendar. So the couple of  
5 days that we don't have homework, they're actually -- you  
6 know, we actually can relax. So I appreciate that. Those  
7 are the couple things I heard. And I'm going to try to do  
8 my best to get this calendar a little more legible for, you  
9 know, these are line drawer activities, Commission  
10 activities. So I thought that --

11 CHAIR SADHWANI: I think that sounds great.  
12 Yeah. Thank you so much, Commissioner Andersen for your  
13 work on this, and for that -- for the follow up that I know  
14 that you're going to do.

15 I'm very excited, also, for our new subcommittee  
16 to take on the -- take the charge of the public comment  
17 component, as well.

18 Commissioner Andersen, do we have anything more  
19 on the Line Drawing Subcommittee at this point?

20 COMMISSIONER ANDERSEN: Yeah. Just one little  
21 thing was the -- you know, the phase document. As the Line  
22 Drawing Subcommittee, you know, putting the schedule  
23 together was the highest priority. So that's what we've  
24 been sort of working on, and then we'll get back to the  
25 actual how's of what things are happening, which we'll

1 probably bring back on the 7th because we'll be jumping  
2 into -- and as we see how the 4, 5, and 6 go, it'll be a  
3 lot more -- it'll be more concrete. And I think that  
4 document is going to actually make a lot more sense. So I  
5 just wanted to mention that as the other item.

6           And -- and we'll also try to make sure as of this  
7 day, this is what for the Commission, for also for the  
8 public, in terms of what areas of maps we're going to try  
9 to work on and what days. Because I know the public gave  
10 us feedback about that. They really appreciated it, and  
11 we'll get better participation, I think, if we can get that  
12 done, too.

13           CHAIR SADHWANI: The only other thing I wanted to  
14 add in terms of the -- from the Line Drawing Subcommittee  
15 report for next week -- I did raise this earlier, but I  
16 just wanted to flag it in case there was any comment. The  
17 intention that we have discussed thus far is that we  
18 open -- these are not business meetings. These are line  
19 drawing sessions. The visualizations will be posted 24  
20 hours in advance of discussing them, which means the L.A.  
21 visualization will be posted on the 23rd -- excuse me, on  
22 the 3rd of October. The dates are all kind of squishing  
23 around here in my brain -- on the 3rd of October.

24           We will discuss it on the 4th, but when we open,  
25 the intention is not to take public comment until the end



1 of the third day. And the through process there was that  
2 what we don't want to have happen is a COI input meeting  
3 during out line drawing sessions. We value input. We want  
4 to get public input, but what we don't want is four hours  
5 of public input like we had in our COI input sessions  
6 because it would limit our opportunity to actually do the  
7 work.

8 I just wanted to make sure that we were all on  
9 the same page with that. It is not trying to, you know,  
10 limit the public from weighing in on the visualizations.  
11 And instead, I think the message certainly should be Take a  
12 look at the visualizations. Send us e-mails. We will be  
13 reading them. And, you know, Fredy from the communications  
14 team, just making sure that those communications that are  
15 written to use are being posted so that everyone is aware  
16 of whatever might be coming in at that point in time.

17 Is there a general agreement that that is an  
18 approved way to proceed?

19 The other piece on that is waiting until the very  
20 third day. We contemplated, also, after each section. So  
21 for example, we cover Los Angeles and take public comment  
22 on it. That's going to open a whole another can of worms.  
23 We're going to want to go back to Los Angeles, fix it in a  
24 million different ways. Instead, if we're waiting until  
25 the third day, keep it in your mind, bring it back next

1 week, right, the following week when we come back to do our  
2 second set of visualizations. So that was kind of the  
3 thought process there. So I just wanted to lay that out  
4 for folks and make sure we're all kind of comfortable with  
5 that approach.

6 Commissioner Akutagawa?

7 COMMISSIONER AKUTAGAWA: Yeah. It's just for  
8 clarification again. So I -- I'm fine with the 20th. I  
9 like that. So then should there be public comment -- this  
10 is going to be kind of within those three days. That's  
11 going to kind of serve as that second round of comments,  
12 essentially. And then if we have to make changes, is that  
13 then when we're going to put out revised maps, on the 24th,  
14 to be voted upon on the 27th?

15 CHAIR SADHWANI: Oh. I think we're -- I think  
16 maybe -- the public comment piece is still next week.

17 COMMISSIONER AKUTAGAWA: No, no. I'm sorry. I'm  
18 going back to -- yeah.

19 CHAIR SADHWANI: Oh. You're going back to --

20 COMMISSIONER AKUTAGAWA: I'm going back to  
21 just -- yeah.

22 CHAIR SADHWANI: December 20th?

23 COMMISSIONER AKUTAGAWA: Yeah. You moved on  
24 before I could comment. Yeah.

25 CHAIR SADHWANI: Oh. I'm so sorry.

1 COMMISSIONER AKUTAGAWA: Yeah.

2 CHAIR SADHWANI: So remind me of your question  
3 one more time about December 20th.

4 COMMISSIONER AKUTAGAWA: It's about the dates.  
5 December 20th. So I'm fine with that, but if people make  
6 comment -- if we get comment that is substantive and we  
7 decide we're going to make changes. So then we revise the  
8 maps, and then we have to redisplay them again no later  
9 than the 23rd. Right? Because the 24th is technically a  
10 holiday.

11 CHAIR SADHWANI: Commissioner Andersen, did you  
12 want to respond to that?

13 COMMISSIONER ANDERSEN: Remember, they -- the  
14 public can give public comment all the way through the  
15 process. And we'll be doing live line drawing. So for  
16 them to all of a sudden say -- I expect we will get  
17 comments in. That it be substantive, it's like, Where have  
18 you been? I mean -- and it would have to be -- no, I  
19 shouldn't say that.

20 COMMISSIONER AKUTAGAWA: But remember, this is  
21 only -- I mean, but we've only done draft of the map. And  
22 what if there is something that people are like, you know,  
23 people are like, You got it wrong. You weren't listening  
24 to us. You got it wrong?

25 COMMISSIONER ANDERSEN: I definitely want to do a

1 second-draft map, and the time to do that isn't really  
2 there. You know, unless -- you know, if I can share  
3 again -- actually, I might just do that just really quickly  
4 because this is going to come up.

5 CHAIR SADHWANI: As you're finding those, I just  
6 want to also note there are going to be people that don't  
7 like the maps that we come up with. And my sense is,  
8 though, throughout the next two months, we're going to have  
9 a sense of what those trade-offs are. And at least amongst  
10 the 14 of us, we're going to have to come to terms with  
11 some of the trade-offs. Right? We each might not get our  
12 own areas as we wanted to see them, but my hope is that by  
13 our target date, you know, we'll have some peace with the  
14 trade-offs that we've made.

15 COMMISSIONER AKUTAGAWA: Yeah, and it's  
16 not -- and I don't think I'm talking about those trade-  
17 offs. I mean, I understand that that's what's going to  
18 happen, but if for -- I'm just thinking hypothetically,  
19 like, we just get somebody that just says, There is a  
20 glaring mistake. And what if we just didn't see it until  
21 that last -- you know, until we put it out on the 20th?  
22 What are we going to do? How do you want to do this?  
23 That's what I'm asking, because I think we need to be  
24 prepared for that, too. Or are we just going to say, You  
25 know what? Look. This is the compromise. This is the

1 trade-off. This is it. Too bad.

2 MR. PANE: Commissioner Akutagawa, are you asking  
3 more of a policy question on that, or --

4 COMMISSIONER AKUTAGAWA: I think it's a  
5 combination of both, probably. And I don't know if  
6 right -- I mean, I think that's why, I think, I'm just  
7 trying to understand these dates. Like, it's great that we  
8 have these dates, but now we're down to a final time. We  
9 don't have any more space. And so given that we don't have  
10 any more space and this is it, then these -- I don't know  
11 if the time is now. And maybe this is also for our new  
12 subcommittee to talk about? I don't know if that really  
13 falls within them or it's a line drawer question about what  
14 happens in that time frame. That for whatever reason, we  
15 have our blind spots, and we just didn't see something and  
16 somebody just says, You really got it wrong. And they  
17 compellingly, you know, say, I've been trying to say this.  
18 You haven't listened, but this is something. And then we  
19 finally see it.

20 COMMISSIONER ANDERSEN: Okay. I might jump in  
21 here. This could happen if we put out a second-draft map  
22 the way that you're spinning it.

23 COMMISSIONER AKUTAGAWA: No. I understand that.

24 COMMISSIONER ANDERSEN: In which case, you know,  
25 we can look at what can we do. In three days, could

1 you -- it would have to -- I mean, theoretically, could you  
2 work and basically redo all the maps, 176 of them? You  
3 know. I don't want to speak for the line drawers on that  
4 because we'd have to give them direction. That would be  
5 very, very hard, very, very hard, which is why you try to  
6 get the public input all the way along. And, you know,  
7 even if we -- because we did look at, say, if you try, I've  
8 shared by calendar.

9           You know, I originally was hoping to do one on  
10 the 10th, and then we'd get public input for the seven days  
11 of the 17th. You know, I think I just quickly went through  
12 that. If -- assuming we had this week to finish. Because  
13 basically, to do -- to incorporate, you have to have the  
14 public input of the seven days, right, if you do a draft  
15 map. And then you try to incorporate anything you've got  
16 to review at all, and incorporate it, which means we have  
17 to give the line drawing directions. And it's hard when  
18 you say, Okay. I really like this. How do we  
19 incorporate --

20           I'm just not quite sure what --

21           (Audio feedback and technical discussion.)

22           Okay. Basically, to try to incorporate the  
23 information, give the instruction to the line drawers, Now,  
24 let's redo this and come out with a different scenario,  
25 once we've done a full-draft map and then try to second-

1 draft map, and then incorporating the changes requires a  
2 lot because at that point you're -- imagine a puzzle piece  
3 because it's the easiest thing to imagine. And you're  
4 taking out two puzzle pieces and you want to put them in of  
5 a different size. You can imagine what you have to do with  
6 the rest of the puzzle. You kind of have to -- and so you  
7 it isn't as -- it isn't as easy as it is in our  
8 visualization process. And so we sort of run out of time.

9 COMMISSIONER AKUTAGAWA: I know. I think that's  
10 why I wanted to just ask the question. And better that we  
11 address, at least think about it now. Because I know we're  
12 not going to be able to make everybody happy, and I  
13 understand that. But I think we -- I do believe that it  
14 does at least warrant some kind of conversation.

15 COMMISSIONER ANDERSEN: Actually,  
16 Commissioner Akutagawa, I appreciate you bringing this up.  
17 From the whole commissioners, I want all of the  
18 commissioners to think about this. I want the public to  
19 think about this. We want the public participation now,  
20 along this way. If you have an idea that you like, that  
21 you don't like, speak up. Please send it to the  
22 Commission. You know, go to [www.wedrawthelines.org](http://www.wedrawthelines.org).  
23 Please submit these ideas because we want to hear them now,  
24 because we want to incorporate them now. We want to  
25 address the pros and cons early.

1           And so I really appreciate you bringing this up  
2 because this is a -- this would be a huge concern. Please  
3 don't wait and think, Oh. I'll wait to the end. Please  
4 jump in now. And I appreciate you bringing that up.

5           CHAIR SADHWANI: All right. I see a number of  
6 hands. We'll go to Commissioner Yee.

7           COMMISSIONER YEE: Thank you, Chair. Two things:  
8 One, quickly, just to note that Commissioner Andersen  
9 mentioned earlier the line drawing phase is planned. Just  
10 to note that that's what we're calling Attachment Number 2  
11 to the mapping playbook. So when it comes out, you'll know  
12 where that fits.

13           Concerning the three-day period, I'm thinking of  
14 it as serving two purposes. One is to offer a real and  
15 legitimate opportunity for any final comments that could  
16 possibly and remotely alter the maps. So if at that point  
17 somebody offered something compelling that really undoes a  
18 puzzle that we'd all been struggling with and never really  
19 were totally happy with, and now we see it in a flash of  
20 inspiration, you know, that it would be theoretically  
21 possible to change that and make everyone happier. Fairly  
22 unlikely. Let's hope all the good work that goes up to  
23 that point, but it could be possible. And a real  
24 possibility. We don't want to even imply that that's not a  
25 real possibility.



1           The more likely, I think -- you know, it's the  
2 last chance for people to have their say. And even people  
3 who know there's basically no chance that we'll draw the  
4 maps in a certain way to be below opposition, to have your  
5 say, that's important in a democracy. Right? And even if  
6 there's zero chance that you're going to change the maps,  
7 to be able to go on record -- you know, I want to hear  
8 those comments, and this is the chance for us to hear them.  
9 So that's more likely, and I think that's what the three  
10 days will serve.

11           But if the first one does happen, then the 20th  
12 does give us, you know, a legitimate, legally defensible  
13 opportunity to make those changes and still make the 27th.

14           CHAIR SADHWANI: Thank you.

15           Director Kaplan?

16           DIRECTOR KAPLAN: Thank you. I just wanted to  
17 highlight the comment about at the end of the three-day  
18 series will be time for public comment that we make sure to  
19 include that in an updated description or calendar that  
20 you're going to be creating, and even provide a narrative  
21 to this document so that that's clear on the website.  
22 Everyone knows each week what's happening, how we're doing  
23 the zones, if possible, when is the time for input, what is  
24 that input that we want so that you can get, and the  
25 outreach team can really push this message of here's how to

1 participate now early and here's what's happening. And I  
2 think even with that comment at the end of the third day,  
3 we can also highlight, "Here's the recording. On Monday we  
4 talked about Zone A if you want to go back and listen to  
5 it." On Thursday is when we're going to taking comments on  
6 this so that we can be pushing that message also. So as  
7 clear as this can be in a final version. And we can work  
8 with you on that, too.

9 CHAIR SADHWANI: Got it. And I think we're going  
10 to finalize that plan on Friday, and then we'll send it  
11 over to you and post it on the website as well.

12 COMMISSIONER TURNER: Thank you, Chair. I think  
13 I just wanted to say I'm really anxious to start drawing  
14 lines. I think for sure that work -- and this conversation  
15 drives all of us to be very much so in tune, focused,  
16 ensuring that we're recalling all of the testimony that  
17 we've received.

18 I appreciate Commissioner Andersen's call and  
19 reminder out to the public to make sure you're commenting  
20 now because after -- and I appreciated the analogy that she  
21 used about puzzle piece and all of those piece parts  
22 because once we get down to the three days, I think it's  
23 very unlikely that there will be a lot of changes at that  
24 moment.

25 And so I wanted to just say that again, and it's

1 the unspoken piece of the work. And so we've worked on  
2 this, not just now, all along, to ensure that we're doing  
3 what we can to include all Californians and hear everyone's  
4 voice and include all of the piece parts. We've built in  
5 some more things today to talk about the research that  
6 we'll get that Commissioner Sinay has done that other  
7 people don't have access to.

8           So on every front we've talked about how do we  
9 include every piece that we need to. And we're going to do  
10 all of that. And I think by the time we put draft maps out  
11 and allow people to respond to it, I think that  
12 will -- that there will be already a crunch period of  
13 trying to incorporate that and make that happen. And by the  
14 time we get down to those last three days, I think it  
15 really will be a matter of hearing from people and not  
16 necessarily a whole lot of changes that's going to go one.  
17 And that just is the given timeline.

18           Hindsight is always 20/20. When we finish on the  
19 27th, when we come back from holiday after the New Year,  
20 we're going to be like, "Oh, man. In ten years from now,  
21 we can do something different." Yeah. The time for all of  
22 that is now and we all want to do the best for everyone.

23           But I think we all need to come to the  
24 understanding that everyone is not going to be happy, much  
25 to our dismay. We want everyone to be happy, but we're

1 going to set a date, set a line, follow what we have to,  
2 whether we think it makes sense or not in these three days  
3 in public comment and can't do much with it. It is how  
4 everything is outlined. Three days we'll hear the public  
5 comment. There can't be a whole lot of change after that  
6 time period or the whole thing will be for naught still,  
7 and we will have to move forward. And so I just wanted to  
8 name that and thank everyone that this is going to  
9 encourage them now to give more public comment. Wonderful.  
10 Thank you.

11 CHAIR SADHWANI: Thank you, Commissioner Turner.  
12 Commissioner Sinay?

13 COMMISSIONER SINAY: So I'm not sure if we need  
14 to do public comment on this one before we go on to  
15 something else or if we're just going to do public comment  
16 on everything at the end. Because I'm going to a different  
17 topic. I'm leaving the map -- the calendar.

18 CHAIR SADHWANI: Is it a topic that we're  
19 agendized for?

20 COMMISSIONER SINAY: Well, yeah. It's not a big  
21 topic.

22 CHAIR SADHWANI: Is it line drawing related? We  
23 are currently still on the Line Drawing Subcommittee.

24 COMMISSIONER SINAY: Yes. It is line drawing.

25 CHAIR SADHWANI: Very good. Go ahead.

1           COMMISSIONER SINAY: Can we be clear on what's  
2 our homework for our next meeting besides -- We know when  
3 we're going to put out the visualizations, but should we be  
4 re-reading all the COIs to match with those visualizations,  
5 and if so -- you know, can we just be -- because I feel a  
6 lot of times we're not that clear on how -- on -- yeah. So  
7 can we just be clear on our homework between now and next  
8 week.

9           CHAIR SADHWANI: Would you to add that as a  
10 homework for our commissioners for next week?

11           COMMISSIONER SINAY: Well, I would think that if  
12 we were -- I mean, that was my main thing --

13           CHAIR SADHWANI: Sure.

14           COMMISSIONER SINAY: -- but I wasn't -- I didn't  
15 know if I was right or not right. But my thought would be  
16 that we should be re-reading the COIs and looking at the  
17 new COIs that have come in. And then when we see the  
18 visualizations, we'll be better informed.

19           I guess, I'm new at this, and so I was just  
20 questioning --

21           CHAIR SADHWANI: We all are.

22           COMMISSIONER SINAY: So that's what I was  
23 questioning. I'm like, is that the right homework or am I  
24 off?

25           COMMISSIONER SINAY: No. I think that's

1 entirely appropriate. Right? And so as soon as possible  
2 we will get out that finalized schedule of what days we'll  
3 be taking on which zones and areas of the state.  
4 Certainly, we know Los Angeles is going to go first on  
5 October 4, so you can start getting prepped for that, and  
6 we will let you know the other days. Again, we're going to  
7 coordinate that with the mapping team and make sure  
8 everybody -- it fits for everybody in terms of their  
9 preparedness.

10 COMMISSIONER ANDERSEN: Yeah. One thing I would  
11 say is -- actually, thank you for that specific comment to  
12 make sure we know exactly what the homework is. The one  
13 thing that we should pay attention to is all the new things  
14 that do come in because that won't necessarily -- in public  
15 comment, as well as public input because those won't have a  
16 chance to get into the aired -- into our database. So look  
17 at that. Make sure, even, like, you know, the Monday, you  
18 know, right before the meeting starts, sort of. And then a  
19 review of the COIs, but all input, too. Because remember,  
20 soon we'll start getting in not just COI, but we'll be  
21 getting in, I want you to do the maps this way. So, I  
22 don't know -- Oh. And I don't have a date. We will -- as  
23 soon as we get the date for the, you know, the  
24 redistricting tool, we'll make sure everyone knows that.  
25 So. And thanks for bringing that up. And that's -- we'll

1 do that specifically for each time frame.

2 CHAIR SADHWANI: Commissioner Sinay?

3 COMMISSIONER SINAY: And my second point is: Can  
4 we go back to creating the redistricting cheat sheet that  
5 we talked about way back in the beginning because there was  
6 a lot of new language for us all, and have it online?  
7 Because I feel like some of you have spent more time with  
8 the VRA lawyers and the line drawers and stuff and used  
9 certain language, and I think I know what you mean, but I'm  
10 not sure. And I'm sure if I'm feeling that way, the public  
11 is feeling it. So if we could -- if we could spend some  
12 time -- even silly things like "point contiguous."  
13 Contig -- I was like I think I know that. It's thrown out  
14 a lot, but have we ever defined it? And so, you know, just  
15 a cheat sheet for everybody. And there might be already  
16 one created on someone else's website, and we steal it and  
17 create a link to it, but just so that we go back to our  
18 promise of that.

19 CHAIR SADHWANI: Does the Mapping Playbook maybe  
20 want to maybe include that as a -- I think some of those  
21 are actually -- because there a bunch of terms defined in  
22 the Mapping Playbook. I'm wondering if that's maybe  
23 Attachment Number 3 that could have a couple additional  
24 definitions.

25 COMMISSIONER YEE: Indeed. I already have half

1 of what you're describing drafted up.

2 CHAIR SADHWANI: I kind of had a feeling that you  
3 might. Yeah. Perfect. I think that would be great. That  
4 would be great. Yeah. And so maybe if you -- if it's  
5 possible for you all to bring that next week. I know  
6 you're bringing back the rest of the playbook. We're going  
7 to finalize that. If it's possible to have that ready by  
8 next week, and we can take a look.

9 COMMISSIONER ANDERSEN: And actually, if any of  
10 the commissioners have particular words that they are,  
11 like, you know, I've always wanted to have that included,  
12 please forward to -- well, I don't know. I don't know if  
13 we can -- we have to forward it to Alvaro -- forward it to  
14 somebody. But, yeah, because I think that's a really good  
15 idea.

16 CHAIR SADHWANI: So from that regard, Anthony  
17 helps out with the Mapping Playbook, just to ensure that  
18 the definitions are legally sound and appropriate. So if  
19 you have specific terminology that you'd like to see  
20 defined for the mapping playbook or redistricting cheat  
21 sheet as we might want to refer to it, send it to Anthony.  
22 He can coordinate it with the subcommittee.

23 That's all we've got for Line Drawing  
24 Subcommittee, and we are at the end of our agenda. So with  
25 that -- oh, no. I see. Okay. Commissioner Fernandez,



1 whatcha got?

2 COMMISSIONER FERNANDEZ: At last week's meeting  
3 we had the presentation by Megan Gall. And there were some  
4 of us that had questions. We still had our hands up and  
5 you said, Oh, can it wait until next week? And it's next  
6 week, and then we never got to it. So I did have a few  
7 comments on that, and I was hoping that -- I'm not sure  
8 when to discuss it, but maybe if information can get sent  
9 back to Megan. Can we talk about it now, or do we need to  
10 move on, or should I just go home?

11 CHAIR SADHWANI: Well, did you want to describe  
12 our comments or do want to send them via e-mail and get  
13 responses? Do you feel like there --

14 COMMISSIONER FERNANDEZ: No. It's kind of  
15 simple. I don't want to say it's a simple comment. So  
16 obviously Megan Gall really knows her stuff, which is  
17 great. But I am not an aesthetician and I think -- I think  
18 what my -- I don't want to say issue, but concern or  
19 whatever you want to say with the presentation is that  
20 there were many times that I had to Google some of the  
21 words because as most of you know, English is my second  
22 language. And although I have a Bachelor's and a Master's  
23 degree, and all of us here have a Bachelor's degree and  
24 most of have beyond a Bachelor's degree, there's -- what  
25 did I Google this morning? Thirty-four percent of those

1 over 25 have a Bachelor's degree.

2           What I didn't Google was how many Californians  
3 English is a second language. So what I'm trying to get to  
4 was her presentation. And as we move into line drawing, I  
5 don't want to lose our Californians in terms of the words  
6 that we use. And I know early on we made a conscious  
7 effort and we're intentional to try to use language as  
8 simple as possible, so "ecological regression," "ecological  
9 inference," that's what I was Googling. And I thought I  
10 had a really good handle on this racially polarized voting,  
11 and I came away a little bit more confused than when I went  
12 in. So I just want to make sure that we remind ourselves  
13 that very few Californians are familiar with a lot of these  
14 really technical terms.

15           And the second piece of it is Megan also  
16 mentioned, I may use acronyms for him. Please don't use  
17 acronyms for him because that's even worse. I'm going to  
18 be like, What was ER? What was EI? What was EI-RxC or  
19 whatever? So I was -- I just wanted to bring this back to  
20 reminding ourselves that we want to be careful in the words  
21 that we use because not very many people are as familiar  
22 with his process and with the language that we use in this  
23 process and we don't want to exclude people based on the  
24 language that we're using. I hope that makes sense. So  
25 thank you.

1 CHAIR SADHWANI: Yeah. That makes a lot of  
2 sense, and thank you for raising that.

3 And, you know, I'm certainly not going to speak  
4 for Dr. Gall, but yes, certainly we can get additional  
5 clarity on ecological regression and ecological inference.  
6 They are two very similar processes. But at the same time,  
7 I know we struggled, actually, in talking about that  
8 training, about just what level of depth to go into. There  
9 was a concern to not -- to not have to go too far down into  
10 the rabbit hole of describing Bayesian statistics and  
11 statistical modeling. And so I think it was a challenge to  
12 figure out how to be comprehensive and yet still be  
13 accessible. So I can certainly raise those three terms.  
14 If there are other specific terms in particular, I'm happy  
15 to pass them on.

16 And perhaps, you know, she could elaborate on  
17 those slides that she had and we could post that to our  
18 website as an ongoing reminder or training for folks. I  
19 think we do have a training tab on the website, and perhaps  
20 we could have that live there so that when we need a  
21 reminder about the differences between these terms, these  
22 statistical terms, we could have it as a hand reference.  
23 Would that be a --?

24 COMMISSIONER FERNANDEZ: I appreciate -- that's  
25 fine. That's fine. I did go do my own research

1 afterwards, so I'm okay. I mean, I understand it. I was  
2 just more concerned for reaching Californians. And I don't  
3 want to discourage them. Right? Like, I don't -- like,  
4 I'm just thinking if my mom was listening to this, she  
5 would have turned it off after about two minutes. But  
6 again, I was also thinking of when we had our public input  
7 meetings, Now how are Margarita and Johanna going to  
8 explain ecological regression if they had to interpret  
9 this?

10           So I think I was trying to get to like a very  
11 basic level. And nothing against Megan because she's  
12 absolutely wonderful and I'm so glad that she understands  
13 this and is so excited about it, but I just kind of wanted  
14 to set that out as a reminder to all of us.

15           CHAIR SADHWANI: I think that's great.

16           And Commissioner Sinay?

17           COMMISSIONER SINAY: Thanks. I still kind of see  
18 that as it was an overview and not a training, and I think  
19 we're still using words incorrectly. Because the bottom  
20 line was at the end of it I didn't know if it was VRA or  
21 not, and I had to ask again. Like, I didn't care so much  
22 about the different ways she was interpreting it, and I  
23 didn't think that was as important for us to go -- I mean,  
24 it was important that there's three different ways. And I  
25 thought -- I was waiting for the punch line, which was

1 \_-- I thought it was going to be if you use this  
2 regression, it is a VRA; if you use this one it's not. You  
3 know, and there was no punchline. And I was sitting  
4 there -- and that's why it took me a while to figure  
5 out -- wait; so is it or is it not? And I had to write it  
6 down and have a question later.

7           And so I think we still need to be -- when we  
8 agendize things, say, if it's a presentation or a training.  
9 And if it is a training, can we switch it so we are  
10 actually doing something. Like, they give us the data and  
11 we all play with it, and we come back and say, Hey, based  
12 on this, that will, you know, even if we're wrong, but at  
13 least we're playing with it, versus talking at us. We've  
14 talked at a lot, and I think that's why we're getting  
15 confused as well. And so -- and again, it's nothing  
16 against her.

17           I think it's just right now we're getting to the  
18 beginning. You know, we're going to start line drawing,  
19 and we don't always want to depend on others because then  
20 we're not doing it.

21           CHAIR SADHWANI: I think that's really helpful.  
22 And I think the good news is I don't think we have any more  
23 trainings. Not that I know of.

24           COMMISSIONER SINAY: That might be the bad news  
25 since we're still saying we're not sure what is and what

1 isn't. So I hate to say that, but it might not be a good  
2 news.

3 CHAIR SADHWANI: Commissioner Turner?

4 COMMISSIONER TURNER: Yeah, just real quick to  
5 add into that, I do think that that will be helpful, and  
6 good or bad, I think that's something that maybe even for  
7 lessons learned that we'll pay attention to more so going  
8 forward. We'll catch as we can this time and ask more  
9 questions to ensure that we are at least operating in some  
10 expertise based on responses to questions.

11 And then coupled with that is something that, I  
12 think I got pulled away the day that we focused a lot on  
13 lessons learned, but along those same lines, I think what  
14 we tended to do was to put people with expertise on  
15 subcommittees and I in retrospect think that that is a  
16 mistake. I think there should be a person with expertise  
17 and someone that has farthest away from expertise on the  
18 subcommittees so that as conversations are being held, it  
19 does us no good if two lawyers are in a subcommittee or  
20 people that have law backgrounds are in a subcommittee to  
21 determine who to move forward in something that's legal  
22 because no one present then has a good clue on how to  
23 interpret that information for someone without that  
24 expertise. And so I think going forward it's better suited  
25 to have someone that has expertise on VRA on a subcommittee

1 and some that has no clue so that even as the subcommittee  
2 is deciding what should be presented and what its training,  
3 etc., you'll be able to give kind of a balanced approach so  
4 that the entire room and audience will be able to access  
5 the information that's being trained. Thank you.

6 CHAIR SADHWANI: Thank you for that. Seeing no  
7 other comments at this time, we will go to general public  
8 comment. Can we -- Chief Counsel Pane put together public  
9 comment for this agenda item, as well as general public  
10 comment to close out the meeting for the day.

11 MR. PANE: Yes. Yes, Chair.

12 CHAIR SADHWANI: Great. Thanks so much. Katie,  
13 I see you there.

14 PUBLIC COMMENT MODERATOR: Here I am. The  
15 Commission will now take general public comments for items  
16 not on the agenda and for the item number 5, Line Drawing  
17 Subcommittee. Correct?

18 CHAIR SADHWANI: Yes. That's correct.

19 PUBLIC COMMENT MODERATOR: To give comment,  
20 please call (877) 853-5247, and enter the meeting I.D.  
21 number 88264383219 for this meeting. Once you have dialed  
22 in, please press star-nine to enter the comment queue. For  
23 full call-in instructions are read at the beginning of the  
24 meeting and are provided in full on the livestream landing  
25 page.

1           We do not have anyone in the queue at this time,  
2 and we will let you know when the instructions are  
3 complete.

4           CHAIR SADHWANI: Thank you very much, Katie.

5           PUBLIC COMMENT MODERATOR: And we do have a  
6 caller in the queue. One moment.

7           Caller 3818, I do see your hand. If you'll  
8 please follow the prompts to unmute at this time by  
9 pressing star-six, and the floor is yours.

10          MS. GARNER: Hi, Commissioners. Good afternoon.  
11 This is Grace Garner calling from the Black Census and  
12 Redistricting Hub. It's good to be with you all today  
13 again. I just wanted to find out if you can give us a  
14 better sense of what the Commission will be releasing and  
15 discussing in open session versus what will be discussed in  
16 closed session regarding the racially polarized voting  
17 analysis.

18          And we recognize that the legal counsel is  
19 recommending closed sessions because there might be  
20 significant exposure to litigation, and of course there's a  
21 need to protect attorney work products. However, there's  
22 also the competing values of transparency and the public's  
23 need for this information to help draw and comment on  
24 Section 2 districts. For example, the Black Hub is  
25 preparing a number of majority minority districts for its



1 submissions last night and that RPV data would be very  
2 helpful in our work, as well as our comments on  
3 visualizations on district lines. The 2012 Commission did  
4 not release all of the VRA expert analyses, but there was a  
5 lengthy legal memo, and a 52-page set of attachments that  
6 were released and discussed in open session in its mid-July  
7 meetings.

8 We hope that the current Commission would also  
9 provide these types of materials and have open discussions  
10 to better inform the public. If you can clarify what the  
11 Commission intends to release and discuss publicly and when  
12 any materials might be released, that would be very  
13 helpful. Thank you so much.

14 CHAIR SADHWANI: Thank you so much.

15 PUBLIC COMMENT MODERATOR: Up next, we have  
16 caller with the last four 2829. If you will please follow  
17 the prompts to unmute at this time, the floor is yours.

18 MS. WESTA-LUSK: Yes. I have three questions.  
19 This is Renee Westa-Lusk. My first question is about the  
20 public map input sessions for October 21st through the  
21 23rd. Are those appointments for group presentations or  
22 individuals, or both? That's my first question.

23 My second question has to do with the VRA former  
24 district under Section 5. I don't understand why the  
25 Commission can't look at those as a starting point to help

1 them draw the VRA districts that qualify under Section 2.  
2 I don't know why that can't be done. And then, the third  
3 question I have is if there's not a majority of one  
4 minority in an area, and it's made up of three different  
5 ethnic minorities, but neither one has a majority, then  
6 does that automatically qualify for VRA Section 2, or -- I  
7 just wanted to know if that would be considered a Section 2  
8 qualification VRA district. Those are my questions. Thank  
9 you.

10 CHAIR SADHWANI: Thank you so much for your  
11 questions, Ms. Westa-Lusk.

12 In terms of your first question, those are  
13 appointments per submission, so it could be an individual.  
14 It could be a group. Whoever wants to make such an  
15 appointment can do so and is welcome to do so. And that  
16 appointment system is still open, and there are still some  
17 appointments available.

18 We don't have our VRA counsel with us at this  
19 point in time, so I don't want to speak without the  
20 precision of their legal view. My understanding, however,  
21 is under Section 5, those were previously covered counties,  
22 including counties such as Kings, Yuba, and Monterey. I  
23 believe Merced as well. They are no longer covered, and so  
24 Section 2 just simply takes on a different task of thinking  
25 about the dilution of the minority vote.

1           Section 2 existed in the 2010/2011 redistricting  
2 process just as it continues to do so here. So those are  
3 two separate activities. Those covered counties required  
4 preclearance by the Justice Department, which no longer  
5 applies in this instance. So our obligations under Section  
6 2 continue to -- you know, we continue to have those  
7 obligations. But I'll certainly punt this question to our  
8 VRA counsel when they are present to provide a more precise  
9 answer.

10           In terms of your third question, again, I would  
11 ask for our VRA counsel's response on this, but in general,  
12 this is the purpose of the racially polarized analyses, is  
13 to understand what our obligations for Section 2 districts  
14 would be, and to see when and where -- if in those  
15 instances where you suggest where there may be more than  
16 one group that might be covered under the VRA historically  
17 excluded minority racial groups to see to what extent they  
18 are voting together when they have the same candidate of  
19 choice. And that's what the racially polarized voting  
20 analysis would help to tell us. But again, I want to leave  
21 those for our VRA counsel to weigh in on, and they will  
22 certainly be with us in future meetings again. I hope that  
23 helps.

24           PUBLIC COMMENT MODERATOR: We have no other  
25 callers at this time, Chair.

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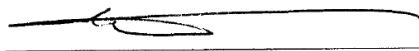
CHAIR SADHWANI: Very good. Thank you so much.  
And with that, if there's not any final comments  
from Commissioners, we will adjourn our meeting.  
(Meeting adjourned 4:00 p.m.)

**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 4th day of November, 2021.



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

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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 transcribed by me, a certified transcriber.

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