

MEETING OF THE
COMMISSIONERS OF ELECTIONS
IN THE CITY OF NEW YORK
HELD ON TUESDAY, MAY 7, 2013
AT 1:30 P.M.
42 BROADWAY, 6th FLOOR, COMMISSIONERS' HEARING ROOM
NEW YORK, NY 10004

PRESENT: President Frederic M. Umame
 Secretary Gregory C. Soumas

Commissioners Jose Araujo, Julie Dent, Maria R. Guastella, Michael Michel, Simon Shamoun, J.P. Sipp

Dawn Sandow, Deputy Executive Director
Pamela Perkins, Administrative Manager
Steven H. Richman, General Counsel
Raphael Savino, Deputy General Counsel
Dorothy Delayo, Director, Personnel
John Luisi, Agency Chief Contract Officer, Procurement
Giacomo Kmet, Temporary Contract Attorney, OGC
Anibal Luque, Temporary Contract Attorney, OGC
Kenneth M. Moltner, Counsel to the Commissioners
Steven B. Denkberg, Counsel to the Commissioners

GUEST: Kate Doran, LWV
 K. Loving, CFB
 John D. Smith
 A. Dillon, DOI
 Artyou Matsov, NYC Council
 David Seitzer, NYC Council
 Michael B.

President Umame called the meeting to order at 1:41 P.M.

Commissioner Araujo moved to adopt the minutes of the April 30, 2013 meeting. Commissioner Guastella seconded the motion, which was unanimously adopted.

President Umane moved to table the Commissioners' determination of the applicability of Sections 7-104 and 7-116(6) and Section 7-106 of the NYS Election Law for the 2013 elections which was unanimously adopted. He noted that some Commissioners requested to table this item until next week.

Ms. Sandow reported that the Annual NYS Election Commissioners' Association Conference is scheduled for June 18, 2013 through June 21, 2013 in Lake Placid, NY. She requested for the Commissioners' authorization to allow Executive Management and various Board Managers to attend the conference. President Umane asked Ms. Sandow if she feels that these conferences are enlightening for the City Board. Ms. Sandow replied yes. She stated that some items on the ECA's agenda will address legislative reports, poll worker training, campaign finance, emergency preparedness, vendor exhibits and the federal MOVE Act. Commissioner Sipp stated that based on past discussions the ECA Conferences are very

helpful for the Board. Commissioner Sipp moved to authorize Executive Management and various Board Managers to attend the Annual NYS Election Commissioners' Association Conference scheduled for June 18, 2013 through June 21, 2013 in Lake Placid, NY. Commissioner Guastella seconded the motion, which was unanimously adopted.

Commissioner Dent joined the meeting.

Mr. Richman requested to add an item to the agenda concerning the Board's draft letter regarding the City Council's Intro. No. 410.

Mr. Richman reported on an issue concerning the NYC Campaign Finance Board 2012 - 2013 Voter Assistance Annual Report's Legislative Recommendations: 21st Century Laws for 21st Century Voting. A copy of the Annual Report is in the agenda. Mr. Richman stated that it appears the CFB and the Voter Assistance Advisory Committee (VAAC) listed Ms. Sandow for several legislative recommendations that she did not approve. Under the New York City Charter, the Board's Executive Director is an ex officio member of VAAC and Ms. Sandow is the interim member. Mr. Richman stated that he made an inquiry to the CFB requesting Minutes

from the VAAC meetings concerning the approval of these legislative recommendations, but they reported that they did not have any Minutes. Mr. Richman stated that it should be on record that the Board's representative does not support all of VAAC's legislative recommendations that are listed in their Annual Report. The Board only supports the recommendation in changing the date of the 2013 Run-off Election in New York City. Mr. Richman requested for the Commissioners' attention and direction regarding this matter. President Umane stated that if Ms. Sandow notes this disagreement then she should request descent from these reports. President Umane questioned how CFB/VAAC adopted and promulgated these legislative recommendations. He stated that they should have given Ms. Sandow the opportunity to decent from these reports and questioned how they did business. Ms. Sandow stated that according to the City Charter she represents the Board on the Voter Assistance Advisory Committee and asked the Commissioners if she should send a letter to the CFB/VAAC addressing this issue. President Umane moved for Ms. Sandow to send a simple letter respectfully descending from CFB/VAAC's legislative recommendations listed in their Annual Report, and to note that the Board only supports the recommendation in changing the date of the 2013 Run-off Election in New

York City. Commissioner Araujo seconded the motion, which was unanimously adopted.

Mr. Richman reported on the Board's draft letter to the City Council concerning Intro. No. 410 in relation to allowing immigrants lawfully present in New York City to vote in municipal elections. Mr. Richman stated that he circulated the draft to all Commissioners via email and hard copies were distributed as well. President Umane's comments were incorporated in the draft letter. Mr. Richman stated that the draft letter addresses the proposed unfunded mandate which would create enormous problems in implementation for the Board, and also states that the proposed bill as currently written is unclear. Mr. Richman requested authorization from the Commissioners to send the letter to the City Council. Commissioner Dent moved to authorize Mr. Richman to send the letter to the City Council. Commissioner Sipp seconded the motion, which was unanimously adopted.

In Mr. Ward's absence, Mr. Luisi presented the Vacancy Report dated May 7, 2013. A copy of the report is in the agenda.

Secretary Soumas moved to adjourn the meeting. Commissioner Dent seconded the motion, which was unanimously adopted.

The next stated meeting of the Commissioners is scheduled for Tuesday, May 14, 2013 at 1:30 P.M.