

MEETING OF THE
COMMISSIONERS OF ELECTIONS
IN THE CITY OF NEW YORK
HELD ON TUESDAY, JULY 14, 2015
AT 1:30 P.M.
42 BROADWAY, 6th FLOOR, COMMISSIONERS' HEARING ROOM
NEW YORK, NY 10004

PRESENT: President Michael Michel
 Secretary Bianka Perez

Commissioners Jose Araujo, John Flateau, Alan Schulkin, Michael Rendino, Simon Shamoun, Frederic M. Umane

Michael J. Ryan, Executive Director
Dawn Sandow, Deputy Executive Director
Pamela Perkins, Administrative Manager
Georgea Kontzamanis, Operations Manager
Steven H. Richman, General Counsel
Raphael Savino, Deputy General Counsel
Nina M. Crispino, Director, Personnel
Amanda Berinato, Director, Payroll
Troy Johnson, Coordinator, Candidate Records Unit
Kenneth Moltner, Counsel to the Commissioners
Steven B. Denkberg, Counsel to the Commissioners

GUEST: Kate Doran, LWV
 Katharine Loving, CFB
 Sarina Trangle, City & State
 John D. Smith
 Anna-Maria Thomas

President Michel called the meeting to order at 1:43 P.M.

Commissioner Rendino requested to discuss a personnel matter in Executive Session. Mr. Ryan reported that a litigation matter will be discussed in Executive Session as well.

Commissioner Rendino moved to adopt the minutes for the July 7, 2015 meeting. President Michel seconded the motion, which was unanimously adopted.

Mr. Ryan requested for volunteers to serve as members of the Commissioners' Petition and Cover Sheet Review Committee for Week #2 for Designating Petition Matters. The schedule of those Committees follows:

- Thurs., July 16th, 3pm Commissioners Rendino & Schulkin
- Tues., July 21st Commissioners Shamoun & Perez
 - immediately after the Commissioners' Meeting

Mr. Ryan reported on the number of petition volumes filed for the September 2015 Primary Election per county. A copy of the report was distributed to the Commissioners. The information follows:

- New York County – 110 total
 - 77 Democratic

- 33 Republican
- Bronx County – 390 total
 - 23 Democratic
 - 12 Republican
 - 35 Conservative
- Kings County – 163 total
 - 47 Democratic
 - 100 Republican
 - 16 Conservative
- Queens County – 73 total
 - 40 Democratic
 - 19 Republican
 - 12 Conservative
 - 2 Working Families
- Richmond County – 25 total
 - 8 Democratic
 - 10 Republican
 - 5 Conservative
 - 2 Independent

Copies of the Record of Objections filed for the 2015 Primary Election, dated 7/14/15, were distributed to the Commissioners.

Mr. Ryan reported that the Mayor issued a Proclamation of Election yesterday for the 51st Council District non-partisan Special Election to be held on the Nov. 3, 2015 General Election. The revised Commissioners' Meeting agenda was circulated to the Commissioners and the public which included the Mayor's Proclamation. Mr. Richman requested to schedule the Hearings on Independent Nominating Petitions for the Special Election on August 11, 2015 at 1:30 P.M. preceding the regular meeting. Commissioner Umane moved to schedule the date for the Hearings on August 11, 2015 at 1:30 P.M. preceding the regular meeting. Secretary Perez seconded the motion, which was unanimously adopted.

Mr. Richman reported that the Calendar for the Hearings on Designation Petitions will be completed next week.

Commissioner Flateau inquired why its necessary for there to be a regular election cycle for the 51st Council District seat in 2016. Mr. Richman reported that it is based on the NYC Charter Revision Commission and the NYS Election Law. The Commission's intent was to

not permit Party leaders to pick the candidates; they wanted to give the Party members the opportunity. In this case, if the vacancy occurred after seven (7) days before the last day to file Designating Petitions, then by Election Law that would normally result in the appropriate Party Committee making the designation. The NYC Charter Revision Commission did not agree with that concept so there was a compromise. For the final year of the term, January 1, 2017 through December 31, 2017, there will be a partisan Primary Election in September 2016, followed by a General Election in November 2016, thus giving the voters a choice.

President Michel moved to convene an Executive Session for purposes of personnel and litigation matters. The motion was seconded, and unanimously adopted.

After Executive Session, the public meeting resumed and Mr. Ryan reported the following actions taken in Executive Session:

- I. The Commissioners unanimously terminated Milagros Herrera, a Voting Machine Technician in the Bronx Office, effective immediately. This action was based on the Commissioners Committee recommendation after a Hearing;

II. A lawsuit was filed in Federal Court, Lawrence E. Gilder V. The Democratic Committee of Richmond County. The Board is a named defendant and after a preliminary review by the Law Department, the Board's counsel indicates that there does not appear to be any behavior on the part of the Board that will give rise to a cause of action. Upon service, the Commissioners have authorized a referral to the New York City Law Department to oppose and defend this litigation once the Board receives the documents.

President Michel moved to adjourn the meeting. The motion was seconded, and unanimously adopted.

The next stated meeting of the Commissioners will be held on Tuesday, July 21, 2015 at 1:30 P.M.