

MEETING OF THE  
COMMISSIONERS OF ELECTIONS  
HELD ON TUESDAY, SEPTEMBER 8, 2009  
AT 1:30 P.M.  
42 BROADWAY, 6<sup>th</sup> FLOOR COMMISSIONERS' ROOM  
NEW YORK, NY 10004

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P R E S E N T:           President Frederic Umane  
                              Secretary Julie Dent

Commissioners Araujo, Polanco, Schacher, Silie, Sipp, Soumas, Stupp

Marcus Cederqvist, Executive Director  
George Gonzalez, Deputy Executive Director  
Pamela Perkins, Administrative Manager  
Steven H. Richman, General Counsel  
John Owens, Jr., Director, Campaign Finance Enforcement  
John Ward, Finance Officer  
Dorothy Delayo, Director, Personnel  
Troy Johnson, Coordinator, Candidate Records Unit  
Michael Carmicino, Administrative Associate, Candidate Records Unit  
Tom Sattie, Associate Staff Analyst, Candidate Records Unit  
John O'Grady, Chief, Voting Machine Technician  
Beth Fossella, Coordinator, Voter Registration  
Christopher Manos, Temporary Attorney, Office of the General Counsel  
Diana Scopelliti, Temporary Attorney, Office of the General Counsel  
Joel Bermejo, Legal Intern, Office of the General Counsel  
Steven B. Denkberg, Counsel to the Commissioners

GUEST:    Michael O'Keefe, NYC Campaign Finance Board  
            Stewart Armstrong, Voter Assistance Commission  
            Marjorie Shea, Women's City Club  
            Teresa Hommel, Community Church of New York  
            Rima McCoy, CIDNY  
            Andrea Senteno, CUF  
            Alan Flacks, New York County Democrat County Committee  
            Alan Chusid, Messianic Party  
            Dean Myers  
            Jose Adames

Kevin Coenen  
Nadia Coenen  
John Haggerty  
Walter Iwiachiw  
Rich McGregor  
Randi Harrison

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President Umane called the meeting to order at 1:36 P.M.

President Umane convened the Hearings on Independent Nominating Petitions and the continuation of Hearings on Designating Petitions.

The determinations regarding the various Specifications of Objections are recorded on the respective Clerks' Reports.

Commissioner Schacher moved to adjourn the hearings relating to Independent Nominating Petitions and Designating Petitions. Commissioner Araujo seconded the motion, which was adopted unanimously.

President Umane convened the stated meeting.

President Umane stated that there is a personnel matter for

Executive Session, and the Director of Campaign Finance Enforcement will be added to the agenda to present a legal item.

Secretary Dent made a motion to adopt the minutes of July 14, 2009, July 21, 2009, July 28, 2009, August 3, 2009 and August 11, 2009 with any necessary corrections. Commissioner Silie seconded the motion, which was adopted unanimously.

The Executive Director presented the HAVA report. He reported that he received an e-mail stating that Election Systems & Software, Inc. (ES&S) announced the acquisition of Premier Election Solutions from Diebold, Inc. The communication was forwarded via e-mail to the Commissioners for review.

The Executive Director reported on an item that was discussed at the previous Commissioners' Meeting regarding the State Board's HAVA Compliance Update. The HAVA update stated that the testing, certification, and selection of voting systems and devices was not on schedule which raised serious concerns. Mr. Cederqvist contacted the State Board and they reported that it was a typographical error. The State Board's written communication to confirm that report is in the agenda.

The Executive Director reported that today is the public viewing of the voting machines. President Umane stated the Board has to amend its viewing schedule for the 25<sup>th</sup> and 35<sup>th</sup> Assembly Districts because the candidate strips on the voting machines need to be changed with respect to today's hearings. President Umane made a motion to reschedule the public viewing of the voting machines to Friday from 3:00 P.M. to 5:00 P.M. Commissioner Stupp seconded the motion, which was adopted unanimously. President Umane requested that the Queens Commissioners alert the interested parties, and for the revision to be posted on the Board's website and in the Queens Office. Commissioner Araujo inquired if he should request additional overtime for the Queens Office staff. The Deputy Executive Director suggested that if he needs to extend overtime to e-mail Executive Management for the record.

The Finance Officer reported on the Comparative Expenditures dated September 8, 2009.

On behalf of the General Counsel, the Director of Campaign Finance Enforcement reported that the Board received a written request today, dated September 8, 2009, from candidate Mireille P. Leroy for a motion for reconsideration. Mr. Owens summarized Ms. Leroy's reconsideration.

President Umane stated that the candidate already appeared at the Board's public hearings and a decision was made. He suggested that the Board should not grant her reconsideration. Commissioner Araujo moved to deny Ms. Leroy's request for reconsideration. Commissioner Stupp seconded the motion, which was adopted unanimously.

President Umane moved to convene an Executive Session to discuss personnel and litigation matters. Commissioner Sipp seconded the motion, which was adopted unanimously.

Following the Executive Session, the open public session resumed and President Umane reported that in Executive Session, the Commissioners took the following personnel actions:

- I. Unanimously approved to hire sixteen (16) temporary employees for the Brooklyn Office to assist in the anticipated run-off election. The hiring will commence on September 16, 2009 and terminate on September 29, 2009.

President Umane moved to adjourn the meeting. Commissioner Schacher seconded the motion, which was adopted unanimously.

The next stated special meeting of the Commissioners is scheduled for Wednesday, September 16, 2009 at 10:00 A.M.

The next stated regular meeting of the Commissioners is scheduled for Tuesday, September 22, 2009 at 1:30 P.M.