

MEETING OF THE BOARD OF CANVASSERS
AND THE MEETING OF THE COMMISSIONERS OF ELECTIONS
IN THE CITY OF NEW YORK
HELD ON TUESDAY, MARCH 19, 2019 AT 1:30 P.M.
42 BROADWAY, 6th FLOOR, COMMISSIONERS' HEARING ROOM
NEW YORK, NY 10004

PRESENT: President John Wm. Zaccone
 Secretary Patricia Anne Taylor

Commissioners Jose Araujo, John Flateau, Miguelina Camilo,
Michael Michel, Simon Shamoun, Tiffany Townsend, 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
Travis Grodin, Contract Attorney, Office of the General Counsel
Valerie Vazquez, Director, Communications & Public Affairs
Steven Guglielmi, Director, Personnel
Troy Johnson, Coordinator, Candidate Records Unit
Rayvon Weaver, Project Coordinator, Candidate Records Unit
Raquel Torres, Administrative Assistant, Candidate Records Unit
Margarita Lugo, Project Coordinator, Candidate Records Unit
Don Bosco, Chief Clerk, Staten Island Office
Anthony Andriulli, Deputy Chief Clerk, Staten Island Office
Amanda Berinato, Chief Clerk, Queens Office
Bart Haggerty, Deputy Chief Clerk, Queens Office
Greg Lehman, Chief Clerk, Manhattan Office
Cynthia Doty, Deputy Chief Clerk, Manhattan Office
Raymond Riley, Chief Clerk, Manhattan Office
Daniel Ortiz, Deputy Chief Clerk, Manhattan Office
Brendaliz Candelaria, Deputy Chief Clerk, Bronx Office
Anthony Ribustello, Deputy Chief Clerk, Bronx Office
Kenneth Moltner, Counsel to the Commissioners

Steven B. Denkberg, Counsel to the Commissioners

GUEST: Kate Doran, LWV
Katharine Loving, NYC CFB
Guy Sherman
Jan Comsopiano
Howard Graubard

President Zaccone called the meeting to order at 1:30 P.M.

Pursuant to the provisions of Title 2 of Article 9 of the New York State Election Law, specifically Sections 9-204, 9-206, 9-210 and 9-212, President Zaccone called the meeting of the Board of Canvassers in the City of New York to order for the purposes of certifying the recanvass of votes cast on February 26, 2019 in the Special Election conducted in the City of New York for New York City Public Advocate.

To serve as the other Republican Member of the Canvassing Board, President Zaccone designated the Republican Commissioner for their respective counties and Commissioner Umane to serve with him for Richmond County and the Citywide recap. Secretary Taylor designated the Democratic Commissioner for their respective counties and Commissioner Araujo to serve with her for Richmond County and the Citywide recap.

President Zaccone reported that the February 26, 2019 Special Election was the first Citywide Special Election for Citywide office under the New York City Charter as amended in 1989.

The Deputy Chief Clerks of Bronx and their staff have prepared and signed the Statement and Return of Canvass for the Special Election conducted in Bronx County on February 26, 2019. Ms. Candelaria and Mr. Ribustello presented them to the Canvassing Board for review and approval. Ms. Candelaria and Mr. Ribustello confirmed that the results presented are accurate and correct, all the provisions of the New York State Elections Law and the Board's adopted Policies and Procedures were complied with, the audit of voter verifiable audit records for both the poll site and central count scanners required by Section 9-211 of the New York State Election Law has been successfully completed for all contests, and there are no discrepancies. Based on that report, Commissioner Camilo moved that the Board of Canvassers certify the Statement and Return of Canvass for the Special Election conducted in Bronx County on February 26, 2019. Commissioner Araujo seconded the motion, which was unanimously adopted.

The Chief Clerk and Deputy Chief Clerk of Brooklyn and their staff have prepared and signed the Statement and Return of Canvass for the Special Election conducted in Kings County on February 26, 2019. Mr. Riley and Mr. Ortiz presented them to the Canvassing Board for review and approval. Mr. Riley and Mr. Ortiz confirmed that the results presented are accurate and correct, all the provisions of the New York State Elections Law and the Board's adopted Policies and Procedures were complied with, the audit of voter verifiable audit records for both the poll site and central count scanners required by Section 9-211 of the New York State Election Law has been successfully completed for all contests, and there are no discrepancies. Based on that report, Commissioner Shamoun moved that the Board of Canvassers certify the Statement and Return of Canvass for the Special Election conducted in Kings County on February 26, 2019. Commissioner Flateau seconded the motion, which was unanimously adopted.

The Chief Clerk and Deputy Chief Clerk of Manhattan and their staff have prepared and signed the Statement and Return of Canvass for the Special Election conducted in New York County on February 26, 2019. Mr. Lehman and Ms. Doty presented them to the Canvassing Board for

review and approval. Mr. Lehman and Ms. Doty confirmed that the results presented are accurate and correct, all the provisions of the New York State Elections Law and the Board's adopted Policies and Procedures were complied with, the audit of voter verifiable audit records for both the poll site and central count scanners required by Section 9-211 of the New York State Election Law has been successfully completed for all contests, and there are no discrepancies. Based on that report, Commissioner Umane moved that the Board of Canvassers certify the Statement and Return of Canvass for the Special Election conducted in New York County on February 26, 2019. Commissioner Townsend seconded the motion, which was unanimously adopted.

The Chief Clerk and Deputy Chief Clerk of Queens and their staff have prepared and signed the Statement and Return of Canvass for the Special Election conducted in Queens County on February 26, 2019. Ms. Berinato and Mr. Haggerty presented them to the Canvassing Board for review and approval. Ms. Berinato and Mr. Haggerty confirmed that the results presented are accurate and correct, all the provisions of the New York State Elections Law and the Board's adopted Policies and Procedures were complied with, the audit of voter verifiable audit records for both the

poll site and central count scanners required by Section 9-211 of the New York State Election Law has been successfully completed for all contests, and there are no discrepancies. Based on that report, Commissioner Araujo moved that the Board of Canvassers certify the Statement and Return of Canvass for the Special Election conducted in Queens County on February 26, 2019. Commissioner Michel seconded the motion, which was unanimously adopted.

The Chief Clerk and Deputy Chief Clerk of Staten Island and their staff have prepared and signed the Statement and Return of Canvass for the Special Election conducted in Richmond County on February 26, 2019. Mr. Bosco and Mr. Andriulli presented them to the Canvassing Board for review and approval. Mr. Bosco and Mr. Andriulli confirmed that the results presented are accurate and correct, all the provisions of the New York State Elections Law and the Board's adopted Policies and Procedures were complied with, the audit of voter verifiable audit records for both the poll site and central count scanners required by Section 9-211 of the New York State Election Law has been successfully completed for all contests, and there are no discrepancies. Based on that report, Secretary Taylor moved that the Board of Canvassers certify the Statement and Return of

Canvass for the Special Election conducted in Richmond County on February 26, 2019. President Zaccone seconded the motion, which was unanimously adopted.

Commissioner Umane moved to approve and adopt the Citywide Recap Statement and Return of Canvass for the Special Election conducted on February 26, 2019 for the office of Public Advocate of the City of New York based upon the respective counties' Statement and Return of Canvas that have been approved today. Commissioner Araujo seconded the motion, which was unanimously adopted.

Commissioner Flateau moved to authorize staff to electronically affix the appropriate Commissioners' signatures as previously designated on each Statement and Return of Canvass. Commissioner Umane seconded the motion, which was unanimously adopted.

Commissioner Umane moved to adjourn the meeting of the Board of Canvassers and to convene the weekly stated meeting of the Commissioners of Elections in the City of New York. Commissioner Camilo seconded the motion, which was unanimously adopted.

Mr. Ryan reported that there is a challenge to a voter registration. President Zaccone recognized Guy Sherman, a member of the public, who challenged the voter registration of Matthew Reiss, 267 E. 10th Street, Apt. 14, New York, NY 10009, D.O.B. 3/19/1960, VSN # 412204391. Mr. Sherman reported that he has been receiving voter mail for Mr. Reiss at his address since 2016. He explained that he has lived at that address since 1992 and Mr. Weiss does not live in his apartment. The Commissioners reviewed the voter registration of Mr. Weiss. Mr. Sherman signed and submitted his “Challenge to a Voter Registration” affidavit to the Commissioners. Pursuant to the provisions of Section 5-220(1) of the New York State Election Law, Mr. Sherman swore before the Commissioners challenging the voter registration of Matthew Reiss, 267 E. 10th Street, Apt. 14, New York, NY 10009, D.O.B. 3/19/1960, VSN # 412204391. This voter will be placed on the Challenge List in accordance with Section 5-220(2) of the New York State Election Law. A bi-partisan team in the Manhattan Office will conduct the required inquiry into this challenge pursuant to the provisions of Article 5 of the New York State Election Law.

Mr. Richman presented the Draft Independent Nominating Petition Calendar for the November 5, 2019 General Election. Copies of the Draft

Calendar were circulated to the Commissioners for review. Commissioner Umame moved to schedule the Hearings on Independent Nominating Petitions on Tuesday, June 11, 2019 at 1:30 P.M. Commissioner Araujo seconded the motion, which was unanimously adopted.

For informational purposes, Mr. Ryan reported that the Board is anticipating Council Member Jumaane D. Williams to resign and assume the position of Public Advocate. The resignation will trigger a Special Election in the 45th Council District in Kings County. The Mayor will issue a Proclamation of Election within three (3) days of the date of the vacancy. Within forty-five (45) days after the Proclamation is issued, the Mayor will set a date for the Special Election.

For informational purposes, Mr. Ryan reported that the meeting at City Hall on February 20, 2019 at 6:00 P.M. regarding the City Charter Commission Expert Forum was rescheduled due to a snow storm. The meeting was rescheduled last night, March 18, 2019, and Mr. Ryan provided oral remarks regarding Special Elections. He expressed the Board's desire to have the City Board's election calendars to meet the

same standards as the State's election calendars. The Q&A Session was mostly questions concerning rank choice voting.

President Zaccone moved to convene an Executive Session for personnel matters. Commissioner Umane seconded the motion, which was unanimously adopted.

After Executive Session, the open public meeting resumed, and President Zaccone reported that action was taken on a personnel matter in Executive Session and will be reported at a later date.

The following action was taken by unanimous decision of the Board of Commissioners at the March 15, 2019 Commissioners' Meeting's Executive Session:

- I. Frank Correa, an Administrative Associate, was granted 105 hours of an Advance of Time. This grant is retroactive from March 4, 2019.

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

The next stated meeting of the Commissioners will be held on Tuesday, March 26, 2019 at 1:30 P.M.