

MEETING OF THE BOARD OF CANVASSERS
AND THE MEETING OF THE COMMISSIONERS OF ELECTIONS
IN THE CITY OF NEW YORK
HELD ON TUESDAY, NOVEMBER 29, 2016
AT 1:30 P.M.
42 BROADWAY, 6th FLOOR, COMMISSIONERS' HEARING ROOM
NEW YORK, NY 10004

PRESENT: President Maria R. Guastella
 Secretary Frederic M. Umane

Commissioners John Flateau, Lisa Grey, Michael Michel, Michael Rendino,
Alan Schulkin, Simon Shamoun, Rosanna Vargas

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
Troy Johnson, Coordinator, Candidate Records Unit
Thomas Sattie, Associate Staff Analyst, Ballot Management Unit
Kenneth Moltner, Counsel to the Commissioners
Steven B. Denkberg, Counsel to the Commissioners

GUEST: Joseph LaRocca
 Kate Doran, LWVNYC
 Katharine Loving, NYC Campaign Finance Board
 Amanda Melillo, NYC CFB
 Catherine Gray
 Alan Flacks, Member of NY County Democratic Committee

President Guastella called the meeting to order at 1:42 P.M.

Commissioner Schulkin moved to adopt the minutes for the November 15, 2016 meeting. Commissioner Vargas seconded the motion, which was unanimously adopted.

President Guastella noted that Secretary Umane and Commissioner Grey joined the meeting.

President Guastella convened the meeting of the Board of Canvassers in the City of New York to provisionally certify the results of the November 8, 2016 General Election for Presidential and Vice Presidential Electors in order to meet the requirements of the United States Constitutions, Article II, Section 1, Clause 2, and the applicable Federal Law, including Section 6 of Title 3 of the United States Code relating to the certification of electors for President and Vice President of the United States, and pursuant to the provisions of Title 2 of Article 9 of the New York State Election Law.

President Guastella designated Commissioner Vargas to serve as the other Democratic Member of the Canvassing Board to sign the Provisional Certification on behalf of the Canvassing Board. Secretary Umane designated Commissioner Michel to serve as the other Republican Member

of the Canvassing Board to sign the Provisional Certification on behalf of the Canvassing Board.

Section 9-214 of the New York State Election Law requires the Board to transmit a certified copy of the statement of the Canvassing Board within twenty-five (25) days of the General Election to the State Board of Elections which is Saturday, December 3, 2016. The Board is continuing to canvass more than 302,000 paper ballots received which include absentee, special, military, federal and special Presidential ballots. In addition, the deadline for the receipt of military and federal ballots is thirteen (13) days after the General Election. The Board has not yet concluded the canvass and recanvass of those paper ballots. The Board's plan is to complete the entire recanvass process and certify all the results of the November 8, 2016 General Election as soon as possible. To date, the Board's staff has completed the recanvass of the votes cast at the poll sites as well as all emergency ballots that were not scanned at the poll site on November 8, 2016. Based on the results of that recanvass, it is clear which candidates for Presidential and Vice Presidential Electors within the City of New York have prevailed, even as the Board moves to complete the remainder of the canvass. Therefore, in order to enable the State Board of Elections to perform its statutory duties relating to the certification of

electors for President and Vice President of the United States prior to the convening of the Electoral College in Albany on December 19, 2016, Mr. Johnson and Mr. Sattie presented and submitted the Provisional Certification for the votes cast in the City of New York at poll sites during the November 8, 2016 General Election for Electors for President and Vice President of the United States. Mr. Johnson and Mr. Sattie confirmed that the results presented for the recanvass of votes cast at the poll sites on November 8, 2016 within the City of New York for Presidential and Vice Presidential Electors are accurate and correct. Based on that report, Commissioner Schulkin moved that the Board of Canvassers approve the Provisional Certification of votes cast within the City of New York at the poll sites during the November 8, 2016 General Election for Presidential and Vice Presidential Electors of the United States. Commissioner Grey seconded the motion, which was unanimously adopted.

Secretary Umame moved to authorize the use of the Commissioners' signature stamps as appropriate on the Provisional Certification. President Guastella seconded the motion, which was unanimously adopted.

Commissioner Grey 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 Vargas seconded the motion, which was unanimously adopted.

Commissioner Vargas moved to convene an Executive Session for purposes of litigation. Commissioner Michel seconded the motion, which was unanimously adopted.

Following Executive Session, the open public meeting resumed and President Guastella reported that no action was taken in Executive Session.

Commissioner Grey moved to adjourn the meeting. President Guastella seconded the motion, which was unanimously adopted.

The next stated meeting of the Commissioners will be held on Tuesday, December 6, 2016 at 1:30 P.M.