

MEETING OF THE  
COMMISSIONERS OF ELECTIONS  
HELD ON TUESDAY, MAY 29, 2007  
AT 1:30 P.M.  
42 BROADWAY, 6th FLOOR HEARING ROOM  
NEW YORK, NY 10004

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P R E S E N T:           James Sampel, Secretary

Commissioners Graham, O'Connor, Schacher, Soumas, Umane,  
Yennella

John Ravitz, Executive Director  
George Gonzalez, Deputy Executive Director  
Steven H. Richman, General Counsel  
Phil Donahue, Director, Personnel  
John Ward, Finance Officer  
Joseph LaRocca, Coordinator, Candidate Records Unit  
Thomas Sattie, Ballot Coordinator, Candidate Records Unit  
Troy Johnson, Chief Clerk, Manhattan Borough Office  
Timothy Gay, Deputy Chief Clerk, Manhattan Borough Office  
Elliot Borack, ACCO  
John Naudus, Sr. Computer Programmer  
Philip Mione, Computer Data Analyst  
Marilyn Reyes,  
Beth Fossella, Coordinator, Voter Registration  
Antonia Figueroa, EDO's Poll Site Accessibility Unit  
Steve Denkberg, Counsel to the Commissioners

Guests:     Marjorie Shea, Women's City Club  
              Adrienne Kivelson, League of Women Voters  
              Alyssa Usui, NYC Voter Assistance Commission  
              Teresa Hummel

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Secretary Sampel called the meeting to order at 1:40 P.M.

Secretary Sampel asked that a moment of silence be observed in remembrance for those who have died in our nation's service. The moment of silence was observed.

Secretary Sampel moved to table the minutes of May 15, 2007 and May 22, 2007 until the next meeting. Commissioner Umame seconded the motion, which was adopted unanimously.

Secretary Sampel announced that the Commissioners would conduct the Hearing on the Specification of Objection to Independent Nominating Petitions for the June 5, 2007 Special Election for Member of Assembly in the 65<sup>th</sup> Assembly District. The results of the hearing are reflected on the adopted Clerk's Report.

The Executive Director provided the Commissioners with an email from Douglas Kellner, the Co-Chair of the State Board of Elections advising that federal legislation was passed moving the date for use of HAVA funds to purchase new voting systems to March 1, 2008.

The Executive Director reminded the Commissioners that Borough Office visits would be conducted during the week of June 11<sup>th</sup>.

The Coordinator of the Candidate Records Unit reported that he had provided the Commissioners with a copy of a draft of the S-Elect/CPESS Management Procedures at their May 15, 2007 meeting. The General Counsel identified flaws in the draft in a Memorandum dated May 21, 2007. After discussion, Commissioner Umare recommended that Executive Management, the General Counsel and the Coordinator of the Candidate Records Unit meet to review and develop a revised draft.

Finance Officer John Ward provided the Commissioners with the Vacancy Report dated May 29, 2007.

Commissioner Schacher moved to grant a 30-day sick leave extension to Ameriar Feliciano, who was recently hired as a full time Clerk in the Brooklyn Office. The Director of Personnel explained that pursuant to Board's policies and the union contract, employees with less than one full year of service are not eligible to use annual leave during

the first four months of employment. Commissioner Soumas stated that the Board should make an exception in this instance due to special circumstances reported. Commissioner Soumas moved to authorize an advance of 210 hours of sick leave to Ameriar Feliciano. Commissioner O'Connor seconded the motion, which was adopted without objection.

The General Counsel provided the Commissioners with a draft Calendar for the September Primary Election based on the assumption that the Governor will sign the bill changing the date of the Primary to September 18<sup>th</sup>.

Commissioner Umane moved to adopt the draft calendar for the September Primary Election subject to the enactment of the bill changing the date of the Primary from September 11<sup>th</sup> to September 18<sup>th</sup>. Commissioner O'Connor seconded the motion, which was adopted unanimously.

The General Counsel reported that various Political Parties' State and County Committees complied with the statutory requirements and filed their Statements of Position for Election required by midnight May

22, 2007, which was the statutory deadline for the September 11, 2007 Primary Election. A question has been presented whether amended Statements, with the new Primary date, would have to be filed? The General Counsel recommended that as a result of the anticipated intervening State action, the Board should adopt the following statement:

“As a consequence of the enactment of Chapter \_\_\_\_ of the Laws of 2007, which changes the date of the September 2007 Primary Election from September 11 to September 18, all documents filed with the Board of Elections in the City of New York prior to the date of enactment of Chapter \_\_\_\_ of the Laws of 2007, which refers to the September 11, 2007 Primary Election are now deemed to refer to the September 18, 2007 Primary Election.”

Commissioner O'Connor moved to adopt the General Counsel's recommendation as the Commissioners' statement. Commissioner Umame seconded the motion, which was adopted unanimously.

The Executive Director reported that on Monday, June 4, 2007, the New York City and New York State Boards of Elections will hold a two part information session at:

Tribeca Performing Arts Center  
Theater two  
Borough of Manhattan Community College/CUNY  
199 Chambers Street (between Greenwich and West Streets)  
New York City, NY 10007

The first session relating to Campaign Financial Disclosure will be conducted by the staff of the State Board of Elections from 9:30 AM to 12:30 P.M. The New York City Board of Elections staff will conduct the second session dealing with Board operations' relating to the Primary and General Elections begins at 2:00 P.M. He invited all interested persons to attend.

Secretary Sampel moved to convene an Executive Session to discuss personnel and litigation matters. Commissioner Soumas seconded the motion, which was adopted unanimously.

Secretary Sampel reported that no actions were taken in the Executive Session.

Commissioner Schacher moved to adjourn. Commissioner O'Connor seconded the motion, which was adopted unanimously.

Secretary Sampel announced that the next Commissioners' meeting is scheduled for Tuesday, June 12, 2007 at 1:30 p.m. [no meeting is scheduled for Tuesday, June 5, 2007]