

MEETING OF THE COMMISSIONERS OF ELECTIONS
IN THE CITY OF NEW YORK
HELD ON TUESDAY, FEBRUARY 6, 2018 AT 1:30 P.M.
42 BROADWAY, 6th FLOOR, COMMISSIONERS' HEARING ROOM
NEW YORK, NY 10004

PRESENT: President Rosanna Vargas
 Secretary John Wm. Zaccone

Commissioners Jose Araujo, John Flateau, Maria R. Guastella, Michael Michel, Alan Schulkin, Simon Shamoun, Robert Siano, Frederic M. Umame

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
Steven Guglielmi, Director, Personnel
Kenneth Moltner, Counsel to the Commissioners
Steven B. Denkberg, Counsel to the Commissioners

GUEST: Wendy Byrne, LWVNYC
 Kate Doran, LWVNYC
 Amanda Melillo, CFB
 Katharine Loving, NYC CFB

President Vargas called the meeting to order at 1:37 P.M.

Secretary Zaccone moved to adopt the minutes for the January 30, 2018 meeting. Commissioner Siano seconded the motion, with Commissioner Guastella abstaining. The motion was adopted.

Mr. Richman presented the Draft Filing Calendars for both Certificates of Nominating and Independent Nominating Petitions for the April 24, 2018 Special Elections. Copies of his memorandum and draft calendars were distributed for review. Yesterday, the Governor issued a Proclamation calling Special Elections to fill vacancies in the State Legislature, including four (4) within the City of New York in the 39th, 74th and 80th Assembly Districts, and the 32nd State Senate District. Mr. Richman recommended for the Commissioners to schedule the Hearings relating to these Special Elections on Tuesday, March 6, 2018 at 1:30 P.M. Commissioner Umame moved to schedule the Hearings on Tuesday, March 6, 2018 at 1:30 P.M. as recommended. The motion was seconded, and unanimously adopted.

For informational purposes, Mr. Richman reported that the respective sample petition forms were updated to include an email address line. They were posted on the Board's website and copies of those revised forms were distributed to all Front Counters and Borough Offices to be inserted into the Independent Nominating Petition Rules Books for 2018 Elections.

Commissioner Araujo requested for the sample ballot layout styles to be created as soon as possible for the Commissioners' Ballot Committee's review.

Commissioner Flateau inquired if all Borough Offices sell maps. Mr. Richman reported that each Borough Office maintains five (5) printed maps per District.

Mr. Ryan reported that Executive Management has been communicating with the State Board concerning various voter registration issues. Mr. Ryan reported the following the information:

- The City Board is in the process of preparing the Confirmation Notices for Returned Mail from the 2016 and 2017 Voter Information Notice cycle. There are no final numbers yet. The mailing must be completed by March 28, 2018 which is the 90 day deadline before the June Primary Election. The anticipated date to mail them is at the end of February;
- As a point of clarification, last year when the Board processed Confirmation Notices for Change of Addresses based on Returned Mail and for the NCOA's, the Board was in the process of editing the Confirmation Notice. It was anticipated

that it would be processed last June, however, when discussed with the State Board, they advised the City Board to not process the Returned Mail as its past the deadline and to not process approximately 8,000 NCOA's that had no forwarding address. The City Board processed a total of 72,670 NCOA's that had a forwarding address, and those individuals received a Confirmation Notice. The citywide borough breakdown follows:

- Bronx County – 8,961
 - Kings County – 20,820
 - New York County – 19,547
 - Queens County – 18,918
 - Richmond County – 4,424;
- On February 2, 2018, Executive Management received information from the State Board that they identified potential matches for Duplicates, Deaths, and Felons for the City Board. Mr. Ryan reported that the State Board conducts a screening in the NYS Voter System and moving forward they are no longer using the middle initial as a mandatory field unless there are middle initials in both records that do not match. The City Board will get a list of voters to possibly match. Mr. Ryan reported that the City Board has requested for this over the

years because they believe it will help, if for an example, there is the same voter in the system that used and did not use their middle initial which would be a duplicate. Commissioner Umane questioned if this change in the system will be helpful or not in terms of making a determination if there are multiple voters with the same name. Mr. Ryan reported that staff will also look into the voter's address and date of birth as well and would be matched in these certain cases;

- There are a total of 78,945 New York State death records going back to 2007 from the State Board, and are currently in the boroughs' Death Queues. Bipartisan teams are currently working on this list. The death records are received from both the New York State and New York City Departments of Health. Commissioner Umane recommended for staff to focus on the Districts that have April Special Elections. Ms. Sandow confirmed that staff is focusing on those affected Districts. Mr. Ryan reported that the list is expected to be completed before the June Federal Primary. The citywide borough breakdown follows:
 - Bronx County – 11,986
 - Kings County – 24,664

- New York County – 17,630
 - Queens County – 17,117
 - Richmond County – 7,548;
- The Statewide Duplicate List has been worked by the Borough Offices, but is on hold in the queue due to the resolution of the ITC issue. The confirmed Duplicates will be processed in the system as a batch within the next two (2) weeks. These are voters who moved within the state of New York and registered with another Board of Elections. There has been written confirmation between the respective Board offices and these voters will be removed from the City Board's voter rolls. The citywide borough breakdown follows:
 - Bronx County – 9,271
 - Kings County – 12,359
 - New York County – 12,810
 - Queens County – 18,693
 - Richmond County – 1,419
 - Total – 54,552
- Commissioner Flateau inquired if there was any data on the removal of felony convictions. Mr. Ryan reported that the State Board made a determination to not go back to 2007 on felons because a convicted felon can be revived in New York State if they complete their

sentence. The source of data is hard copy from the Office of Court Administration (OCA), New York State Department of Corrections and Community Supervision (DOCCS), and Federal District Courts. Those voters are automatically eligible to re-register to vote if they were removed in the system due to a felony conviction. Mr. Ryan reported that he will receive the number of felons from the State Board on February 15, 2018 moving forward, not retroactive to 2007;

- The City Board will be receiving a list from the State Board of potential Name Changes on March 1, 2018;
- A total of 4,099 Citywide Duplicate Matches from the State Board will be dropped into the Borough Merge Queue. It was noted that if someone is registered in two (2) boroughs, the most recent registration will control.
- A total of 13,019 potential Borough-to-Borough Duplicate Matches from the State Board will be dropped into the Borough Merge Queue.

The citywide borough breakdown follows:

- Bronx County – 3,077
- Kings County – 4,098
- New York County – 4,210
- Queens County – 1,541

- Richmond County – 93
- The overall total amount of potential Duplicates is 150,615 which is 3% of the overall active registrations. It translates to 3% for each borough. There are a total of 4,631,844 active registered voters based on the most recent information received. There are approximately 446,000 inactive voters.
- Mr. Ryan reported that these potential Duplicates will be worked by the borough staff and he will follow up with final numbers at a later date.

President Vargas recognized Alan Flacks, a member of the public, who spoke about a former Board Commissioner.

Secretary Zaccone moved to convene an Executive Session for personnel and litigation matters. Commissioner Araujo seconded the motion, which was unanimously adopted.

Following Executive Session, the open public meeting resumed and Mr. Ryan reported the following actions that were taken in Executive Session:

- I. The Commissioners granted 210 hours Advance of Time to Joseph Cintron, an Administrative Associate in the Queens Office, retroactive to January 25, 2018. Mr. Cintron's agency start date is May 6, 2013. Commissioner Michel recused himself from this matter. He did not participate in any discussions or deliberations on this matter, and was not present for the vote;
- II. The Commissioners granted 35 hours Advance of Time to Katherine Riley, an Administrative Assistant in the General Office, retroactive to January 29, 2018. Ms. Riley's agency start date is February 7, 2016.

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

The next stated meeting of the Commissioners will be held on Tuesday, February 13, 2018 at 1:30 P.M.