

MEETING OF THE COMMISSIONERS OF ELECTIONS
IN THE CITY OF NEW YORK
HELD ON TUESDAY, JULY 19, 2022 AT 1:30 P.M.
42 BROADWAY, 6th FLOOR, COMMISSIONERS' HEARING ROOM
NEW YORK, NY 10004

PRESENT: President Rodney L. Pepe-Souvenir
Secretary Simon Shamoun

Commissioners Jose Miguel Araujo, Michael J. Coppotelli, Jenny Low, Gino A. Marmorato, Jodi Morales, Keith Sullivan, Patricia Anne Taylor, Frederic M. Umane

Michael J. Ryan, Executive Director
Vincent M. Ignizio, Deputy Executive Director
Georgea Kontzamanis, Operations Manager
Wilma Brown Phillips, Administrative Manager
Hemalee J. Patel, General Counsel
Raphael Savino, Deputy General Counsel
Steven B. Denkberg, Counsel to the Commissioners
Kenneth Moltner, Counsel to the Commissioners
Sherwin Suss, Agency Chief Contracting Officer

New York County: Stephen Evans, III, Chief Clerk
Cynthia Doty, Deputy Chief Clerk

Bronx County: Brendalize Candelaria, Deputy Chief Clerk
Dawn Sandow, Deputy Chief Clerk

Kings County: Daniel Ortiz, Deputy Chief Clerk
Salvatore Barrera, Sr. Administrative Assistant

Queens County: Amanda Berinato, Chief Clerk
Bart Haggerty, Deputy Chief Clerk

Richmond County: Don Bosco, Chief Clerk
Anthony Andriulli, Deputy Chief Clerk

GUEST: Alan Flacks

Mr. Ryan opened the meeting, and acknowledged the Chief and Deputy Chief Clerks from each Borough, including Salvatore Barrera who is in attendance on behalf of the Brooklyn Chief Clerk, Raymond Riley.

Mr. Ryan informed the meeting group that the Governor has extended the current Executive Order relating to public meetings, until Thursday, August 18, 2022.

Mr. Ryan requested that the Commissioners make a motion to conduct the Hearings on Independent Nominating Petitions for candidates for United States Congress and New York State Senate, for the November 8, 2022 General Election, on Tuesday, August 2, 2022.

Commissioner Umane moved to schedule the hearing date for Independent Nominating Petition matters for Tuesday, August 2, 2022. President Pepe-Souvenir seconded the motion, and the motion was adopted unanimously.

Mr. Ryan added an additional item to the meeting agenda, item #3, Executive Session for Personnel Matters.

Mr. Ryan continued with item #1 of the meeting agenda, and requested that the Commissioners Committee convene a meeting of the Board of Canvassers to certify the results of the June 28, 2022 Primary Election.

Pursuant to the provisions of Title 2 of Article 9 of the New York State Election Law and the Charter of the City of New York, President Pepe-Souvenir called the meeting of the Board of Canvassers in the City of New York to order for the purposes of certifying the canvass of votes cast for the June 28, 2022 Primary Election for Public Offices and Party Positions, conducted in the City of New York.

President Pepe-Souvenir designated Commissioner Araujo to serve as the other Democratic member of the Canvassing Board. Secretary Shamoun designated Commissioner Umane to serve as the other Republican member of the Canvassing Board, for the purpose of certifying the Primary Election.

The Manhattan Chief and Deputy Chief Clerk and their staff have prepared and signed the Returns of Canvass for the June 28, 2022 Primary Election for Public Offices and Party Positions in New York County, in accordance with the Board's policies and procedures, with the exception of the contests which, pursuant

to New York State Election Law, are the subject of a hand recount and are still ongoing.

Due to the virtual meeting, the Returns have been provided electronically to the Board of Canvassers for their review and approval. Mr. Evans, III and Ms. Doty confirmed that the results presented are accurate and correct, there are no discrepancies to report, and the audit of poll site and central count scanners required by Article 9 of the New York State Election Law have been successfully completed. Based on that report, Commissioner Araujo moved that the Board of Canvassers certify the Returns of Canvass for the Public Offices and Party Positions for the June 28, 2022 Primary Election, conducted in New York County. Commissioner Umane seconded the motion, which was adopted unanimously.

Commissioner Umane thanked the Manhattan Chief Clerk, Deputy Chief Clerk and Staff for their diligence and hard work to prepare the returns of canvass in a timely manner, on behalf of all of the Commissioners.

The Bronx Deputy Chief Clerks and their staff have prepared and signed the Returns of Canvass for the June 28, 2022 Primary Election for Public Offices and Party Positions in Bronx County, in accordance with the Board's policies and

procedures, with the exception of the contests which, pursuant to New York State Election Law, are the subject of a hand recount and are still ongoing.

Due to the virtual meeting, the Returns have been provided electronically to the Board of Canvassers for their review and approval. Ms. Candelaria and Ms. Sandow confirmed that the results presented are accurate and correct, there are no discrepancies to report, and the audit of poll site and central count scanners required by Article 9 of the New York State Election Law have been successfully completed. Based on that report, Commissioner Marmorato moved that the Board of Canvassers certify the Returns of Canvass for the Public Offices and Party Positions for the June 28, 2022 Primary Election, conducted in Bronx County. Commissioner Morales seconded the motion, which was adopted unanimously.

Commissioner Marmorato thanked the Bronx Deputies and Staff for their hard work and diligent efforts to complete the returns of canvass.

The Brooklyn Chief and Deputy Chief Clerk and their staff have prepared and signed the Returns of Canvass for the June 28, 2022 Primary Election for Public Offices and Party Positions in Kings County, in accordance with the Board's policies and procedures, with the exception of the contests which, pursuant

to New York State Election Law, are the subject of a hand recount and are still ongoing.

Due to the virtual meeting, the Returns have been provided electronically to the Board of Canvassers for their review and approval. Mr. Barrera and Mr. Ortiz confirmed that the results presented are accurate and correct, there are no discrepancies to report, and the audit of poll site and central count scanners required by Article 9 of the New York State Election Law have been successfully completed. Based on that report, Secretary Shamoun moved that the Board of Canvassers certify the Returns of Canvass for the Public Offices and Party Positions for the June 28, 2022 Primary Election, conducted in Kings County. Commissioner Taylor seconded the motion, which was adopted unanimously.

President Pepe-Souvenir and Secretary Shamoun thanked the Brooklyn Chief Clerk, Deputy Chief Clerk and Staff for all of their hard work to complete the returns of canvass.

The Queens Chief and Deputy Chief Clerk and their staff have prepared and signed the Returns of Canvass for the June 28, 2022 Primary Election for Public Offices and Party Positions in Queens County, in accordance with the Board's

policies and procedures, with the exception of the contests which, pursuant to New York State Election Law, are the subject of a hand recount and are still ongoing.

Due to the virtual meeting, the Returns have been provided electronically to the Board of Canvassers for their review and approval. Mrs. Berinato and Mr. Haggerty confirmed that the results presented are accurate and correct, there are no discrepancies to report, and the audit of poll site and central count scanners required by Article 9 of the New York State Election Law have been successfully completed. Based on that report, Commissioner Araujo moved that the Board of Canvassers certify the Returns of Canvass for the Public Offices and Party Positions for the June 28, 2022 Primary Election, conducted in Queens County. Commissioner Sullivan seconded the motion, which was adopted unanimously.

Commissioner Araujo thanked the Queens Chief Clerk, Deputy Chief Clerk and their Staff for all of their hard work, as well as the General Office Staff that assisted Queens with their hand count. Commissioner Araujo also congratulated Commissioner Sullivan on completing his first Election as the Republican Commissioner of Queens County.

The Staten Island Chief and Deputy Chief Clerk and their staff have prepared and signed the Returns of Canvass for the June 28, 2022 Primary Election

for Public Offices and Party Positions in Richmond County, in accordance with the Board's policies and procedures, with the exception of the contests which, pursuant to New York State Election Law, are the subject of a hand recount and are still ongoing.

Due to the virtual meeting, the Returns have been provided electronically to the Board of Canvassers for their review and approval. Mr. Bosco and Mr. Andriulli confirmed that the results presented are accurate and correct, there are no discrepancies to report, and the audit of poll site and central count scanners required by Article 9 of the New York State Election Law have been successfully completed. Based on that report, Commissioner Taylor moved that the Board of Canvassers certify the Returns of Canvass for the Public Offices and Party Positions for the June 28, 2022 Primary Election, conducted in Richmond County. Commissioner Coppotelli seconded the motion, which was adopted unanimously.

Commissioner Coppotelli and Commissioner Taylor thanked the Staten Island Chief Clerk, Deputy Chief Clerk and Staff, as well as the staff agency-wide, for all of their hard work to complete the returns of canvass. Commissioner Coppotelli further noted that this was his first Election, and expressed his gratitude in working with his fellow Commissioners.

Commissioner Sullivan moved to adopt the Recap Statement and Return of Canvass for the Statewide Public Offices as well as those Assembly Districts which cross borough lines. Commissioner Umame seconded the motion, which was adopted unanimously.

Commissioner Umame moved to authorize the use of the Commissioners' electronic signatures as appropriate on each Statement and Return of Canvass. Commissioner Morales seconded the motion, which was adopted unanimously.

Commissioner Low addressed the Commissioners Committee, and requested to be recused from the certification of results for the Democratic Party, Female State Committee, 65th Assembly District, noting that she was a candidate in that race.

Commissioner Coppotelli moved to adjourn the Meeting of the Board of Canvassers. Commissioner Taylor seconded the motion, which was adopted unanimously.

Following the meeting of the Board of Canvassers, the regular stated meeting of the Commissioners Committee resumed.

Mr. Ryan continued with item #1 of the meeting agenda, and requested that the Commissioners approve the minutes of the July 12, 2022 Commissioners Meeting. President Pepe-Souvenir moved to adopt the minutes of the July 12, 2022 Commissioners Meeting. President Shamoun seconded the motion, with Commissioner Sullivan abstaining. The motion was adopted.

Mr. Ryan acknowledged Sherwin Suss, the Agency's Chief Contracting Officer, to address the Commissioners regarding three items for their consideration and review, which were discussed at the Commissioner's Finance Committee Meeting.

1. Dirad:

This is a contract to provide maintenance and support to the Dirad phone system used by the Phone Bank. This contract will pay for the yearly licenses and also includes software updates, hardware and software support. The contract is for 3 years which the vendor will be the end of the effective useful life of this system. This contract was obtained through negotiated acquisition as this system was originally awarded under a DCAS contract (2009). The cost of the service is \$106,291.41 per year, not to exceed total of \$318,874.23.

2. Coranet:

This is a contract to provide software and hardware maintenance and support to the Agency's 3COM telephone system. This contract was obtained through the M/WBE competitive small purchase program. Eleven (11) companies were solicited and the lowest priced vendor was selected. The term of the contract is one year for a not to exceed sum of \$144,670. The Board is currently working through DOITT to implement a new agency phone system.

3. Lumen

This is a contract to purchase an additional 175 Cradle Point devices for the Board. These devices are used by the Board to facilitate and provide WIFI communications between the poll sites and the Board Offices. Additional devices are needed for poll site expansion and maintain a sufficient supply of back up units. Lumen was the lowest cost vendor under the DOITT MSA agreement to provide for the construction and licensing of these units. The cost for engineering, assembly, and configuration of these units is \$787,215.86.

Commissioner Umane stated that the Commissioners' Finance Committee unanimously supports these items, and referred it to the full Board of Commissioners for approval.

Commissioner Coppotelli moved to adopt the Finance Committee Report. Commissioner Taylor seconded the motion, which was adopted unanimously.

The Commissioners Committee acknowledged a member of the public, Alan Flacks.

Mr. Flacks addressed the Commissioners Committee to inquire about the position of Public Director, which is currently vacant due to the resignation of Valerie Vazquez-Diaz. Mr. Flacks asked to be considered for the position, and provided his qualifications.

Commissioner Umame moved to schedule the next meeting of the Commissioners for Tuesday, July 26, 2022 at 1:30 P.M. President Pepe-Souvenir seconded the motion, which was unanimously adopted.

President Pepe-Souvenir moved to convene an Executive Session to discuss Personnel matters. Secretary Shamoun seconded the motion, which was adopted unanimously.

Following Executive Session, the open meeting resumed.

The following action was taken by the unanimous decision of the Board of Commissioners:

- Deborah Jackson, a Clerk, was granted 210 hours of an advance of sick time. This grant is effective June 1, 2022. Ms. Jackson's agency start date is July 29, 2012.

The meeting was adjourned.

The next stated meeting of the Commissioners is scheduled for Tuesday, July 26, 2022 at 1:30 P.M.