

HEARINGS RELATING TO
SPECIFICATIONS OF OBJECTIONS ON
DESIGNATING PETITIONS FOR THE
SEPTEMBER 14, 2010 PRIMARY ELECTION AND
THE MEETING OF THE
COMMISSIONERS OF ELECTIONS
HELD ON TUESDAY, AUGUST 3, 2010
AT 12:00 P.M.
42 BROADWAY, 7th FLOOR EXECUTIVE UNIT
NEW YORK, NY 10004

PRESENT: President Julie Dent
 Secretary Juan Carlos "J.C." Polanco

Commissioners Araujo, Barrera, Ryan, Schacher, Sipp, Soumas, Stupp,
Umane

George Gonzalez, Deputy Executive Director
Pamela Perkins, Administrative Manager
Steven H. Richman, General Counsel
John Owens Jr., Director, Campaign Finance Enforcement
Dorothy Delayo, Director, Personnel
John Ward, Finance Officer
Valerie Vazquez-Rivera, Director, Communications & Public Affairs
Tom Sattie, Associate Staff Analyst, Candidate Records Unit
Michael Sternlieb, Consultant, Election Day Operations
Gregory Lehman, Chief Clerk, Manhattan Borough Office
Timothy Gay, Deputy Chief Clerk, Manhattan Borough Office
Katherine James, Deputy Chief Clerk, Queens Borough Office
Dawn Sandow, Deputy Chief Clerk, Bronx Borough Office
BJ Rivera, Administrative Associate, Bronx Borough Office
Anthony Ribustello, Associate Staff Analyst, Bronx Borough Office
Anthony Andriulli, Deputy Chief Clerk, Staten Island Borough Office
Lisa Sattie, Administrative Associate, Staten Island Borough Office
Troy Johnson, Coordinator, Candidate Records Unit
Matthew Graves, Administrative Associate, Candidate Records Unit
Shawn Boyd, Administrative Associate, Candidate Records Unit
Kate Nowadly, Law Student Summer Intern, OGC
Ted Anastasiou, Law Student Summer Intern, OGC

Jeremy Fredericksen, Temporary Attorney, OGC
James Barron, Temporary Attorney, OGC
Charles Webb, III, Counsel to the Commissioners
Steven B. Denkberg, Counsel to the Commissioners

GUEST: Michael K. Zumbaskas
Eric Katz
Luis A. Ramos, for Charlie Ramos
Michael Olmeda, for Miosotis Munoz
Domingo Hoies, for Nelson Castro
A. Cruz, for Nelson Castro
E. Marcial
J. B. Rodriguez
Miosotis Munoz
Abraham F.
Scott Kaurman
Dan Padernatt
Martin Connor
Bob Kappstatter
S. Russo
Leo Glickman
Carlos R.
Michael Farrin
Harry Kresky
Shane Seger
Matt Rey
R. Hornak
Adrienne Moses
Curtis Arluch
Donna Ellaby
Terry Hinds
Michael Reich
Mark Esscoffrey-Bey
Natalie Dubovici
Vincent Tabone
Bob C.
Paul Nichols
Nick M.
Johnson
Garth Marchant
Juan Pagan

Christopher Rogiattino
Ralph Andrew
Marjorie Shea, Women's City Club
Everly Brown
E. Gibbs
V. C. Powell
Sarah Steiner
Michael N.
Phill Hoffman
Francesca Casten
Deborah C.
Herbert Moreira-Brown
Alex Williams
Adrienne Miller
Serena Blanchard
Rima McCoy
Margaret Ognibene
Tom Ognibene
Felix Rosado
Andrea Senteno, CUF
Alex Camarda
Kate Doran, LWV
Alex Voetsch, NYDLC
C. Berkley
Israel Martinez
Alan Flacks, Member of NY County Democratic Committee
Jason R.
Vargas Ruben

President Dent called the meeting to order at 12:08 P.M.

President Dent announced that the Commissioners would conduct the continued Hearings on challenges to Designating Petitions prior to the stated Commissioners' Meeting and advised the candidates and/or

representatives of the procedures to be followed during the hearings related to the September 14, 2010 Primary Election.

Mr. Richman called the calendar for Hearings relating to Specifications of Objections for the September 14, 2010 Primary Election.

Mr. Richman reported that in accordance with the Commissioners' direction, notice was given to all interested and necessary parties concerning today's Public Hearing to consider the Board's staff Preliminary Findings of Prima Facie Defects, Candidate Enrollment Issues, as well as Specifications of Objections and other concerns relating to the September 14, 2010 Primary Election.

The determinations regarding the various Preliminary Findings of Prima Facie Defects, Candidate Enrollment Issues, as well as Specifications of Objections are recorded on the respective Clerks' Reports.

President Dent adjourned the hearings and convened the stated Commissioners' Meeting.

President Dent indicated that Ms. Vazquez-Rivera and the HAVA outreach team will not be present at the meeting due to a public demonstration. Therefore, items #4 and #5 on the agenda will be postponed until the next meeting.

Commissioner Umame moved to approve the minutes of the June 8, 2010 Commissioners' Meeting and the June 8, 2010 Finance Committee Meeting. Commissioner Schacher seconded the motion, which was adopted unanimously.

Mr. Gonzalez presented the HAVA update. He summarized the status for scanners as of August 3, 2010. A copy of the report is in the agenda.

Mr. Gonzalez reported on the letter that will be mailed to the Republican and Democratic County Leaders concerning set-up and testing of machines in the Board's Voting Machine Facilities. The letter indicates that the authorized representatives who are sent to view the process must get paid. The letter is required pursuant to the New York State Election Law, Section 7-207 (a) and (b). A copy of the letter is in the agenda. Commissioner Umame moved to adopt the fee of Inspectors for \$200 per

day for those persons performing the duty of observing the set-up and testing of machines. Secretary Polanco seconded the motion, which was adopted unanimously.

Mr. Richman noted that the fee must be submitted to City Council for approval. Commissioner Araujo inquired how long the authorized representatives will be observing the process. Mr. Richman stated August 9, 2010 through September 11, 2010 for approximately 15 hours per day. Mr. Richman requested authorization for the Board to mail out the letters to the respective County Leaders and to the City Council. Commissioner Umane moved to approve the correspondence. Commissioner Ryan seconded the motion, which was adopted unanimously.

Mr. Ward presented the Vacancy Report dated August 3, 2010. A copy of the report is in the agenda.

Mr. Ward reported on the meeting regarding processing poll workers as City employees. He reported that there are approximately 35,000 poll workers. A follow-up meeting was held yesterday with the Office of Payroll Administration (OPA), Office of Labor Relations (OLR), Department of

Citywide Administrative Services (DCAS), and Office of Management and Budget (OMB). Currently, the Board uses the S-Select System which tracks and pays the poll workers. It contains their names, addresses, social security numbers, etc. There was a discussion of transferring this data into the new system, but thousands of new appointments must be entered into system as well as W-4 forms. Mr. Ward spoke with the Board's MIS Department to see if the data could be "dumped" into the new system. MIS would contact FISA to discuss further. Commissioner Araujo inquired about the estimated time to implement this project. Mr. Ward stated that he would like to implement the data transfer as soon as possible between MIS and FISA. He added that there would be a lot of data inputting. Commissioner Stupp asked Mr. Ward if he needs authorization to move forward with this project and for assistance to enter the poll worker data into the new system. Mr. Ward replied yes. Commissioner Umane stated that the Borough Office staff will already be inputting old and new poll workers into the S-Select System for the Primary and General Elections. He suggested that the amount of information should be limited to just the specific information needed. Commissioner Umane moved to ask Board staff and Executive Management to research the best way to perform this transfer rather than have the Finance Department input all of the data, and the Borough Office Poll Worker Departments can input the

poll worker information because they already do that function. The information needs to be in on time for the elections. Mr. Owens reported that FISA already provided the data file to the Comptroller's Office to see if they could manipulate the information to control the withholdings. Both agencies wanted to see if they can synch that information. Commissioner Umane suggested for administrative staff to follow up on this matter and to do this as quickly as possible. Commissioner Ryan stated that this matter is time sensitive and strongly requested for a plan to be brought before the Commissioners at next week's meeting. Commissioner Araujo inquired if the poll workers will get paid faster once the new system is implemented. Mr. Ward replied that he believes the poll workers will get paid the same as in the past. President Dent added that this matter is a mandate from the Internal Revenue Service (IRS) and the Board has to comply.

On behalf of Ms. Rahmouni, Mr. Sternlieb presented a draft letter which would be given to the poll workers at the training classes. A copy of the letter was distributed to the Commissioners. The letter contains instructions on the documents that need to be submitted to the Board in order for them to get paid. Mr. Sternlieb requested for approval of the draft letter. Commissioner Umane was concerned with some of the information requested because it would be more information to be entered into the

system. Mr. Gonzalez stated that the information is required by the City in order for the poll workers to be processed as an employee of the City. He agreed that it would be a lot of information, but some of the forms are optional. The Board needs the information in order to process the poll workers. Mr. Richman added that the OPA stated that as a City employee it is a requirement to give them the option.

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

The next stated meeting of the Commissioners is scheduled for Tuesday, August 10, 2010 at 1:30 P.M.