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2018 NYC CHARTER REVISION COMMISSION
PUBLIC HEARING

BROOKLYN BOTANIC GARDEN
1000 Washington Avenue
Brooklyn New York 11225

MAY 7, 2018
6:11 P.M.

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A P P E A R A N C E S:

COMMISSIONERS:

- | | |
|----------------------|----------------|
| CESAR PERALES, Chair | LIRAN ANGELO |
| DEBORAH ARCHER | KYLE BRAGG |
| MARCO CARRION | UNA CLARKE |
| ANGELA FERNANDEZ | RACHEL GODSIL |
| SHARON GREENBERGER | DALE HO |
| MENDY MIROCZNIK | CARLO SCISSURA |
| ANNETTA SEECHARRAN | JOHN SIEGAL |
| WENDY WEISER | |

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1 MR. PERALES: Good evening. My name is
2 Cesar Perales and I have the honor of chairing
3 the New York City Charter Revision Commission of
4 2018. And I am pleased to call this meeting here
5 at the Brooklyn Botanic Garden. We are holding
6 hearings in each of the five boroughs. This is
7 the fourth. We will have one more hearing later
8 this week in Manhattan at the public library, the
9 Central Library, on Fifth Avenue. We normally
10 call on one or more of the commissioners to
11 welcome us. We have host commissioners,
12 obviously, from every borough. But this evening
13 we've got a lot of them from the County of Kings,
14 so -- and I, too, will confess that I live in a
15 place called Park Slope.

16 Are there any other commissioners who are
17 willing to indicate that they are from Brooklyn
18 and want to say a word or two.

19 MS. CLARKE: I am a Brooklynite.

20 MR. PERALES: All right.

21 MR. MIROCZNIK: Brooklyn, as well.

22 MS. GREENBERGER: I am, too.

23 MR. PERALES: Another Brooklyn. Who is it.

24 MR. SPEAKER: Sharon.

25 MR. PERALES: One. Sharon is Brooklyn. My

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1 God. As well. Half the panel is home. So we
2 are home and we want to express our appreciation
3 for those of you who have taken a time to be here
4 with us this evening.

5 Let me explain for a moment what the Charter
6 Revision Commission is. The New York City
7 Charter is, in essence, the constitution of the
8 City of New York. It contains the basic rules of
9 how we govern ourselves. And every few years a
10 mayor decides that there is something in
11 particular about the City Charter that he'd like
12 to see amended, improved, made better so that the
13 governance of the City of New York is better and
14 it's done more easily and in a more transparent
15 way to the citizens of our city.

16 Our role as commissioners is to review the
17 entire City charter, as well as the particular
18 thing that motivated this mayor to call a charter
19 of Revision Commission. And his particular
20 interest is in democracy. In making our election
21 system more democratic. Making it easier for
22 people to run. Making it easier for people to
23 vote. And so we have been hearing from
24 throughout the City, comments about making our
25 city more democratic, making elections better.

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1 So that's been the theme. And I'm hoping we
2 will hear comments on those particular themes
3 that motivated the mayor to call this commission
4 together. But we will listen to comments on
5 anything else that has to do with the City
6 Charter. Remember, we are here to talk about the
7 City Charter, not about all of the issues that
8 may be of concern to you.

9 The way it works is that the Commission
10 will, as a result of these hearings, as a result
11 of our deliberations, as a result of hearing from
12 experts, we will write a report and recommend a
13 few things that have come out of these
14 discussions. We will recommend that they be put
15 on the ballot in November so that the citizens of
16 our city will decide whether or not they want to
17 amend the charter in that particular fashion.

18 I think you've all gone into voting booths
19 and seen referenda. Some of which is very long.
20 Some of which you don't bother to read. But
21 you're asked to vote yea or nay, yes or no.
22 Well, as a result of these hearings, we're going
23 to have referendum -- referenda being the
24 plural -- on the November ballot.

25 For the record, we have followed all of the

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1 legally required notice requirements. We've
2 posted public notices in newspapers, and in the
3 City record. We've sent e-mails out to thousands
4 of New Yorkers. And we have our own website,
5 which we use. We've got Facebook and Twitter.
6 So that we are trying to be as transparent as
7 possible.

8 This meeting is being live-streamed to
9 people who want to watch this from their homes or
10 from their offices. We also have language
11 interpreters available. There is the deaf
12 interpreter. I won't go through the rest of our
13 schedule, but I do want to tell you that I'm
14 going to try to get people up here in panels
15 three at a time on subjects that they may have in
16 common that they want to speak about. I will
17 limit each speaker to three minutes. And we,
18 members of the Commission, will have an
19 opportunity, if we so desire, to ask for
20 clarification of something that may have been
21 said by one of the -- one or more of the
22 speakers.

23 With that, I think we are ready to proceed.
24 We're going to have -- I'm sorry. I didn't allow
25 the commissioners to introduce themselves. You

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1 don't know who you're testifying before. It's a
2 very distinguished group.

3 Let's start on the extreme right.

4 MR. CARRION: Thank you. Good evening. My
5 name is Marco Carrion. I currently serve as
6 commissioner for the mayor's office of community
7 affairs.

8 MS. GREENBERGER: Good evening. I'm Sharon
9 Greenberger. I'm the president of the YMCA of
10 Greater New York and a proud Brooklyn resident.

11 MS. WEISER: Hello. My name is Wendy
12 Weiser. I direct the democracy program at the
13 Brennan Center for Justice at NYU School of Law.
14 And also delighted to be in my home borough.

15 MS. CLARKE: My name is Una Clarke. I'm a
16 former member of the New York City Council and
17 I'm pleased to be serving on this commission.

18 Let me welcome all of you to this hearing
19 and hope that you will testify and give us a real
20 crystal clear mission for which we can now
21 endeavor. So welcome again. I'm a Brooklynite
22 to the core.

23 MR. MIROCZNIK: Good evening. Mendy
24 Mirocznik. I am the president of Staten Island
25 COJO. I'm also a board member of Brooklyn's

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1 Bridge Multicultural Project of Flatbush Avenue.
2 I have to confess I was born in Brooklyn and I
3 lived there for a good decade before I got
4 married move to Staten Island.

5 MR. SCISSURA: First of all, welcome to
6 Brooklyn. It's obviously a great place to live.
7 I'm one of the few natives. Although I think I
8 have some friends here who are also natives of
9 Brooklyn. I currently serve as the president of
10 the New York Building Congress. But my last two
11 jobs were all about Brooklyn. I was the former
12 president of the Brooklyn Chamber of Commerce.
13 And before that, chief of staff to Borough
14 President Marty Markowitz. And we know Brooklyn
15 is cool, it's great. But I always like to say
16 it's the people that made Brooklyn cool and
17 great. So it's an honor to be with you all.

18 MR. PERALES: My name is Cesar Perales, as I
19 indicated. I have the honor of serving as the
20 chair. I, too, am a Brooklynite. I live in Park
21 Slope.

22 In terms of my professional career, I was a
23 former secretary of state of New York. I also
24 served as deputy mayor of the City of New York.
25 I filled a number of jobs in government. But I

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1 also spent a significant part of my life as a
2 civil rights lawyer.

3 MS. SEECHARRAN: Good evening. My name is
4 Annetta Seecharran. And I am a very proud Queens
5 resident. I know I'm a minority here. And I am
6 the executive director of Chaya Community
7 Development Corporation.

8 MS. ANGELO: Good evening. I'm Liran
9 Angelo. I went to Brooklyn College, but I don't
10 live in Brooklyn currently. I worked in city
11 government for many years and I'm right now a
12 researcher at CUNY's Institute for State And
13 Local Governance.

14 MR. PERALES: Matt is not a member of the
15 Commission. He doesn't get to introduce himself.
16 But he's the executive director of the
17 Commission.

18 We're going to start with a four-person
19 panel. We're getting an awful lot of people who
20 want to speak, so I'm going to be pretty strict
21 about the three-minute rule.

22 The first panel will include someone from
23 Represent New York, RJ DeMelo. The director of
24 public policy at the Citizens Union. Is it
25 Pachel Bloom? Was it Rachel Bloom?

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1 MS. SPEAKER: Rachel.

2 MR. PERALES: Rachel.

3 Megan Ahern from NYPIRG. And Jeremy Gruber
4 from Open Primaries. Susan Lerner from A Common
5 Cause.

6 Is that four or five?

7 MS. SPEAKER: That's five.

8 MR. PERALES: What? That's five.

9 Susan, do you mind waiting for the next one?
10 You'll get more attention.

11 MS. LERNER: I don't mind at all.

12 MR. PERALES: All right. Who goes first?

13 MR. GRUBER: Dear members of the New York
14 City Charter Revision Commission, thank you for
15 the opportunity to testify before you this
16 evening. My name is Jeremy Gruber. I'm the SVP
17 of Open Primaries, a national nonprofit
18 organization dedicated to more open and inclusive
19 elections. I'm also a longtime resident of Park
20 Slope, like the Chair, just down the block.

21 In 2016, New York became the poster child
22 for electoral dysfunction around the country for
23 one reason and one reason only; closed primaries.
24 New York City alone shuts out close to one
25 million registered independent voters every

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1 primary election. That's over a quarter of all
2 registered voters in the City. Simply because
3 they declined to join one of our two major
4 political parties. One million registered
5 voters. That's more registered voters than
6 members of the republican conservative working
7 families and independent parties combined.
8 Indeed, that's more registered voters than exists
9 in several small states in this country. Almost
10 as many voters are shut out of voting in closed
11 primary elections in New York City than actually
12 voted in the last general election for mayor.
13 New York City is experiencing the same voter
14 flight from party identification that is gripping
15 the rest of the country. And the reality is that
16 independent voters are now the second largest
17 body of voters in this city. Our election system
18 has simply not kept up with this reality. One
19 million New Yorkers shut out of city elections is
20 simply unsustainable. Who are these voters?
21 They are a cross-section of New Yorkers from all
22 boroughs and all walks of life. 37 percent of
23 young voters in this city, 33 percent of Asian
24 voters, 20 percent of Latino voters, and 18
25 percent of African-American voters are shut out

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1 of voting in elections in New York City because
2 of our system of closed partisan primaries.
3 Primary elections in the City of New York are
4 held in public facilities manned by public poll
5 workers, administered by the City and paid for by
6 all of us, the taxpayers. But only some of us
7 are granted the right to participate. Primary
8 elections are often the most meaningful elections
9 in this City. That's because the democratic
10 primary often determines the general election
11 winner. And the party organization which, to a
12 lesser extent, special interest coalitions, that
13 can influence low turnout democratic primaries,
14 dictate the outcome.

15 But with an open nonpartisan primary, all
16 candidates are on the same ballot and all voters
17 can participate. A wider variety of candidates
18 are encouraged to run, having a greater
19 likelihood of prevailing in open primaries than
20 in the existing closed system. Every New York
21 City voter benefits from a healthier, more
22 inclusive political system that encourages
23 competition. That is how most cities in this
24 country work. Today more than 80 percent of
25 American cities have nonpartisan elections for

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1 local office. These include major cities, like
2 Los Angeles, Chicago, Houston, Detroit, Dallas,
3 San Francisco and Houston. The time for change
4 has come. Instead of lagging behind the rest of
5 the nation, New York City needs to do what it
6 normally does best, lead. It's really a simple
7 proposition. If we want to turn around the
8 alarming drop in New York City voter turnout,
9 encourage increased voter participation in our
10 local elections, and attract more good --

11 MR. PERALES: Mr. Gruber --

12 MR. GRUBER: -- candidates to run for local
13 office, we need to learn a lesson from the rest
14 of the country. Nonpartisan elections would
15 enfranchise a million New York City voters and
16 work to accomplish these goals. I hope the
17 Commission will take a serious look --

18 MR. PERALES: Thank -- thank you very much.

19 MR. GRUBER: -- at nonpartisan elections.

20 Thank you.

21 MR. PERALES: I'm going to ask the
22 commissioners to let us hear from the entire
23 panel and then we'll make notes about questions
24 we may have.

25 MS. AHEARN: Good evening. My name is Megan

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1 Ahern. I'm the program director for the New York
2 Public Interest Research Group, or NYPIRG. We've
3 provided testimony at the Staten Island hearing
4 on voter empowerment changes. So we're going to
5 focus tonight's testimony very briefly on
6 campaign finance revisions to the Charter.

7 NYPIRG believes the City's campaign finance
8 program is the most important piece of
9 anti-corruption legislation enacted by the city
10 in many, many years. It's central to all city
11 efforts to deliver fair and honest municipal
12 government. The 1988 law has made great
13 contribution to New York over 30 years. The six
14 to one public matching funds, large commitment to
15 voter education through the debate requirement
16 and widely respected voter guide. And high-level
17 transparency through the enormous data it
18 discloses on campaign contributions and spending.
19 In fact, it's a model for the state, that the
20 state -- if this is a state charter revision,
21 that we would be testifying to, to follow the New
22 York City version -- the New York City model.
23 All of these improvements were hard-fought and
24 hard-won. With extraordinary effort put into
25 analysis, studies, papers and hearings through

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1 the 88 commission process. And followed by 30
2 years of supportive case law. Any proposals to
3 replace the current structure of the campaign
4 finance program face a high bar. We're a strong
5 supporter of the current program and its matching
6 fund framework. And, of course, any law can be
7 improved. For example Council Member Ben Kalos
8 has made recommendations to increase the
9 percentage of public funds received by
10 candidates. NYPIRG suggests that the Commission
11 review and report on the impact that lowering
12 contribution limits would have on campaigns. And
13 should review these plans and others to make the
14 current City's campaign finance law even
15 stronger. Thank you for the opportunity to
16 speak.

17 MR. PERALES: Thank you.

18 MS. BLOOM: Good evening, Chair Perales and
19 distinguished members of the New York City
20 Charter Revision Commission. My name is Rachel
21 Bloom and I am the director of public policy and
22 programs at Citizens Union. We thank you for
23 holding this and other public hearings and giving
24 Citizens Union the opportunity to publicly share
25 our recommendations with you.

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1 We believe that this commission must not
2 simply revise but undertake some bold and broad
3 electoral reforms. This process and the
4 recommendations that come out of it must
5 strengthen the integrity of and transparency of
6 government institutions so that public confidence
7 is greater and New Yorkers are able to better
8 participate in governmental decision-making. My
9 testimony is far longer than my allotted time, so
10 I urge you to take a look at the longer
11 testimony, which we have submitted when we
12 checked in.

13 Our first recommendation is to institute
14 rank choice voting. Citizens Union urges the
15 Commission to consider instant-runoff voting for
16 New York City Elections. Instant-runoff voting
17 allows voters to rank their preferences for
18 candidates, rather than only voting for one
19 candidate. New York City election law provides
20 that unless a candidate running in a citywide
21 primary receives 40 percent of the vote, a runoff
22 election is required. This is held at great
23 expense to New Yorkers. In 2013 the runoff for
24 the public advocate race cost New Yorkers more
25 than 13 million dollars, which is greater than a

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1 four-year budget for the public advocate's
2 office.

3 In addition, in a city marked by terrible
4 chart voter turnout in even high profile
5 elections, run-off elections have abysmal voter
6 participation. Leading to a tiny percentage of
7 voters selecting citywide candidates. The voters
8 who vote in turn out -- the voters who turn out
9 in runoff elections tend to be older, richer and
10 whiter, and not representative of New York City
11 as a whole. Instant-runoff voting leads to more
12 diverse candidates by gender and race, where it
13 has been implemented. And this city -- this
14 diversity is greatly needed in the New York City
15 Council, where we have a mere 11 female council
16 members out of 51. It is not reflective at all
17 of the city it serves.

18 Now I'm just going to do a top-level listing
19 of our other recommendations. Our second
20 recommendation is to institute a top two
21 elections system. Making the first primary
22 election open to all eligible voters. Our third
23 recommendation is to increase ballot access by
24 reducing petitioning signature requirements.
25 This will make -- this will -- in the spirit of

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1 increasing opportunities to participate in
2 elections as a candidate. We want to make it
3 easier for people to become candidates and get on
4 the ballot. We want to see improved laws
5 regulating elected officials' non-profits. In
6 2016 Local Law 181 brought non-profits that are
7 affiliated with elected officials under certain
8 campaign finance regulations. But more needs to
9 be done. We believe we need to be enacting true
10 independent New York City council redistricting
11 so that we have an independent council drawing
12 districts at the city level. We believe we
13 should transfer lobbying reporting and
14 enforcement to the campaign finance Board so that
15 the people who have oversight and enforcement are
16 not people that the City Council can -- have
17 control over.

18 And finally, we urge you to protect the
19 strengths of the campaign finance Board.
20 Established in 1988, through a referendum by the
21 people of New York, the campaign finance Board
22 has revolutionized the way elections are run in
23 New York City, helped to bring about a much more
24 diverse range of candidates, and has served as a
25 model for campaign finance for cities nationwide.

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1 We urge the Commission to consider the myriad
2 strengths of the campaign finance Board when
3 recommending reforms.

4 Thank you very much.

5 MR. PERALES: Thank you.

6 MR. DEMELO: Good evening, Chair Perales and
7 members of the Charter Revision Commission. I
8 thank you for the opportunity to testify in front
9 of you this evening. And thanks for everybody
10 for coming out. This is very important, so it's
11 great to see you turn out.

12 My name is RJ DeMelo. I'm a New York City
13 resident of four years now. So thanks for
14 welcoming me in with open arms. And I'm a
15 volunteer member of Represent New York. We're a
16 nonpartisan anti-corruption organization. And
17 here we're focusing on campaign finance reform.
18 The thing is I'm actually not here to talk to you
19 about Represent New York, even myself. I'm
20 actually here on behalf of my parents and so many
21 countless other people just like them. For my
22 dad, an Army veteran that grew up in public
23 housing, the oldest of nine, with an absent
24 father, he made a life for himself despite only
25 obtaining his GED. For my mother, one of the

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1 hardest-working people I know. She's had at
2 least two jobs at a time, usually more than that,
3 since she turned 16 years old. Raising a family
4 of five, they made it work financially. But only
5 by just enough. And so my question is, why
6 should their voice matter less than anybody
7 else's? The fact of the matter is with our
8 fiscal situation over the years, there was just
9 no extra money lying around to donate tenant
10 candidate. The thing about New York City is that
11 yes, the system is better than many places. That
12 certainly does not mean we should settle for good
13 enough or just better than someplace else. Now,
14 the public matching system in the city allows for
15 people of similar circumstance to my parents have
16 a louder voice. Yet a candidate can only raise
17 up to 55 percent of their campaign funds from
18 public monies. Therefore, there is still a
19 reliance on large donations for many candidates.
20 Those large donations become a priority and they
21 have influence. Which leads me back to my
22 earlier question. Why should that person that
23 can afford to donate \$1,000 potentially have
24 their opinion matter more than that of my
25 hard-working parents? Now, there are many

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1 solutions, potentially, to this issue. Raising
2 the cap on publicly matched funds could be a
3 start. Doing so could allow candidates to focus
4 less on large donations to fill that 45 percent
5 gap now under the current system. And more on
6 the struggling mother of two in their district
7 that deserves just as much attention. So all
8 that I ask is you consider my parents and the
9 numerous others like them to ensure that their
10 voice is heard when contemplating campaign
11 finance reform. Everyone deserves a fair and
12 equal voice. And now given that opportunity of
13 raising someone's voice who is less fortunate can
14 help ensure that their opinions and needs do not
15 fade off into night, behind those who can afford
16 to raise their own.

17 Thank you very much for your time.

18 MR. PERALES: Thank you.

19 Kyle, you didn't get to introduce yourself?

20 MR. BRAGG: Thank you. Good evening. I'm
21 Kyle Bragg. I'm secretary treasurer of SEIU
22 32BJ. Thank you.

23 MR. PERALES: And Dale.

24 MR. HO: Good evening. Thank you everyone
25 for coming out tonight. My name is Dale Ho. And

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1 I am the director of the ACLU Voting Rights
2 Project.

3 MR. PERALES: I usually start the
4 questioning, but I won't today. I want to give
5 my fellow commissioners an opportunity to get the
6 ball rolling.

7 Who's got a question?

8 MS. ANGELO: Thank you all very much for
9 your testimony.

10 Ms. Bloom, can you -- first of all, I missed
11 your proposal between redistricting of council
12 districts and protecting the campaign finance
13 Board. What was that?

14 MS. BLOOM: Oh. I'm sorry. That was
15 transfer lobbying reporting and enforcement to
16 the campaign finance Board. Currently the city
17 clerk has responsibility for lobbying oversight
18 and enforcement. And when that position is held
19 by someone appointed by the city council, the
20 very entity in which the lobbying of elected
21 officials occur. We believe that a conflict of
22 interest arises.

23 MS. ANGELO: Now a second question.

24 Can you -- can you give a little more detail
25 on your second proposal on the primary system,

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1 where the first one is open and the second part
2 of the primary is not?

3 MS. BLOOM: You mean instant-runoff voting?

4 MS. ANGELO: Yeah -- no, no.

5 MS. BLOOM: Or you mean top two --

6 MS. ANGELO: Top two. Yeah.

7 MS. BLOOM: Top two election system is much
8 like Jeremy was talking about. Which is that
9 people can run and it makes the first primary
10 election open to all eligible voters, regardless
11 of their party status. So that every registered
12 voter can participate. In New York City, where
13 so many election decisions are decided in the
14 democratic party -- by the democratic primary,
15 1.3 million voters -- registered voters in New
16 York City are effectively cut out of. When, in
17 most cases, is the most determinative election in
18 a cycle.

19 MS. ANGELO: And so what's the top two?

20 MS. BLOOM: Top two is that everyone --
21 there's a primary, anyone can vote, regardless of
22 party. And the top two vote-getters run in the
23 general election. And those two people, whether
24 it's two members of the democratic party, two
25 members of the republican party.

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1 MS. ANGELO: Gotcha.

2 MS. BLOOM: The Rent Is Too Damn High and
3 the Working Families Party, whatever it may be.
4 And the -- you're allowed to -- you know, the way
5 it's set up, you can still -- you can have two
6 people from same party running. People have
7 party affiliations and you're able to have those
8 two parties listed when you vote.

9 Am I missing anything?

10 MR. SPEAKER: And as I mentioned in my
11 testimony, that's the norm in 80 percent of
12 American cities.

13 MS. ANGELO: Can I just ask one -- would
14 that not -- I'm sorry. But in a city that's
15 so -- that's predominantly democratic, could that
16 not result in never having a republican making it
17 in the top two? So that every general election
18 would have two democrats?

19 MR. SPEAKER: But the point is to make sure
20 that the election -- in a nonpartisan election,
21 the election is run in -- similar to general
22 elections is run by the City. It's not run --
23 it's not run on behalf of the parties. All
24 candidates are on the same ballot. And the top
25 vote-getters go on to the general election. So

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1 there might be some cases where, certainly in
2 particular elections an individual from a
3 particular party might not make the ballot. But
4 it also ensures that the candidates that have the
5 widest range of support in the community make it
6 onto the ballot. And it ensures that every
7 voter, regardless of their political party or
8 independent status, is allowed to participate.

9 MS. SEECHARRAN: So I wanted to ask a
10 question of the speaker from NYPIRG.

11 I'm sorry I didn't catch your full name.

12 You -- so you talked about campaign finance
13 reform. But do you have a specific -- I didn't
14 hear a specific recommendation.

15 MS. AHEARN: No. Besides, if there is going
16 to be robust changes to the current system, that
17 it be more than -- you know, that there be more
18 public process than these public hearings. That
19 there be robust conversation with groups that
20 have worked with us on this. And people in the
21 community beyond these slew of hearings in the
22 past few weeks.

23 MR. PERALES: I don't want to be -- well,
24 I'm playing the devil's advocate here.

25 You do know that that nonpartisan elections

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1 was put before the voters of the City of New
2 York?

3 MR. SPEAKER: Yep.

4 MS. SPEAKER: Mm-hmm.

5 MR. PERALES: You know that?

6 And you know the result?

7 MR. SPEAKER: Well, I -- yes. And I also
8 know that that happened before the revolution
9 election in 2016, when the vast majority of New
10 Yorkers stood up and said they wanted an open
11 primary, according to recent polling. So I
12 think --

13 MR. PERALES: I'm sorry. I'm listening.

14 MR. SPEAKER: I think the -- I think the
15 understanding has changed about nonpartisan
16 elections in the City. I think the number of
17 independent voters has risen dramatically since
18 that conversation. And I think the opportunity
19 to have that conversation again in the current
20 political climate is incredibly relevant.

21 MR. PERALES: For those of you in the
22 audience who don't understand.

23 Nonpartisan elections was put before the
24 voters by a prior charter commission. And it was
25 overwhelmingly rejected.

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1 So the argument being made here is that
2 people's opinions may have changed.

3 MR. SPEAKER: I believe they changed
4 dramatically. I think those hearings were prior
5 to 2016. I think the public attitudes towards
6 open primaries has changed dramatically. I think
7 the people deserve an opportunity, with all the
8 recent political developments that have happened,
9 to revisit this issue. And I really encourage
10 this commission to do that.

11 MS. SPEAKER: I would just add that, you
12 know, New York State has the longest timeframe
13 for when someone can change their party of any
14 state in the nation by far. You have to register
15 often the year before the primary that you want
16 to vote in in order to be able to participate.
17 Which many people discovered when they wanted to
18 vote in the presidential primary in 2016. And
19 they just could not participate. And so when we
20 talk about this -- this feeling, like there might
21 be a different vote outcome this time, a lot of
22 that stems from that. And, you know, the 100,000
23 plus people that were erroneously removed from
24 the rolls. And so, you know, as someone who has
25 been lobbying on this party request change in

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1 Albany, it -- you know, neither party really
2 wants to make that change. So we're trying to
3 make it more -- we're trying to make it so that
4 more people can participate in New York City.

5 MR. SPEAKER: Again, the numbers are pretty
6 stark. One million voters aren't -- can't
7 participate. I think that, by itself, deserves
8 an examination.

9 MS. CLARKE: I just wanted to ask a little
10 bit about voter registration and voter
11 participation.

12 In many communities, including my own, it
13 takes a lot of educating for people to even want
14 to register, never mind voting. If we're looking
15 at the City to make it more diversified, make
16 sure that everybody who has something at stake in
17 the City are able to vote, how would you do that?
18 Because the more things change, the more they
19 remain the same. And the aim of keeping things
20 the way they are, just twisting to somebody
21 else's thought and idea, sometimes sound good.
22 But when you put it on the ballot, it doesn't
23 work.

24 So tell me how would you ensure fairness
25 that every community in the City of New York

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1 would be educated enough to understand what all
2 these changes are about?

3 MR. SPEAKER: Well, I happen to put a lot of
4 trust in the voters. I think the voters
5 understand what it means to vote. I think part
6 of the reason that we need to revisit voting
7 rules in the City of New York is because we're
8 not just facing an issue where voters are not
9 participating because of simple administrative
10 hurdles. I think we're facing a serious
11 challenge to meaningful elections in this City.
12 I think many voters aren't voting because they
13 don't find those elections to be meaningful. Not
14 because -- simply because of administrative
15 access. So I believe that nonpartisan elections
16 would immediately enfranchise a million voters in
17 this City, but they would also produce a
18 political climate that is more robust, more
19 inclusive and would allow a much broader
20 conversation and a much broader candidates to
21 come to the floor. So I think this is a question
22 not just of inclusiveness, but a question of
23 changing the political climate in this City for
24 the voters for the good. And I think that's what
25 nonpartisan elections would begin to accomplish.

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1 MS. SPEAKER: I would just add that New York
2 doesn't have so much of a voter registration
3 problem, as we have a voter turnout problem. And
4 there are a myriad of reasons why our voter
5 turnout is low, from noncompetitive elections,
6 which perhaps the top two election system would
7 change. People not being able to vote in the
8 primary, which are determinative for so many
9 elections in this City. And, you know, there has
10 been so much effort at the state level to change
11 things that would make voting easier, to have
12 early voting, same-day registration. And there's
13 a lot of people working on that. I'm one of
14 them. But that's a whole -- you know, we've been
15 working on that for decades and we're still not
16 quite there. And so what we could -- whenever we
17 have to opportunity to in New York City, that can
18 make it, you know, a top two election system or
19 instant-runoff voting then -- you know,
20 instant-runoff voting allows so that people get
21 to feel like one of their candidates was chosen.
22 They'll feel like they have more of a say. Or
23 with top two elections, maybe there's an
24 opportunity for people in districts where, you
25 know, to have two people talking about the needs

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1 of their community, rather than someone who's
2 only going to get five percent of the vote.
3 Which is what happens in City council races. So
4 I think we have to look at what we can do in New
5 York City. Because our voter turnout is one of
6 the worst in country. And it's not a matter of
7 registration. It's a matter of turnout. And
8 what we can do at the city level, versus the
9 state.

10 MR. PERALES: Thank you. Thank you very
11 much.

12 Are there any other commissioners that have
13 questions? No? I think we'll move on.

14 And rest assured, this -- your testimony has
15 been very important. You're talking about the
16 things that we're concerned with. We're going to
17 be making some determinations.

18 So thank you again.

19 MS. SPEAKER: Thank you.

20 MR. PERALES: On the next panel -- yes. The
21 next panel. Susan Lerner, Common Cause New York.
22 Mariana Alexander, New Kings Democrats. Looks
23 like Amina Fofana, but it's not clear, from
24 Integrate New York City. And Paula Segal, The
25 Community Development Project.

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1 MS. LERNER: Hi. I'm Susan Lerner. I'm the
2 executive director of Common Cause New York. I
3 do have written testimony, which I'll leave
4 behind. But I want to summarize the highlights
5 of our suggestions of areas which we believe the
6 Commission should be looking into.

7 First we'd like the Commission to consider
8 institutionalizing participatory budgeting on a
9 much broader basis here in New York City. Common
10 Cause is one of the founding members of the
11 Participatory Budgeting Steering Committee. We
12 think it's been very successful at the county
13 level, but very limited. And we think that there
14 are models around the world for a much more
15 expansive participatory budgeting system which
16 should be considered here in New York. On
17 campaign finance, our preference is to get as
18 close to a full public financing system as we can
19 under the current US Supreme Court laws. While
20 the matching fund system is certainly of
21 long-standing and well admired in a model, it
22 certainly can be improved. And we are, I think,
23 very much aware of its limitations over the last
24 several election cycles, with scandals and
25 corruption problems. I think the impact of

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1 philanthropic and advocacy organization sponsored
2 by elected officials and those close to them are
3 an area which, as Citizens Union pointed out,
4 needs further expansion so that the goal of
5 lessening corruption would be more successfully
6 taken on. We also believe that -- we strongly
7 support lifting the cap on the matching fund
8 system so that, indeed, a person could run only
9 with small dollar matches. And we think that --
10 we're supportive of efforts to make compliance
11 with the City's campaign finance laws less
12 onerous. Right now it works to penalize the less
13 sophisticated candidates. And we think that
14 consideration should be given to designing a
15 system of sampling to be used in post-election
16 audits to substantially cut down on the time to
17 conclusion of those audits. For ethics
18 oversight, we suggest changing the manner in
19 which the conflicts of interest board is
20 appointed so that it is not solely appointed by
21 the mayor. There is a history of a deference to
22 executive waivers that we think is not fair to
23 the City as a whole. And we note the explosion
24 of consultants who claim that they are not
25 lobbyists provides a problem for which there has

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1 currently not been any regulatory solution. And
2 we think that that is an area for the Commission
3 to look at. On election reform, we're troubled
4 by the idea -- by the uncertainty as to how far
5 we can change the election system here in the
6 City, as opposed to at the state level. We are
7 strong supporters of rank-choice voting in New
8 York City because of the large number of
9 candidates who run on the primary. We are also
10 supportive of civic engagement efforts. And we
11 want to be sure that the City consolidates its
12 civic engagement efforts. And we don't have a
13 chief democracy officer, an Office of Civic
14 Engagement, and a voter administrator -- a voter
15 assistance administration commission, which is
16 duplicative. So we hope that there would be some
17 thought given to how to unify and strengthen the
18 City's civic engagement efforts. Of which there
19 are many ongoing, but uncoordinated.

20 Thank you.

21 MR. PERALES: Thank you.

22 MS. ALEXANDER: Good evening. My name is
23 Mariana Alexander. I'm the vice president of
24 policy for the New Kings Democrats, NKD. NKD is
25 a political reform club founded in 2008,

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1 committed to bringing transparency,
2 accountability and inclusionary democracy to the
3 Kings County Democratic Party and New York City
4 by extension. I'm excited to be here, as the
5 stated purpose of this Charter Revision
6 Commission aligns closely with the work we've
7 been doing for the last ten years.

8 I'm here to advocate for changes to the city
9 charter, to strengthen voting rights and reduce
10 the influence of money and special interests in
11 politics. NKD membership has formally adopted
12 the following policy platforms as to how these
13 ends can be achieved. To strengthen voting
14 rights, amendments to the Charter should be made
15 to simplify voter registration. Registration
16 should be automatic for all eligible voters and
17 available through any contact with the City. In
18 addition, voters should be informed when
19 registering that only voters who are registered
20 with a political party are allowed to participate
21 in that party's primary elections. Primaries are
22 often decisive in New York elections. Same-day
23 enrollment should be available for political
24 parties, assuming there was no prior registration
25 in a party. And voters should be allowed to

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1 correct registration errors at the polls. NKD
2 supports the expansion of enfranchisement to young
3 voters, non-citizens, and those with a criminal
4 record. Young voters form habits that last a
5 lifetime and are intellectually capable of making
6 informed voting decisions. Citizenship should
7 not be a barrier to political representation.
8 And all verified residents, including
9 non-citizens, should be allowed to vote. The
10 right to vote should not be provided -- should be
11 provided, regardless of criminal status.
12 Especially since laws that restrict voting access
13 based on criminal record status, overwhelmingly
14 affect people of color and the poor. NKD
15 supports full voting rights for those convicted
16 of a felony, those awaiting trial, and those
17 currently serving a sentence. Re-registration
18 should not be required. Lastly, we support
19 reforms to enable anyone to vote in a primary if
20 they were -- will be eligible by the time of the
21 general election.

22 In terms of reducing the influence of money
23 and special interests in politics, NKD advocates
24 that contribution limits should be dramatically
25 reduced and should limit contributions, including

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1 those from candidates themselves. Entities that
2 do business with the City should be subject to
3 lower contribution limits. And the City should
4 find a way to limit contributions to party funds,
5 also known as housekeeping accounts, which often
6 go to fund campaign activities. Lobbyists should
7 be subject to stricter disclosure requirements
8 and regulation. And any consultant performing a
9 role similar to a lobbyist should be subject to
10 the same rules. Campaign finance regulations
11 should be accessible and not a barrier to those
12 unfamiliar with the law. And there should be
13 robust resources available to candidates on the
14 procedural and legal requirements of running for
15 office. And these resources should be made
16 available in multiple languages. I realize that
17 some -- not -- some of these policy goals are not
18 within the jurisdiction of the city's charter.
19 However, I thought it would be useful to
20 delineate them here tonight.

21 Thank you for the opportunity to testify.

22 MR. PERALES: Thank you.

23 MS. FOFANA: Good afternoon. I hope you
24 guys had a lovely day. My name is Amina Fofana.
25 I'm a part of the youth led organization called

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1 Integrate NYC. We focus on integrating schools
2 in New York City and around the country because
3 we have a deeply segregated public school system.
4 We have a five-point platform which was generated
5 by youth of -- across the U.S. and also in New
6 York City, which consists of integration policies
7 that will ensure that everybody gets a fair and
8 just equitable education, no matter who you are
9 or the color of your skin. So I'm here to
10 testify on behalf of the Office of Civic
11 Engagement. Well, to -- for the implementation
12 of the Office of Civic Engagement. At Integrate
13 NYC we stand for real representation of young
14 people and in decision-making at local city and
15 state levels. I believe that we should have this
16 Office of Civic Engagement so youth can be able
17 to voice their opinions and have, you know, a
18 part in the decisions that are being made. The
19 essence of having the Office of Civic Engagement
20 would give youth opportunities to share their
21 experiences, opinions, on the decisions. And it
22 is important that we activists and community
23 organizers have a voice and are included --
24 included in the processes of positive
25 affirmations of our society. We also stand for

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1 real democracy where coalition of group -- groups
2 work together to make change. Having this office
3 would encourage and ensure that community,
4 including youth leaders, can be connected to one
5 another to better achieve the change we dream of.
6 We stand with the call for the Office of Civic
7 Engagement and expect to have meaningful student
8 representation.

9 MR. PERALES: Well, thank you very much.
10 Very good.

11 MS. SIEGEL: Hi. My name is Paula Siegel.
12 I am a senior staff attorney in the Equitable
13 Neighborhoods Practice of the Community
14 Development Project. I did bring copies of my
15 testimony and it's a bit of a list. I don't know
16 if you -- did you guys get them? No. Okay.
17 They're at the front somewhere. You'll need
18 them. So -- so we work with local coalitions to
19 foster responsible equitable development and help
20 make sure that people of color, immigrants and
21 other low-income residents who have built our
22 city are not pushed out in the name of progress.
23 We work together with our clients to ensure that
24 residents and historically under-resourced areas
25 have stable housing they can afford, places where

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1 they can connect and organize, jobs to make a
2 good living, and other opportunities that allow
3 people to thrive. We're extremely excited to
4 collaborate with this Commission on a thorough
5 review of the city charter, which is long overdue
6 in the land-use context, where we work.

7 We encourage the Commission to examine the
8 following areas closely. These are all portions
9 of the Charter, which is why you'll need the
10 list. And we're happy to provide more background
11 or expertise in any of them. I'm going to try to
12 hit as many as I can in the next two minutes.
13 But there is a list. It's bulleted.

14 The first set focuses on ensuring that more
15 land that's public land is subject to approval
16 through the City's existing uniform land-use
17 review procedure. At the moment the New York
18 City Housing Authority is either selling or
19 leasing parcels of land. And the city charter
20 does not require a public review of that process.
21 That's something that you can change. And you
22 can change immediately.

23 There are also certain areas that have been
24 described as blighted by planners of generations
25 past that are allowed -- in which public land is

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1 allowed to be disposed of to private developers
2 with no public review at all. The program has
3 the curious name of the Urban Development Action
4 Area Program. But what it means -- what it
5 really is is an exception to the uniform land-use
6 review procedure that we all have learned and
7 understand. That exception should be eliminated.
8 Because what it allows is a back door for the
9 disposition of public assets.

10 We're also looking for some improvements to
11 you ULURP itself. We're looking for unification
12 of the process of public land dispositions, a
13 limit on how long after a city council approval
14 ULURP -- of a land-use action, that action can
15 actually be done before a new approval is needed.
16 Right now that's infinity. And we're still
17 seeing this administration utilize approvals from
18 2004 and 2006, as though nothing has changed on
19 the ground. We're also looking for timelines and
20 transparency in the -- in what happens before
21 ULURP in the design of land use applications.
22 Some of our other recommendations target oversight
23 in disposition of public land and directing
24 public land to non-profits and community land
25 trusts instead of private developers, reforming

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1 the tax lien process to protect charity
2 properties, and to leverage vacant properties for
3 the preservation and creation of new affordable
4 housing -- I'm sorry. And the creation -- and
5 the enshrinement of a right to housing in the
6 city charter. Right now the city is subject to
7 state law, which provides a right to shelter, and
8 creates a shelter industrial complex. Where we
9 really need is a right to housing for all New
10 Yorkers. There's more. I gave you a list.

11 MR. PERALES: Thank you. Thank you very
12 much.

13 Does anybody have a question, any of the
14 commissioners?

15 MS. CLARKE: I really don't have a question.
16 I just want to commend the two young persons who
17 have come as next generation with their ideas.
18 And I think that we ought to -- we ought to take
19 their testimony very seriously. And I am
20 particularly concerned about education, Brown
21 versus Board of Education is a long time. And
22 I'm glad that you brought that up, and that we
23 should be able to look at that. Because our
24 schools should be a reflection in every classroom
25 of what the City looks like. And if I can commit

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1 myself -- if I can commit myself as an educator
2 to be a companion at that, I would love to do
3 that.

4 MS. GREENBERGER: I have a question for
5 Susan Lerner, actually, about the COIB
6 composition and a recommendation to change that.

7 What would be your recommendation?

8 MS. LERNER: It sounds that the
9 recommendation would be to have it be a mixed
10 application so that it is not solely the mayor
11 who appoints with approval of the council, but
12 that there would be an appointment by the council
13 and by the mayor so that you have more diversity.
14 And that no one appointing authority would have
15 the leading voice in the body.

16 MS. GREENBERGER: Okay. Thank you.

17 MS. ANGELO: Can you speak a little bit
18 further on the tax lien process and charities.

19 MS. SIEGEL: And charities? Yeah.

20 Absolutely.

21 So the New York State Constitution is very
22 clear. Charity properties are in tight -- I'm
23 sorry. Charities that own properties are
24 entitled to local property tax exemptions from
25 the moment that they acquire the property until

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1 they don't own it anymore. The term of art is
2 from the date of deed. In 2012, the Bloomberg
3 administration, which is still haunting us,
4 invented an annual renewal requirement for
5 charities to renew their property tax exemption.
6 Many of our charity properties are owned by
7 legacy organizations that have owned them since
8 the civil rights movement in the 1960s and didn't
9 get the memo that now they're supposed to go
10 online once a year, type in a password that they
11 got in the mail, and assure the Department of
12 Finance that the church is still a charity, or
13 that the community center is still running a
14 headstart program. Absent that annual renewal
15 requirement, the Department of Finance has been
16 removing the property tax exemption and then
17 starting to send bills, which then often don't --
18 though organizations don't open because they've
19 never gotten a tax bill before. Or they go to
20 somebody who's passed away because there's been
21 no reason for a charity organization to keep its
22 address up to date with the Department of
23 Finance, with whom they have no dealings. It
24 goes into arrears. And in the summer, as is
25 about to happen in about three weeks, the

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1 Department of Finance compiles the tax lien sale
2 book and includes those charity arrears in the
3 book. That's the -- that's the big overview.
4 There's a lot more detail.

5 MS. ANGELO: Do you know how many charities
6 have lost their tax-free status?

7 MS. SIEGEL: I would not put it that way.
8 Under the state law, they have the status. It
9 has gone nowhere. It's the City that's making an
10 error. And it's an administrative error that's
11 leading to liens being placed on properties that
12 are then purchased by a hedge fund backed trust
13 that then initiates collection action. I've
14 represented a few organizations in the
15 foreclosure proceedings that follow. As of this
16 morning, there were 120 organizations with water
17 debt and 176 heading to the 2018 tax lien sale.
18 The Department of Finance should be updating with
19 a ten-day list soon. This is not a small number.

20 MS. ANGELO: Okay. But the -- but the water
21 issue is a separate issue, the water bill issue?

22 MS. SIEGEL: The water bill issue is a
23 separate issue. But until the Bloomberg
24 administration -- the arrears were real, but it
25 was the City who would do the collection. Now it

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1 all gets bundled and sold to the tax lien trust.
2 Which then initiates collection, adds interests
3 and fees and starts foreclosure. And I can -- I
4 could introduce you to some clients of mine,
5 churches and community centers that we've gotten
6 out of that process. And it's hairy. Because
7 those foreclosure cases get decided on default.
8 Which means no one ever needs to appear.

9 MS. ANGELO: And is the charity liable for
10 the taxes or --

11 MS. SIEGEL: So I have -- we have -- despite
12 the process that I have just described, actually,
13 the City ends up owing these organizations money.
14 So if we can catch them before the foreclosure
15 happens and the auction happens, and then a
16 private investor ends up owning their church or
17 their community garden, they apply for a refund
18 and they get a check from DOF. I could show you
19 some lovely checks for, you know, \$30,000.
20 Numbers like this. Where the organizations have
21 come up with money to try to protect their
22 properties that they never owed. You can keep
23 asking. I got a lot -- I got stories.

24 MR. PERALES: I just noticed that we have
25 been joined by Angela Fernandez.

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1 Angela, introduce yourself.

2 MS. FERNANDEZ: Hello. Good evening. My
3 name is Angela Fernandez and I am the executive
4 director of the Northern Manhattan Coalition for
5 Immigrant Rights. And I am also mayoral designee
6 for the Civilian Compliment Review Board.

7 MR. PERALES: I have a brief straightforward
8 question to both Ms. Lerner and Ms. Alexander.

9 You both referenced campaign contribution
10 limits. Do you have a number in mind? Can you
11 help us.

12 MS. SPEAKER: Well, I think in any case we
13 shouldn't be looking at any campaign contribution
14 limits that are higher than the federal limit,
15 which is \$2,700. And I -- for the mayor, for
16 citywide offices. And I would hope that we would
17 have lower limits for council members.

18 MS. SPEAKER: I personal agree with --

19 MR. PERALES: You like that number?

20 MS. SPEAKER: Yeah.

21 MR. PERALES: All right. 2,700. I'll write
22 that down.

23 Anyone else have a comment, question?

24 With that, let me thank you all.

25 MS. SPEAKER: Thank you.

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1 MS. SPEAKER: Thank you so much.

2 MR. PERALES: The next panel, someone will
3 be representing Borough President Adams. I think
4 it's Stephan Ringle. From Fair Vote, Tim Hayes.
5 It looks like Stewart Bilberg or Belberg.

6 AUDIENCE MEMBER: Balberg.

7 MR. PERALES: And Christine Parker-Bay.
8 Who is going to start?

9 MS. PARKER: Okay. They said I can go
10 first, even though I'm in the middle.

11 Good evening everyone. And thank you for
12 taking the time out to revise the city charter,
13 which is really way overdue. So I'm really
14 excited to be here.

15 I agree with everything that everyone said
16 in the last panel. And I can go on and on. But
17 my biggest question would really be about the
18 civic engagement aspect. And let me introduce
19 myself. I'm Christine Parker. I ran for city
20 council, all-around community advocate. I've run
21 a museum. Mother of 2.2 children. And very well
22 committed to voter engagement here in Brooklyn
23 because I feel that there's a sense of
24 suppression around lack of knowledge. And I'm
25 not sure you can change that. But I do believe

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1 that in terms of civic engagement, that there
2 needs to be something around education. And if
3 we are going to have -- continue to have such
4 abysmal numbers in terms of voter turnout, we
5 actually do need a community democracy officer
6 that, to me, is not appointed by the mayor.
7 There are a number of folks here that I know who
8 are on the panel. And again, thank you for doing
9 this. My concern would be that we have more
10 civic engagement and that we do, in fact, have
11 someone who is -- or an area or an agency around
12 civic engagement, as well as also having that in
13 our public school system. Which is what I'm sure
14 you're not able to change. But I've got so many
15 questions, so much to say in a very little time.
16 So I'm just going to leave it there. But another
17 thing that concerns me is that with so much
18 mayoral influence, how objective will this body
19 be around the changes that are really necessary
20 not only around voting, but certainly around
21 land-use issues? Thank you.

22 MR. PERALES: Thank you.

23 MR. HAYES: Hello. My name is Tim Hayes.
24 I'm with an organization called Fair Vote. Thank
25 you very much for having me today. I'll try to

1 be very brief.

2 Fair Vote has been recognized as one of the
3 leaders in electoral reform nationally for more
4 than 25 years. And with that, I would like to
5 encourage everyone to take a close look and
6 consider rank-choice voting for the city of New
7 York. Some people refer to it as instant-runoff
8 voting. I think studies have shown that it can
9 save the City -- instant-runoffs can save the
10 City of New York as much as twenty million
11 dollars over a four-year election cycle. And it
12 has been proven around the country. Cities that
13 have adopted it, like Minneapolis, Memphis, the
14 State of Maine. They've shown that it makes
15 elections more civil, kinder, nicer. Because
16 people, if they can't be -- if candidates can't
17 be your first choice, they reach out beyond their
18 base because they want to be your second choice
19 or third choice. So it brings civility, it saves
20 money. And it -- it has more New Yorkers
21 involved because there's no need for a second
22 runoff election. Thank you.

23 MR. PERALES: Thank you.

24 MR. BALBERG: All right. Good evening. I'm
25 Stuart Balberg. As a matter of disclosure, I

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1 know Una Clarke, for many years when -- from when
2 I was on the school board. And I also recognize
3 Mr. Scissura, who was Marty Markowitz's -- he was
4 a school board member. And I wish I knew
5 Mr. Perales, because he's an inspiration.

6 I'm a republican district leader. I'm here
7 as a member of the Republican State Committee for
8 New York. We have 20 of us in Brooklyn. I found
9 the position of the district leader very
10 inspiring and very useful. For example, Letitia
11 James called me a switch-hitter because not only
12 do I involve myself with republicans, but I also
13 try to influence my friends and people in my
14 community. Which is one community. I try to
15 influence people regardless of what party they're
16 in. That influence in their party for the good.
17 And that involves a lot of time going over party
18 lines and what's now a divided populous. But
19 that's what you do. You don't need a government
20 to push it, to play around with it. Because
21 every time the government -- the more things
22 change -- like you said, the more things change,
23 the more they stay the same. The more the
24 government mixes in over here, the more things --
25 they -- the more they remain, there's more --

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1 it's like the government stifles the ability to
2 have free and open debate. And to call this open
3 primary is not only an oxymoron, but it's -- it's
4 Orwellian in the structure. It's like the Help
5 America To Vote Act, which makes it unfair
6 because you can't use the machine ballots, which
7 you can't cheat. New York resisted it because
8 you resist -- because New Yorkers resist things
9 when they're crooked. Not like we follow the
10 crowd and they don't do it. And the No Child
11 Left Behind Act was another one with poison
12 pills. And then to be bipartisan, the Patriot
13 Act also carries that same kind of a taste to it.
14 And basically the agenda going on today is that
15 you're allowed to speak local only if you're act
16 global. If you can't act global, they don't let
17 you speak local. Where does it stop? First they
18 got rid of the neighborhood action boards. Then
19 they got rid of the school boards. Which was the
20 only thing that let local people have a say in
21 the school. Then the next thing they got out of
22 the precinct councils, community boards, and
23 everything else. And just have a small group of
24 people globally that run this whole thing.
25 That's a pessimistic view on the voters. And

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1 what I wanted to say, when we had the charter --
2 to try to do the Charter Revision Commission --
3 not the Charter -- they tried to -- the
4 Constitutional Convention. I opposed it. Well,
5 every district leader that I knew, democrat and
6 republicans, opposed such a thing. And many of
7 the legislators opposed it. And for good reason.
8 Because the main item that would've ran through
9 was the so-called open primary. Everything else
10 would have been killed. And the open primary,
11 which would have had a white spray and -- a wide
12 spread. And Bloomberg would have ran this
13 through everybody's -- who everybody -- I
14 supported Bloomberg. Yeah. I supported Una
15 Clarke and -- but everybody would have -- they
16 would have got -- if Bloomberg would have gotten
17 rid of another thing, either the school board, he
18 would have gotten rid of the primary elections,
19 district leaders, board of Elections, bipartisan
20 Board of Elections and everything else.

21 MR. PERALES: Your time is up, sir.

22 MR. BALBERG: Yeah. Thank you.

23 And anyway, if you do put this thing in
24 there, I'm going to have no choice. If you open
25 it up, I'm going to vote for Cuomo. Because

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1 compared to that de Blasio, Cuomo is a saint.

2 Thank you. And that's not saying much.

3 MR. PERALES: Thank you.

4 MR. RINGLE: Hey. My name is Stephan
5 Ringle. I'm the communications director for
6 Borough President Eric Adams. Good evening,
7 members of the Charter Revision Commission.
8 Thank you for the opportunity to testify today on
9 issues of importance to be considered before the
10 Commission. And, of course, welcome to Brooklyn.

11 The borough president applauds this
12 commission for its focus on the need to revisit
13 and reform our campaign finance rules and laws,
14 as well as the way we conduct our elections. I'm
15 here on his behalf to highlight just two of the
16 many issues that he believes this Commission
17 should be considering.

18 Instant-runoff voting and the need for 100
19 percent publicly funded campaigns. Recently in
20 partnership with Fair Vote and his colleagues in
21 government, Borough President Adams called on
22 this Commission to implement instant-runoff
23 voting. He supports instant-runoff voting
24 because it enhances the voice of the people,
25 while saving taxpayers money. We have a golden

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1 opportunity to implement electoral reforms that
2 enhance engagement in our democracy.
3 Particularly in communities who have historically
4 faced under-representation. The system is
5 currently used in local elections at 11 cities
6 across the United States. New York City must
7 catch up to this trend as a way to enhance
8 democracy and protect taxpayer dollars.

9 Another way to protect our taxpayer dollars
10 is for this Commission to reform our current
11 public financing system. Which is often regarded
12 as one of the best public/private campaign
13 finance (inaudible) in the country. While this
14 may be true, it certainly does not mean that it
15 has been a truly effective enough system to
16 eliminate the barriers to entry for those
17 interested in serving their fellow New Yorkers in
18 elected office. In his 1907 State of the Union
19 address, President Theodore Roosevelt called for
20 a federal public financing system. In one
21 paragraph he touched on the role of corporations
22 in elections, the presence of corruption, limits
23 on contributions, the time politicians must spend
24 soliciting money, and the role that public
25 financing could have in helping to alleviate

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1 those challenges. It took over 60 years for a
2 federal public financing regime to be put into
3 place. And that system is all but useless today
4 because 100 million dollars is not enough to run
5 a viable presidential campaign in the era of
6 citizens united. New York City's public
7 financing system still injects too much private
8 money into our politics and shuts out the voices
9 of those who have the least among us. Citywide
10 candidates are much less likely to go door to
11 door in East New York, one of the poorest census
12 tracts in the United States, looking for
13 donations and connecting with residents than they
14 are to be in five-star restaurants on the Upper
15 East Side. Imagine if residents at Gowanus
16 Houses had as equal an opportunity to bend the
17 ear of candidates as those living in Gramercy
18 Park. Do we really think NYCHA would still have
19 a heating crisis? This charter revision must
20 take a fresh look at our public financing system
21 and see where we can learn from other cities that
22 either have fully taken out or severely limited
23 the role of private donations in public
24 fundraising. For example, in November 2015
25 voters in Seattle, Washington passed the citizens

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1 led initiative known as Honest Election Seattle.
2 Which enacted several campaign finance reform
3 that changed the ways campaigns are typically
4 financed for Seattle municipal candidates. In
5 Arizona, Connecticut, Hawaii, Maine, and
6 Minnesota full public funding systems attempt to
7 remove money from the system as determining
8 defend factor in elections for governor,
9 lieutenant governor, and state legislative
10 offices. I have a full testimony to this effect
11 on behalf of the borough president that I urge
12 the Commission to consider on his behalf.

13 MR. PERALES: Thank you. Thank you very
14 much. Don't leave. Don't leave. Again, I will
15 play the devil's advocate, because we often hear
16 comments about public financing and whether or
17 not we can have a totally financed election.

18 My question would be, do you mean anybody
19 could raise their hand and say, I want to run for
20 mayor, and the taxpayers would pay for the
21 campaign?

22 MR. RINGLE: One of the proposals that the
23 borough president is particular fond of is the
24 second one that I had just briefly mentioned, the
25 full public funding system. It does require a

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1 candidate for office, whether state or local, to
2 collect a certain number of small donations.
3 After requiring a minimum of this -- and again,
4 this is utilized in states such Arizona,
5 Connecticut, Hawaii --

6 MR. PERALES: No one has 100 percent public
7 financing.

8 MR. RINGLE: It gets us closer to that goal.
9 And I think with the existing -- as the
10 representative from Common Cause had said, there
11 are currently limitations on the federal system
12 that prevent us from getting all of the way
13 there. But there are systems that we can put in
14 place that get us closer to that 100 percent and
15 get us closer to that goal of getting candidates
16 in communities where voters that have typically
17 not had a voice due to fundraising challenges,
18 can have a hand.

19 MR. PERALES: Who else has got a question?

20 MS. CLARKE: I just wanted to make a
21 comment. One of the witnesses talked about the
22 mayor appointing -- nobody ever considered me a
23 rubber stamp for anything. And I think that each
24 of us here as commissioners who have come not
25 only as volunteers, but we've come because we

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1 have the interest of our city at heart. And so I
2 just want -- I just want the witnesses to know
3 that, although we are appointed by the mayor,
4 each of us is an independent agent, if you want
5 to say more than that. Those who know me in this
6 room as an elected official, they know that
7 nobody can buy me. I came poor, I stay poor, and
8 I'm proud.

9 MR. PERALES: Thank you.

10 MS. PARKER: Well, I didn't mean it in that
11 way. What I was -- what I was saying is that --
12 because I know -- and you've done amazing work in
13 the community -- is that you also sit on the
14 commission where there is going to be an overview
15 of the electoral process. You also have a
16 daughter who's running in a congressional race
17 and that would -- in terms of conflict of
18 interest, I would look at that. I know that you
19 are your own person. But I also do know that you
20 are a proud mother and an avid supporter of
21 someone who is running for office.

22 MR. BRAGG: So If you don't mind, I will
23 just jump in.

24 I was actually -- Commission Clarke has
25 taken a lot of my thunder because that's what I

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1 wanted to speak to. Is that, we are a volunteer
2 commission. And every one of these
3 commissioners, these honorable commissioners, are
4 here to serve the interest of the residents of
5 these neighborhoods and communities in this great
6 city. That's who influence us and how we move
7 the charge of this Commission, is what the
8 residents of this great city needs to happen to
9 have government -- better government interaction,
10 better interaction with the bureaucracy of this
11 city and to make this city more inclusive city
12 for everyone. So that's what influences us. Not
13 any particular political entity or person.

14 MR. BRAGG: And then, I wanted to ask you a
15 question. I was a little confused.

16 What is a .2 child?

17 MS. PARKER: 2.2.

18 MR. BRAGG: I just didn't know what that
19 was. Thank you.

20 MS. PARKER: Neither one of my children
21 really believe that they're just one individual.

22 MR. BRAGG: Okay. All right. Thank you.
23 Thank you.

24 MS. PARKER: Thank you.

25 MR. PERALES: Let me thank the panel. Thank

1 you very much.

2 MR. RINGLE: Thank you.

3 MR. PERALES: We will extend the courtesy to
4 an elected official. We have been joined by
5 Councilman Brad Lander.

6 I'd like him to come forward and present
7 testimony.

8 MR. LANDER: Thank you. And I have copies
9 of the written testimony, so I can give it if you
10 don't mind. Thank you.

11 MR. PERALES: But I will keep you to three
12 minutes.

13 MR. LANDER: Chair Perales, thank you.
14 Thank you very much for the opportunity to
15 testify. It's wonderful to see such a good
16 turnout here. And thanks very much to all the
17 members of this Commission for your service. And
18 I have testimony that is longer than three
19 minutes, so I will not read it. But you will
20 each -- you will each get a copy.

21 First I want to thank you for your service.
22 Obviously, this is a really critical moment.
23 There are a lot of reasons to be anxious about
24 our democracy. In Washington DC, it's at risk
25 from corruption at the very highest levels. In

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1 Albany, the LLC loophole and a range of other
2 things give voters just a challenge, feeling
3 confident their government works for them. And
4 even here in New York City, we have some real
5 challenges when only 15 percent of people came
6 out to vote in the primary election that decided
7 who the elected officials would be that would
8 govern. So you've got some real big challenges.
9 And I'm glad you're listening and I hope you take
10 some bold efforts to really do something
11 significant about them. There are some real
12 signs of encouragement, as well.

13 I have never seen more young people engaged
14 in our democracy. I was out in Washington Square
15 Park with thousands of them recently. And at
16 their walkouts, on issues from gun control, to
17 police reform, to school integration. They are
18 engaged deeply, asking to be more involved in
19 shaping what happens in our city. And this is a
20 really good moment to confront those challenges
21 and try to build on that set of opportunities.

22 I'll also note that just a couple of weeks
23 ago -- we haven't announced the total numbers
24 yet, but tens of thousands of people came out to
25 vote in participatory budgeting. In my district

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1 they voted to fund new iPads for kids with
2 autism, and self-defense classes for Muslim
3 women, and a new media lab in a women's shelter,
4 and a study of endangered bats in Prospect Park.
5 So people are -- they want to be engaged. They
6 want to have a hand in shaping the real critical
7 decisions of our time. And when we do engage
8 them, it's possible, even at this moment of such
9 serious tribalism and division, for people to
10 show up with their best selves, work together
11 across lines of difference, and try to solve
12 problems together and really improve this common
13 trust we have in this city. So it's an important
14 opportunity.

15 I'm going to just speak briefly about three
16 issues. But I think you're hearing about a whole
17 range, and I'm looking forward to seeing what
18 you -- what you come up with.

19 The first I know you've heard a lot about.
20 And that is indeed getting big money even further
21 out of our politics. Our campaign finance system
22 is strong, but it is not strong enough. \$5,100
23 contributions get noticed more. Surprise. I
24 think everybody knows it. And so reducing that
25 contribution limit -- I don't know. Cut it in

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1 half. At least down below the federal limit. It
2 will help further push out moneyed interests
3 folks who are more likely to show up wanting
4 something. Obviously, if you do that, you have
5 to both increase and extend public matching
6 funds. And I think both are important. And I
7 want to make a case for this. You know, whether
8 that's going to a match of ten to one on 175, or
9 going back to matching up to 250. You're going
10 to have to find some formula. Eight to one, ten
11 to one on one of those. But extending is
12 actually even more important. And I want to talk
13 about that for just one minute.

14 Right now a candidate can only receive up to
15 55 percent of the total of their spending limit
16 in public matching funds. So when you've done
17 the raising of small dollar contributions that
18 trigger that 55 percent, after that your
19 incentives are to raise in the largest amounts
20 you can. That's just the reality. Elected
21 officials are rational, they're going to take the
22 incentives. And so when you reach the limit of
23 your public matching funds, your incentive is to
24 go raise in larger dollar amounts. You could
25 change that. If you just made it possible for

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1 people to keep getting matching funds up to their
2 spending limit, then every time they have to
3 decide what additional contribution to go seek,
4 instead of thinking it'd be easier for me to go
5 get it at 5,100, or 2,950, or 2,750, or 2,500,
6 wherever you leave it, they could think, I could
7 get that next contribution matched and I could go
8 seek to do a party of people that could give me
9 25 or 50 or a hundred dollars. There's no reason
10 to have an arbitrary limit. And wherever you
11 leave it, it means when you get to the end of it,
12 people are still going to have the incentive to
13 raise big dollar.

14 Another possible advantage of extending the
15 match so that you could continue to receive it up
16 to your spending limit is that, in those cases
17 where the spending limit gets increased because a
18 candidate is facing a wealthy independent spender
19 or someone who isn't participating in the system,
20 or a big independent expenditure against them and
21 their limit gets increased, it might be that
22 allowing them to keep receiving matching funds,
23 if you could always just receive them up to the
24 applicable -- applicable campaign finance limit,
25 would survive a challenge to the Arizona Federal

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1 Elections case and strengthen our city by
2 enabling candidates to participate in matching
3 funds, even when they're competing against a
4 wealthy outside spender. I don't want to dig too
5 down into the legal wormholes. You've got some
6 experts in your Commission. But both increasing
7 and extending the match could really make a big
8 difference in getting big money out of politics
9 if you also decrease the contribution limit. So
10 I think that's a valuable thing to do. I know
11 you've heard a lot about instant-runoff voting,
12 so I'm not going to go too much into it. I have
13 some more information in my testimony. But it
14 really does just seem like a win-win-win. We
15 save money, we stop having these runoffs, which
16 are the lowest turnout elections, two weeks
17 later. They're difficult to administer. We get
18 candidates who would have incentives to campaign
19 in every community and not write off communities
20 where they think one candidate is likely to get
21 most of the votes. It would increase
22 participation. It would save money. All the
23 evidence says people become able to do it quite
24 quickly. We spoke to some folks in Minneapolis,
25 where they shifted to instant-runoff for --

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1 MR. PERALES: Who is "we?"

2 MR. LANDER: My office. My policy director
3 and some folks that we're working with.

4 And they said that the transition was
5 smooth. We have some data in here about how
6 well -- you know, very high percentages of people
7 may be able to cite this statistic because I
8 found it fairly significant. You know, in the
9 first election after they -- they implemented
10 instant-runoff voting, a 31 percent increase in
11 voter turnout. 92 percent of voters found
12 instant-runoff voting easy to use, including 86
13 percent of voters 65 and older. 93 percent of
14 voters felt candidates spent more time on issues
15 than criticizing opponents. We have the same
16 voting technology, the same machines as they have
17 in Minneapolis. So the system they have there,
18 the software already exists to implement it here.
19 There's plenty of time. But especially if you
20 put it on the ballot this year. If we miss this
21 opportunity, we're going to be later in the
22 election cycle and the odds of getting it ready
23 by 2021 are slimmer. I'd urge you -- so I should
24 have mentioned. I'm the sponsor of the bill in
25 the City Council to bring rank choice voting or

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1 instant-runoff voting to New York City. But it
2 requires a referendum. And your ballot proposals
3 would bump anything else that would go on the
4 ballot this year. So the only way it gets on the
5 ballot early in the cycle is if you guys put it
6 there. So I promise not to move my legislation
7 if you guys will take it seriously, hold a
8 drill-down session, a meeting of experts where
9 you could really take a good hard look at it, and
10 consider developing a ballot proposal for the
11 election in November.

12 The final issue that I want to talk about
13 goes a little bit bigger. Because while you're
14 looking at campaign finance and elections, I also
15 think there's so many other forms of civic
16 participation and we want to do more to lift them
17 up. You've got some folks who have great
18 expertise on your panel in civic participation of
19 young people, of workers, of a whole range of
20 folks. We've -- I've proposed the creation of a
21 New York City Office of Civic Engagement that
22 would build from NYC Votes and the mayor's idea
23 of a chief democracy officer. But really reach
24 out in much bigger and broader ways to offer new
25 forms of service. Let's give many more people

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1 the opportunity for one year of a position in
2 civic engagement, where they could get ready to
3 go to school and reach out. Let's do a lot more
4 to kind of train and develop community board
5 members and really lift them up. Let's expand
6 participatory budgeting. I support the proposals
7 that are to be made to take some chunk of dollars
8 and make that happen. It's incredible when you
9 see people start to develop proposals themselves,
10 come up with ideas, reach out to their neighbors.
11 We could put all of that together in an
12 independent nonpartisan commission, modeled on
13 the campaign finance Board, or the Voter
14 Assistance Commission that would represent a
15 diverse set of stakeholders. So it wouldn't just
16 be any individual elected official's point of
17 view, but really include a broader set of outside
18 stakeholders, as well. Civic engagement isn't
19 just a thing of government. It's out in our
20 communities, in our neighborhoods, in our
21 nonprofit organizations, our youth organizations,
22 our unions. We could use this moment to really
23 lift up and elevate that work in a way that
24 builds on what has been suggested so far, but
25 could truly empower people to engage in shaping

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1 their communities. Which is really what
2 democracy is supposed to be about, so.

3 MR. PERALES: Thank you very, very much.

4 MR. LANDER: Thank you very much.

5 MR. PERALES: I'm hoping that you've got
6 enough meat in what you're distributing about the
7 New York City Office of Civic Engagement so it
8 will help as we think about that issue. So I'm
9 asking your help, if you've got real specifics
10 that we might include in our referendum, it will
11 be very, very helpful.

12 MR. LANDER: That's great.

13 So in addition to my testimony, we have a
14 little handout on the New York City Office of
15 Civic Engagement.

16 MR. PERALES: I think that's -- we have it.

17 MR. LANDER: And we did one meeting with
18 about 25 stakeholders from different
19 organizations throughout the City on this -- this
20 idea a few months ago. And I know if that's
21 another area you would like to -- to drill down
22 and explore furtherer, that there's some real --
23 the experts in this work are the ones toiling
24 away in our neighborhoods and our communities and
25 our workplaces. And they have a lot of great

1 ideas for what that would look like.

2 MR. PERALES: I agree.

3 Now, let me ask you something. I'll use the
4 prerogative of the Chair to ask you a question of
5 which you had no notice, but it's of interest to
6 us.

7 We've heard people talk about the creation
8 of an independent redistricting commission. The
9 current system is not as independent as it might
10 be.

11 As a member of the council, as an elected
12 official, what do you think about these people
13 over which you would have absolutely no control
14 drawing the lines in your district?

15 MR. LANDER: Well, if you're asking me as an
16 individual, would I like to draw the lines of my
17 own district? Of course. Any elected official
18 would love to. If you're asking me is it good
19 for democracy when elected officials get to draw
20 their own districts? Of course it's not a good
21 idea. So I, you know -- there's the challenges
22 that you're familiar with with figuring out who
23 appoints the independent commission, how the
24 process works. But yes, broadly speaking, at the
25 state level and the city level, I think it is

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1 better to have a truly independent body draw the
2 lines as objectively as possible and not place it
3 in the hand of the people who represent those
4 districts.

5 MR. PERALES: So you would welcome our
6 looking into a way of creating an independent
7 commission?

8 MR. LANDER: I think it would be the right
9 thing to do.

10 MR. PERALES: I would like to ask the other
11 commissioners if they've got their questions.

12 MS. WEISER: This is just a follow-up
13 question on the Office of Civic Engagement, which
14 might be in the testimony which I just received,
15 so I haven't read.

16 I couldn't tell if you were recommending
17 that it be merged with the Voter Assistance
18 Advisory Commission and sort of that function be
19 contained in one single entity, or whether there
20 be two different bodies with slightly different
21 but maybe overlapping missions, so.

22 MR. LANDER: I think it would be a good idea
23 to merge it with the Voter Assistance Advisory
24 Commission. Whether it makes sense to leave it
25 under the CFB I think a harder question. The CFB

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1 Board, they have a very particular regulatory job
2 to do and they take it very seriously. This goal
3 of sort of sparking participation, it's related.
4 So I think there's some -- you know, some
5 questions to ask here, I guess. I think probably
6 voter engagement and broader forms of civic
7 participation do make sense to link together.

8 MS. WEISER: Thank you. That answers my
9 question.

10 MR. SCISSURA: Hello, Councilman. How are
11 you?

12 So I have a quick question.

13 Obviously, the idea of the instant-runoff is
14 something that intrigues me a lot. As someone
15 who has worked on runoff campaigns, I know how
16 almost impossible it is. But we've also heard
17 testimony from some other people at various
18 hearings about, you know, we'll call it
19 nonpartisan elections. They call it other things
20 now, but that's at its core what it is.

21 If -- as we start looking at expert
22 testimony, how do you feel about combining the
23 two, of a two-tier and an instant-runoff all as
24 one? I'm just curious to get your thoughts on
25 that.

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1 MR. LANDER: So I continue to support having
2 a party primary and then a general election. I
3 think the parties continue to serve a valuable
4 function in communicating to voters that there's,
5 you know, a abroad set of shared values, that
6 it's a good function for getting people to be
7 able to move and think about issues in a way, as
8 opposed to just individual candidates. I think
9 when you go down to individual candidates, it's
10 much harder for voters to like really understand,
11 you know, what people's positions are, who they
12 are. Obviously, individuals look to distinguish
13 themselves with in-party primaries. But I think
14 they really serve a valuable role. And I
15 think -- I certainly understand why people think,
16 oh, the parties this or that. But I think they
17 serve a valuable function. Not just in defining
18 for voters who candidates are, but creating a
19 system through which people try to build a shared
20 sense of politics. A little more like a team
21 than -- I guess I prefer team sports to
22 individual sports as maybe one way to think about
23 is. So I think here the proposal would be -- and
24 I guess in the legislation that I propose, you do
25 instant-runoff voting in the primaries for the

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1 three city-wide offices, where you have to get
2 that 40 percent so you wouldn't to have the
3 runoffs. That's where you save -- save money. I
4 would propose doing them also in the special
5 elections that we have for council or other
6 offices. Those are nonpartisan already. And I
7 would leave them that way. But there's only one
8 cycle. And in those elections, you really have a
9 risk that someone could win, you know, if you've
10 got seven, eight, nine candidates with just like
11 17, 18 percent of the vote. And instant-runoff
12 makes it that you'd know you had someone who
13 really had majoritarian support.

14 MS. CLARKE: I did want to ask a question
15 about the participatory budget and how would that
16 work if we were to consider it as a broad stroke.
17 How would it work?

18 MR. LANDER: It's a great question. I think
19 though -- so I saw some folks in the audience
20 from the Participatory Budgeting Project who have
21 done this all around the country. And indeed,
22 participatory budgeting exists all around the
23 world. The way we do it right now, it's just in
24 the hands of an individual city council member.
25 And if they wish to take a piece of the capital

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1 money -- or in my district we even put a little
2 piece of expense funding up. But in places where
3 it's citywide, a modest percentage of the city's
4 capital budget is set aside. You know, it's --
5 we've got a big capital budget. It even could be
6 a small percentage. And then you -- you have to
7 choose. You could do it still organized by
8 council district, or by community board, or by
9 borough. And people get to participate to
10 suggest project ideas. And then you have an
11 election. Then it's for everyone in the city to
12 be able to participate on which of the projects
13 that they would like to see their capital dollars
14 go for. Now, you would not want to do this with
15 all the money because there are plenty of kinds
16 of infrastructure, like keeping our water supply
17 clean that -- that wouldn't get chosen. But
18 you'd be amazed when you open this idea up what
19 kinds of creativity -- and I've seen a real
20 balance between people saying very practical
21 projects. The winning projects in my district
22 the first two years were decrepit school
23 bathrooms. Which was not especially creative,
24 but people were like, "These bathrooms. We
25 should have already fixed them up." And

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1 participatory budgeting served as like a ringing
2 of a bell to say, this is an issue that's not
3 getting enough attention from our government and
4 we ought to do something about it. In year
5 three, folks said, "We're tired of funding school
6 bathrooms." And we organized a big campaign that
7 got the Department of Education to put a hundred
8 million dollars into fixing up decrepit school
9 bathrooms all around the city. But sometimes
10 people do really creative projects. Like if you
11 get a chance to check out the Park Slope library
12 children's reading garden, it was a piece of
13 grass most people never even noticed was there.
14 But because the Library Friends Group felt
15 empowered to propose an idea, they created this
16 magnificent new public space that only cost in
17 that case about 250,000 dollars. It was a fairly
18 modest project by capital standards. And it's
19 full of kids, you know, reading and playing every
20 day. So just that little bit of capital dollars
21 spread citywide, with an opportunity for people
22 to engage, it's so tangible. Democracy sometimes
23 is about these candidates or values. Like
24 "what's a project in my neighborhood that's
25 needed" is a great way for people to get

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1 involved. And because you just see directly,
2 like the projects that got the most votes get the
3 funding, I find it really helps restore people's
4 faith in a democratic practice because of how --
5 how concrete it is.

6 MS. CLARKE: Thank you. Thank you.

7 MR. PERALES: We got a question.

8 MS. SEECHARRAN: So -- good evening. Thank
9 you for your testimony.

10 So just to be clear, are you suggesting that
11 all council members be required -- or are you
12 suggesting that the amount that council members
13 are given --

14 MR. LANDER: I think what we could do as a
15 matter of, you know, a ballot proposal would be
16 to do it citywide, as a citywide function that
17 wouldn't necessarily run through the council
18 members. You might still use council districts
19 as the geography, although you could also use
20 community boards, and some projects might be
21 borough wide. But if we took a little percent of
22 the capital budget -- I haven't done the math, so
23 I don't know what -- you know, what it would be.
24 But if you took -- if we said we're going to take
25 a little percentage of our capital budget and run

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1 a participatory budgeting, I think then you'd
2 want it run by the -- by the executive probably,
3 by the city government. I mean, I'd love to have
4 the council participate in some way. But if you
5 want to run it evenly across the entire city,
6 you'd pick a geography and you'd let people work
7 in that geography to come up with -- with ballot
8 proposals. So this is another way where we'd be
9 really happy to drill down and go into deeper.
10 If you're serious about the possibility of a
11 ballot proposal here, we could certainly bring
12 some -- some of our experience. We're near -- we
13 just finished year seven. So we've -- we've gone
14 quite a few rounds. And there's some real
15 expertise in the city.

16 MR. PERALES: Mr. Councilman, I want to
17 thank you for taking the time.

18 MR. LANDER: I thank you for giving me this
19 much time. And I -- I really -- this is -- I
20 mean, I guess you probably -- you guys probably
21 did introductions. Obviously, we've got a
22 wonderful turnout of people who cared enough
23 about their democracy to come out. I have the
24 good fortune of knowing a lot of these volunteer
25 Charter Review Commission commissioners. And it

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1 really is like an all-star set of people who care
2 about strengthening our democracy and our
3 participation. So I really, Mr. Chair and to the
4 whole Commission, want to appreciate the work
5 that you guys do.

6 MR. PERALES: Thank you.

7 The next panel, Juan Restrepo, Hector
8 Robertson, Fred Baptiste, and Brian Solomon
9 Huertas.

10 Can I have your -- I'm just trying to figure
11 out who is not here.

12 What's that?

13 AUDIENCE MEMBER: Hector Robinson.

14 MR. PERALES: He's not here. All right.
15 Okay.

16 Whenever one of you is ready to start.

17 MR. RESTREPO: I was called first, so I'll
18 go first. Good evening, Commissioners, and thank
19 you for the inflection on my name. Thank you for
20 hosting me and everyone else speaking
21 passionately tonight. My name is Juan Restrepo.
22 I am a New York City native, born and raised in
23 Astoria, Queens. I come to you today to discuss
24 implementing term limits for community board
25 members in our city charter and why this is

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1 important to the democratic health of our
2 neighborhoods.

3 I work as a community organizer for
4 Transportation Alternatives. We are a New York
5 City based nonprofit organization. But I am
6 representing just myself in my experiences. My
7 work is exclusive to the borough of Queens and I
8 organize street safety advocates to make their
9 streets safer. Through my work, I attend
10 community board meetings regularly. Many of the
11 projects I work on go through a community board
12 system at some stage or another. Usually when
13 they are presented by the Department of
14 Transportation for suggestions, or approval, or
15 rejection from the board. Community boards are
16 an improvement to the times of Robert Moses
17 because they have diversified policy
18 conversations --

19 AUDIENCE MEMBER: Boo.

20 MR. RESTREPO: You clapped before. Let me
21 finish. Let me finish.

22 -- and community's bigger role in approving
23 city policy. But there is a darker side to the
24 system. Community boards are their own political
25 entity. Without term limits, their ability to

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1 represent constituents goes down.

2 Community board reform. Community board
3 members are some of the most civically engaged
4 neighbors and deserve a lot of respect for the
5 time they give their community. But there have
6 been clear examples in the history of the system
7 where members overstayed their position as a
8 representative of the community. Here's an
9 example. I am all too familiar of Ann Pfoser
10 Darby served on Queens Community Board 4 for 30
11 years. In that time, she was a part of a
12 generational shift that saw Corona shift from
13 being primarily white to 90 percent Latino and
14 Asian. As the neighborhood changed, membership
15 on the community board continues to not reflect
16 those demographics. And as a member of community
17 board, Pfoser's transportation committee resisted
18 safety improvements to 111th Street, which is
19 adjacent to Flushing Meadows-Corona Park. And
20 was only one of three members on this
21 subcommittee. Her stance on the proposal, as
22 quoted by the New York Times, was -- and this
23 relates to the bike lanes that were part of the
24 proposal. "The bike lanes in the proposal are
25 made specifically for the people who come into

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1 the country illegally." She also -- she also
2 surmised in that article that "discussions about
3 the safety proposal were not necessary because
4 those who came into the country illegally would
5 be removed by ICE and nobody would use the lanes
6 afterwards."

7 AUDIENCE MEMBER: Boo.

8 AUDIENCE MEMBER: KKK go away.

9 MR. RESTREPO: These comments from Ann
10 Pfooser Darby did not represent her community.
11 But they were the expressed opinion of a member
12 of that community board. The distinction is
13 important because our city makes many of its
14 policy decisions off the recommendations of a
15 community board. And is only one of many
16 long-standing board members in our system who has
17 represented their board for too long and lost
18 grasp of what the community needs. Community
19 board term limits would provide equity and
20 fairness of representation at the neighborhood
21 level. Many community boards at this moment are
22 represented by white older home and car owning
23 residents, both at the leadership and membership
24 level. So --

25 MR. PERALES: You've run out of time,

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1 Mr. Restrepo.

2 MR. RESTREPO: -- when -- there are a few
3 exceptions. When this happens, we're losing the
4 perspectives and needs of our most vulnerable
5 residents in the policy-making process, other
6 races, people rent and transit riders. Without
7 term limits, there is no means for debt -- for
8 leadership and membership to naturally turn over.
9 A healthy democratic process needs that.

10 MR. PERALES: Thank you very much.

11 MR. RESTREPO: Thank you.

12 MR. HUERTAS: Hello, Commissioners. My name
13 is Brian Solomon Huertas. I grew up in Flushing,
14 Queens, but I've been a Brooklyn resident for
15 about four or five years now. I have a new young
16 daughter that is growing up in the neighborhood.
17 I'm going to say things that might be a little
18 bit radical. Just bear with me.

19 Making the city more democratic, a way to do
20 that is nonpartisan municipal elections. Voting
21 rights are civil rights. And keeping a large
22 amount of voters from meaningfully participating
23 is infringing on their civil rights. As an
24 independent, my vote doesn't mean much in New
25 York City. I'm excluded from voting in

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1 primaries, even though they're paid for with my
2 public tax dollars. Well, a portion is mine.
3 Those primaries, especially the democratic party
4 primary, are the decision-making elections in
5 this city. And yet turnout has been alarmingly
6 low and it's getting worse, as you know. Keeping
7 more than a million voters out of elections they
8 are paying for leaves them with no meaningful way
9 to exercise the levers of influence that elected
10 officials respond to. When only ten percent of
11 voters are effectively picking our elected
12 officials, the elected officials only have to
13 talk to ten percent of the voters. So I've been
14 a political activist and organizer since I was
15 19. I vote every year and have worked on the
16 streets to engage New Yorkers in conversation
17 around issues of civic participation. I'm an
18 idealist, someone who believes we should never
19 stop striving for a more perfect union. And I'm
20 actually optimistic that we can do that through
21 intelligent public policy and rigorous grassroots
22 organizing. The science writer, Malcolm
23 Gladwell, said it takes 10,000 hours to become an
24 expert in something. And I can tell you, through
25 over ten years of conversation on the streets

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1 with New Yorkers, that the number one barrier to
2 their participating is that they know most of the
3 time their vote doesn't matter in getting a
4 candidate elected. And once their elected
5 officials are in office, they have almost no
6 incentive to be responsive to the constitute --
7 to their constituents. Unless they're that ten
8 percent of the voters that voted in the primary.
9 So we can do something about this. We can expand
10 the franchise so that all voters vote in
11 primaries for candidates they believe in,
12 regardless of whatever party they're in. The top
13 two vote-getters square off in the general
14 election. Nonpartisan elections incentivizes
15 coalition building, that allows people of color,
16 independence and insurgent candidates a chance to
17 be competitive. And it forces candidates to get
18 out and actually talk to more of their voters if
19 they want to make it to November. And it makes
20 my vote, and the votes of millions of
21 independents, finally matter in this city. The
22 public -- the political parties are private
23 organizations. If they've been given this
24 mandate of running our election process, having
25 nonpartisan municipal elections takes that away

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1 from them, where a party endorsement is no
2 guarantee that a candidate will be on the
3 November ballot. They have to earn it by going
4 out and talking to the voters.

5 MR. PERALES: You have run out of time.

6 MR. HUERTAS: I ask the Commission to
7 strongly consider this reform.

8 MR. PERALES: Thank you. Thank you very
9 much.

10 MR. BAPTISTE: Good evening, Commissioners.
11 My name is Fred Baptiste. I'm a 20-year resident
12 of this neighborhood. Lifelong Brooklynite, with
13 3.3 kids because they, too, also think they are
14 more than one. I am very heartened -- and I
15 think my remarks probably will be a little bit
16 shorter because I think a lot of people have
17 said, probably better than I would have, in terms
18 of this is a real opportunity to strengthen our
19 democracy, to strengthen our participation.
20 Today what I would like to speak to is a very,
21 very, I guess, obvious way of doing that is in
22 terms of strengthening the role of the community
23 boards. I think that what we need to do is we
24 need to empower community boards to be more than
25 just advisory. I think we need to encourage

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1 participation in community boards. I think there
2 are a number of proposals that could be done in
3 terms of that. But I think this charter revision
4 represents an opportunity to do exactly that. I
5 think we need to make sure that community boards
6 move from the position of being rubber stamps or
7 voices crying out in the distance for change, to
8 an opportunity where people can come and directly
9 affect their neighborhoods, their blocks, their
10 communities, their schools, participatory
11 budgeting, and any other number of items that are
12 there, as well. I think we see that our process
13 works when it's -- people have an opportunity to
14 take ownership, to be directly invested in it, to
15 actually make changes happen in their own
16 neighborhoods and communities. And I strongly
17 recommend that this commission recommend -- that
18 we review the charter to do so and strengthen
19 community boards and encourage participation.
20 Thank you.

21 MR. PERALES: Thank you very much.

22 MR. SCISSURA: Can I?

23 MR. PERALES: Yes.

24 MR. SCISSURA: Good evening. Thank you. So
25 this is directed to you about community board

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1 term limits. So I served on a community board
2 for a little over a decade, Community Board 11 in
3 Brooklyn. And then, when I was chief of staff to
4 the borough president, oversaw the appointment
5 process. And, you know, I'm not going to share
6 my opinion on term limits. But I am going to say
7 that -- and I know there are many members of
8 community boards in the room who are also leaders
9 in their community boards. I can tell you, as
10 someone who oversaw the appointment process, it
11 is not as easy as you think to get people that
12 want to serve on community boards. And there are
13 vacancies on various community boards because it
14 is difficult. And then it's not only difficult
15 to get them there, it's then difficult to get
16 people to come to meetings, to have quorums. So
17 while I get what you're saying, and as someone
18 who actually believes in term limits in general
19 for elected officials, I understand what you're
20 saying. But there does have to be a little
21 thought process that goes into it because it's
22 much more challenging than it seems.

23 MR. RESTREPO: Can I respond to that?

24 MR. SCISSURA: Yeah.

25 MR. RESTREPO: It's been -- thank you. It's

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1 been from my experience that a lot of people
2 discover community boards. Oftentimes it works
3 under the periphery of what we would see as being
4 part of the city government. You kind of have to
5 discover, oh, parks, transportation, zoning. Oh,
6 the community board handles that. I would think
7 it's just like the big elected guy. And when
8 people go to community board meetings, I think a
9 lot of times they come with the intention of
10 being a bigger part of their community. And
11 oftentimes are disappointed when they see the
12 community is represented by a group of
13 stakeholders who aren't what they would have
14 expected as being the community. It -- the way a
15 community board looks oftentimes is not even
16 close to representative of what the community is.
17 Which is why council member Richie Torres has
18 proposed legislation to make it known, the
19 statistics of what demographics, what -- what
20 salary ranges, etc, etc, the members of the
21 community board have. When we don't have that
22 information, the information's not flowing freely
23 and you just go to this meeting and you are --
24 and you see what the community board is,
25 oftentimes that's what keeps people away from

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1 wanting to be part of that process.

2 MR. PERALES: All right. I mean --

3 MR. RESTREPO: So --

4 MR. PERALES: We have another question.

5 MS. WEISER: My one question -- and this
6 might be for Mr. Baptiste, is that right? You
7 recommend strengthening the role of community
8 boards. I understand your recommendation. But I
9 wanted to know, for you, what concrete
10 recommendations do you have for strengthening?
11 Or is it just more of a request that the -- the
12 commission will get other recommendations?

13 MR. BAPTISTE: Absolutely, Commissioner. I
14 think one idea that I had just written down was
15 with regards to even the ULURP process. I think
16 that with regards to the community, especially
17 when it comes to zoning, the people who live in
18 the neighborhood are the experts. But I think
19 sometimes some of the frustration that happens in
20 the process, and it speaks to some of the points
21 that were raised before, where if you think it's
22 going to be an advisory process, where no matter
23 how hard I work, no matter how much I give you,
24 how much knowledge I transfer, at the end of the
25 day, thank you very much, and it's move on to the

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1 next step. I think that's part of what dissuades
2 people from doing that. However -- and I think
3 that, really, there's some real things and real
4 concrete items that come out of these meetings.
5 I know from the community board, which I am
6 one -- I'm sorry I didn't disclose that before.
7 But I'm also on a community board. And I think
8 that I've seen some really talented people, and
9 we've tapped into some real great resources in
10 the community that I think often get overlooked.
11 And I think we should really be making that the
12 first step, in terms of tapping into those
13 resources, because they live there, too, and they
14 have that vested interest. And you know what?
15 If it's something where it's like no, this is a
16 concrete discussion, where you actually have the
17 power to negotiate with those people who are
18 going to be doing things, I think it changes the
19 entire dynamic. So definitely the ULURP
20 committee. Absolutely, I think empowering
21 community boards may be an option with
22 participatory budgeting. Where that goes through
23 there, as well. It brings people into the
24 process. And I think when you bring people in
25 and they see they can make a change, it gets

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1 infectious and you can do a lot of other things,
2 as well.

3 MR. PERALES: Commissioner Fernandez.

4 MS. FERNANDEZ: Thank you. This is a
5 question around the nonpartisan voting, which --
6 which I don't know if maybe the staff that is
7 working with the commission would have the
8 answer, and maybe yourself also may have the
9 answer.

10 When did it start where, if you are not
11 registered with the democratic party or the
12 republican you cannot vote in primary elections?
13 Do you know where -- what the genesis of that is?

14 MR. HUERTAS: Well, the rules are different
15 throughout the country. Some --

16 MS. FERNANDEZ: I meant for here, for New
17 York City.

18 MR. HUERTAS: I'm uncertain as to the answer
19 for that. But I do know that it keeps a large
20 amount of voters from participating. My
21 conversation with New York City voters, a lot of
22 them said the only reason they are democrats at
23 all is to vote in the democratic party primary.
24 They don't identify with the party. They don't
25 really -- they don't vote straight down the party

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1 line in November. A lot of them vote for minor
2 party candidates. But they know -- so the only
3 meaningful election for, in practical terms, is
4 the democratic party primary. So that's where
5 they go to participate. If you want to make a
6 more principled stand, like I do, you have to
7 give that up.

8 MS. FERNANDEZ: Right.

9 MR. HUERTAS: And it's a shame.

10 MS. FERNANDEZ: Thank you. I just got a nod
11 from one of the staff. That's something that we
12 can look into, which I think will help inform
13 that part of conversation. So thank you.

14 MR. PERALES: Thank you very much. And
15 thank the panel.

16 The next panel of Waldobar Stewart, Stephan
17 Yearwood or Tearwood, Lutchi Gayot, Susan Chung.

18 Nice to see you, Senator.

19 Who will start?

20 MR. YEARWOOD: Good evening, Commission
21 Chair Perales and Commission members. My name is
22 Stephen Yearwood. I am a member of SEIU 32BJ.
23 I've been a member for over 20 years. And I'm
24 also an MPO, that's member political organizer,
25 and very active in the union in the political

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1 arena. You know, thank you for holding tonight's
2 hearing. On behalf of myself and my fellow
3 members of SEIU 32BJ, we applaud your efforts to
4 ensure the voices of all New Yorkers are heard
5 and to strengthen our city's democracy. Our
6 union is 163,000 members strong. Including
7 85,000 members here in New York City. We are
8 security officers, commercial cleaners, airport
9 workers, and residential building workers, like
10 myself. We hail from 60 countries and speak
11 dozens of language -- languages. But we are
12 proudly united in our fight to ensure all people,
13 regardless of color of the skin, their
14 immigration status, or their income, can live
15 safe and healthy lives with dignity and respect.
16 As a member of -- the leader of 32BJ, I take
17 every opportunity to forward -- further my
18 understanding of the democratic process and the
19 policies that can make a difference to working
20 families. I am passionate about talking to my
21 union brothers and sisters about what's at stake
22 when we vote and how we can win progress by
23 standing together. Which we really work hard
24 together to make some changes in this state.
25 Through the cut -- the union, members understand

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1 what they have in common and have a vehicle for
2 civic engagement that they might not otherwise
3 have access to. In order to get the best results
4 of working -- for working families, it is
5 important that we're heard at every level of
6 government. Unfortunately, New York City's
7 campaign finance laws makes it harder for union
8 members to communicate with one another about
9 candidates in a city election to champion their
10 cause. Unlike federal law, the expense of
11 organizing members to canvass and talk to their
12 fellow members is counted as a campaign
13 contribution if the candidate has been briefed by
14 the union and is present to talk to members
15 beforehand. This is a shame. The law
16 discourages union from engaging members face to
17 face on political issues, and instead
18 incentivizes them to contribute directly to
19 candidates or buy media ads. By restricting --
20 restricting our abilities to hear from a
21 candidate and to talk to one another about why we
22 support them, I believe we are reducing one of
23 the most effective means of engaging working
24 people in the political process. And I urge the
25 Commission to revise this part of the law so that

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1 the labor members organization can communicate
2 freely with the members, even if the
3 communication are coordinated with candidates.

4 MR. PERALES: Thank you very much.

5 MR. GAYOT: Good evening, Panel. How are
6 you today. My name is Lutchi Gayot. And I am a
7 native of this district. My family's been in
8 this district for 50-plus years. And I am a
9 congressional candidate. I'm running as a
10 republican in this district and I am really here
11 just to tell you about my story. I'm a small
12 business owner, and I decided to run for congress
13 this year. And in running for Congress I came to
14 realize how complicated the actual process to
15 become a candidate is. And I really have an
16 issue with how, in a sense, all of us are locked
17 out of the process by these regulations and these
18 rules. And I'll tell you my story. I am a
19 candidate, but I had to first go through a
20 complicated petition process, where they had all
21 these pitfalls set up for you in order to strip
22 you up. The next, I have to deal with a
23 gerrymandered district that's gerrymandered down
24 to a science. And what I mean by that is when
25 you look at the EDs, the lines are actually drawn

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1 right around certain precincts if you didn't like
2 the voters that happen to live in that precinct.
3 Next, I'm sitting in front of a board that has my
4 opponent's mother as one of the members. Which,
5 to me, seems like it is a conflict of interest.

6 MR. PERALES: Let me just -- because this
7 was raised before. We have nothing to do with
8 federal elections.

9 MR. GAYOT: Oh.

10 MR. PERALES: This is the City Charter we're
11 talking about.

12 MR. GAYOT: No. Fully understood. But
13 these -- these issues still apply. These issues
14 still apply and I'd like to be able to voice --

15 MR. PERALES: Sure. Go ahead.

16 MR. GAYOT: -- what I wanted to say. Thank
17 you. And Una, I have a lot of respect for you.
18 My parents voted for you many of times. It's
19 just simple the process and the way that the
20 rules are set. They're set for the people who
21 are empowered to stay empowered. And this is
22 really why I'm here and why I'm trying to say
23 what I am trying to say here.

24 And lastly, a lot of people came up here and
25 had a lot to say about the process. And some of

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1 it -- a lot of it, I would agree with. And I
2 really hope that you really take a look at the
3 conflict of interest. And when it comes to the
4 voting for this actual process -- and Una, I
5 would ask, if it's possible, for you to abstain
6 from voting because you have a daughter that
7 is -- that is in office currently. So that is,
8 in a sense, a conflict of interest.

9 MR. PERALES: Let me just explain this. The
10 point that I'm making, if, for example, we're
11 dealing with -- the last panel talked about
12 community boards and their role. It's got
13 nothing to do with her, or her daughter, or
14 anything else. So that's the reason I tried to
15 make the point that this is nothing to do with
16 your election --

17 MR. GAYOT: It -- it doesn't. But this
18 board is in charge of the process and --

19 MR. PERALES: What process? I'm sorry. And
20 I didn't mean to interrupt you. I'm just trying
21 to clarify it so that everyone will understand.

22 MS. CLARKE: Mr. Chair.

23 I am the product of a charter revision. In
24 1989, we advocated to make sure that we could
25 deepen the democracy so that immigrants,

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1 especially black immigrants from the Caribbean,
2 would be able to find themselves in a position
3 where somebody could run. There were five people
4 who wanted to run. And at the last minute, they
5 said, "We're not going to run." And Dr. Waldobar
6 Stewart, who is sitting next to you, who did the
7 research at Medgar Evers College, they all
8 stepped out and said, "Una, since you're so
9 smart, why don't you run?" I run and I won by 38
10 votes. So don't think anything was handed to me.
11 Nothing was handed to me. And my daughter being
12 in congress, just said that we deepen the
13 democracy. You never ask the Kennedys why their
14 sons, daughter and grandchildren can run for
15 office and mine can't.

16 MR. GAYOT: That's not the point that I'm
17 trying to make. The point -- the point that I'm
18 trying to make is that we have a system that's
19 designed and built to keep one side in power.
20 And the voice of the people aren't heard.
21 That's -- that's the point that I'm trying to
22 make.

23 MR. PERALES: It's a point well taken.

24 Who speaks next?

25 MS. CHUNG: My name is Sue Ann Chung --

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1 MR. SCISSURA: Just move the mike closer.

2 MS. VOICE: Yes, please. Thank you.

3 MS. CHUNG: My name is Sue Ann Chung. And I
4 belong to a group -- a citizen called Concerned
5 Citizens For Community-Based Planning. We're
6 based in Prospect Lefferts Gardens, which is
7 close to this neighborhood. And we work on
8 land-use issues, including historic preservation
9 and zoning. And I'd like to suggest that the
10 Commission think about changing the system by
11 which landmarks commissioners are appointed.
12 Currently all 11 are appointed by the mayor.
13 Seven of them need to have a certain professional
14 background, which is -- I agree with. But I'd
15 like to suggest that the remaining four be
16 popular -- be chosen by popular election. I am
17 lucky enough to live in a historic district. I
18 imagine that some of the commissioners are, as
19 well. And before that, I lived in a landmarked
20 and rent stabilized apartment building in
21 Manhattan for several years. So I'm sure that
22 you all know that preservation isn't just about
23 old buildings and dead architects. It's much
24 more than that. It's about preserving
25 communities. And if that's the case, then I

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1 think that the landmarks process and the
2 Landmarks Commission, since it plays such an
3 important role in deciding what gets preserved,
4 needs to reflect the great diversity of our city.
5 And I have every confidence that the electoral
6 process is the best way to do that.

7 MR. PERALES: Thank you.

8 Don't leave. We may have questions.
9 Senator?

10 MR. SPEAKER: I have a few things that
11 brother me. But in five minutes, I can't cover
12 all --

13 MR. PERALES: You're only getting three
14 minutes, so you really --

15 MR. SPEAKER: Okay. Okay. I'll start with
16 the most important one. The idea of allowing
17 independent persons who have not had the -- the
18 chutzpa to organize their own political
19 organization to interfere with someone else who
20 organized their own political party and sought
21 their own voters, educated their own voters, and
22 worked towards their community is dangerous.

23 It means -- and that at some point, given
24 the new electronic age, what was done to the
25 United States by Russia could happen

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1 electronically through use of the independent
2 voter to overcome parties that the people do not
3 like. And I am saying this, having organized my
4 own political party. It's a lot of work. But I
5 did. And that's how I got my start in politics.
6 And, incidentally, I recruited independent voters
7 to vote for my political party.

8 Item number two -- stop me when you feel
9 like. Item number two, the planning boards need
10 to be energized. The planning boards are
11 supposed to be part of the political process.
12 And right now, they are not. It doesn't mean
13 that the planning boards should be in the
14 business of running for office. But they should
15 be creating what we call master plans for land
16 use in their planning board district.

17 If you understand the concept of a master
18 plan, it doesn't allow you for corruption because
19 in that kind of process, the entire planning
20 board community is involved in the
21 decision-making process. And if the local people
22 get accustomed to making meaningful decisions in
23 the planning board, they will also decide, "You
24 know something. I need to either join the
25 democratic party, or the republican party, or the

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1 conservative party, or start my own party."

2 MR. PERALES: You did suggest that I stop
3 you when your time had run out.

4 MR. SPEAKER: Yes.

5 MR. PERALES: So I do want to thank all of
6 you. I want to thank the panel for -- don't
7 leave. We may have questions here.

8 You must have answered all of our questions
9 already.

10 Thank you very much.

11 The next panel will include Josh Lerner,
12 Tracy Jackson, Reginald Sweeney, Haseem Mohammed.

13 All right. I think we're about to start. I
14 think you have to decide who goes first.

15 MS. JACKSON: Hello. Thank you for this
16 opportunity to testify in support of Council
17 Member Lander's proposal to establish a
18 nonpartisan New York City Office of Civic
19 Engagement. My name is Tracy Jackson and I'm
20 here as a resident of City Council District 39.
21 My own engagement includes serving on the Board
22 of Heights and Hills, which provides services to
23 older adults in Brooklyn. And as a member of
24 Brooklyn Community Board 6's Youth Human Services
25 and Education Committee. Many of us in the

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1 social services know well how critical it is for
2 all people to have a seat at the table when
3 policies and budgets are created and prioritized.
4 An Office of Civic Engagement would be a great
5 step toward strengthening participation in our
6 democracy. And most critically, in opening the
7 process up to people who have historically been
8 excluded by those who hold power. Increasing
9 voter participation is important, for sure. And
10 so is promoting greater access to resources by
11 larger numbers of people all across the city.
12 During my involvement in Community Board 6, it's
13 been discouraging to see how few people come to
14 or even know about public meetings. It's even
15 more disappointing that there hasn't been robust
16 outreach by leadership to try to recruit a
17 broader range of people to join the board and its
18 committees and we need to change that. My hope
19 is that a citywide Office of Civic Engagement
20 would create meaningful opportunities for
21 individuals and communities. Particularly those
22 who have been marginalized to connect to
23 resources and to be supported in their efforts to
24 engage with government officials and institutions
25 and to even run for office themselves. It is

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1 inspiring to see a proposal that encourages skill
2 development and pathways for leadership and seeks
3 to facilitate substantial community-building
4 activity and dynamic civic participation by all
5 New Yorkers.

6 Finally, if an Office of Civic Engagement is
7 established, it is essential that the formation
8 of the office, the development of its plans, and
9 its leadership and staff be inclusive and
10 reflective of the great breadth of diversity we
11 are so fortunate to share in New York City.

12 Thank you.

13 MR. PERALES: Thank you.

14 MR. SWEENEY: Good evening everyone. My
15 name is Reginald Sweeney. And I was a candidate
16 for city council. So I'd like to just thank
17 everyone, the comments -- I mean, I just changed
18 my entire testimony with all you geniuses from
19 New York and Brooklyn. But let's get really down
20 to the real nitty gritty.

21 I got into a city council race thinking that
22 I can win with this \$5,000. And, you know, I
23 would expect to hear that. And I did pretty
24 well. I did 5.8 percent of the votes. But what
25 I noticed, because Mr. Lander has sent this

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1 e-mail last night and I try to type up
2 everything. But what I want to show you
3 gentlemen and -- ladies and gentlemen. These are
4 the mailings. A city council race turned out to
5 be a little less than a million dollars in my
6 district. I have about a hundred different
7 mailings. And all of the mailings came from
8 different special interest groups in packs. So
9 with that being said, for someone like myself --
10 and I have to really say on the record, that the
11 Board of Elections, campaign finance, and all of
12 the people that I came across, they -- it works,
13 ladies and gentlemen. There was a vote count. I
14 was involved with the process. The whole nine
15 yards. But the biggest problem is the groups
16 that are funding and the ads and the mailing.
17 Some of the mailings, when it -- when you have to
18 identify who's paid for, needs to be -- the font
19 needs to be bigger. Some seniors and people need
20 to understand who's really doing this mailing.
21 With the campaign finance, if you had category
22 mandated for the money that needs to be spent, I
23 think we can eliminate a lot of this mailing. I
24 mean, this is a lot of stuff. And if you're an
25 independent small guy, just trying to get -- or

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1 woman trying to get into this process, it's very
2 difficult. I think the charters should be
3 changed when you get knocked off the ballot,
4 who -- I think a candidate -- and the candidate
5 should be the one that makes that challenge
6 instead of somebody out of the blue from the
7 district and they just come and they challenge
8 your petitions and some crazy thing that happens
9 and you made a small mistake, you get knocked
10 off. But the money is the problem. I know for a
11 fact that you can run a decent city council
12 campaign with less than 50 to 60,000 dollars
13 because the vote counts. When you got special
14 job for New York, small business services -- and
15 if you do see a candidate -- because one of the
16 candidates had 25 mailings done by himself. And
17 I've never seen -- I was -- I'm a little upset
18 that I left my mailing. I did everything. I did
19 that palm cards. I created it all. And it
20 didn't take much. That book that they give you
21 at the Board of Election works. So if you look
22 at campaign finance and you cut out, as many
23 others said, who can contribute, break it down to
24 the point where the big money is not there.
25 Because if I give you \$5,000 and I live in New

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1 York City, I'm going to be looking for something.
2 And it usually -- if you've track who funds the
3 campaign, who help put in that money, you'll see
4 that the favors come down the line.

5 And one last point. Because I know some
6 other people ran over. When you have six to one,
7 whatever contribution that you get from a
8 constituent from your district should be matched.
9 You should have more debates, public debates that
10 give other voters the opportunity to see the
11 candidate. You can be a candidate that just made
12 the ballot, worked on the petitions, did it all,
13 and made it. And then, when it comes down to the
14 debates, if somebody wants to vote for you and
15 it's a public video type -- type of debate,
16 that's going to stir and help a lot of people
17 understand who they're running for. And I'm --
18 Mr. Lander invited me. But I definitely disagree
19 but one -- and he's -- hopefully we could stay a
20 friend or something. It doesn't matter what
21 party you run for. It matters of the candidate.
22 And I believe in the city charter and MWBEs.
23 Please, look at that small business aspect. And
24 I yield that.

25 MR. PERALES: Thank you very much.

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1 MR. SWEENEY: But I have a lot more to say
2 and I appreciate all of you guys.

3 MR. PERALES: Thank you.

4 MR. SWEENEY: And Una, you have done a lot
5 for a lot of folks. And that's all I got to say.

6 MS. CLARKE: Thank you.

7 MR. LERNER: Good evening. And thank you to
8 the Commission for sticking around so late. I
9 know it's a long evening, so I appreciate
10 everyone who's very attentive to discussion
11 still.

12 So my name is Josh Lerner and I direct a
13 national nonprofit called the Participatory
14 Budgeting Project. The project I had mentioned
15 before. So we support cities across the country
16 and the world in setting up and building
17 participatory budgeting processes. Including
18 partnering with New York City Council in the
19 process here. And now with the mayor's office,
20 as well, on the new expansions of participatory
21 budgeting in schools across the city. It's all
22 high schools. And I really -- I applaud the
23 efforts and the proposals to improve the
24 electoral process. I mainly want to talk with
25 you a bit about civic engagement, though, and

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1 what we can do beyond elections. Trust in
2 democracy is at an all-time low. And we're not
3 going to rebuild trust by focusing just on one or
4 two days a year. You don't just ask people to
5 come out and vote once or twice and expect them
6 to suddenly trust government. If you want to
7 build a better relationship with your kids or
8 your parents and you call them twice a year and
9 expect that to do the trick, you're going to be
10 disappointed. I think that we expect more, as
11 well, as residents. And we're seeing a lot of
12 excitement across the country and in New York,
13 people who want to get engaged in other ways.
14 And so I just encourage you to include proposals
15 that go beyond electoral reform, as important as
16 that is, and take advantage of this as an
17 opportunity to be bold.

18 The two things I want to advocate for in
19 particular, one is the Office of Civic
20 Engagement. Partly, you can see how hard this
21 work is. Imagine if you had an office of experts
22 living in civic engagements that could work with
23 you to engage people who are not in this room,
24 and coming up breath and building agreement
25 around proposals for the charter revision. It

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1 would make your work easier and better, and more
2 likely to get passed, probably, in November. So
3 this can be a resource for you. We can do better
4 than three minutes at the mic. Even though I'm
5 speaking here now, this is not the best way to
6 have engagement.

7 The second thing is -- the second thing is
8 that this is an opportunity to expand
9 participatory budgeting. As Brad mentions,
10 around the world this is usually done in the
11 citywide level. And so this is an opportunity to
12 take the initial program that we started here in
13 the council level and make this across the city.
14 And so I think that you could put on the ballot a
15 measure to have a set percent of the budget be
16 decided by the people because it's our money.
17 And that that would actually work much better
18 than the current process, which is divided up
19 into many different council districts. So
20 there's other recommendations. I'm glad to talk
21 more and bring together other folks who can help
22 advise and how to set that up. I think it's a
23 big opportunity to think big and to enable people
24 to participate in government beyond elections
25 every day and ways that work for them.

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1 Thank you.

2 MR. PERALES: Thank you.

3 Any questions? None.

4 Let me thank all of you.

5 The next panel is Janine Nichols, Matthew
6 Fairley, Zarena -- looks like Frederick, and John
7 Flatow.

8 Mr. Flatow, I've already called your name.
9 You should be sitting there.

10 MR. FLATOW: I was surprised --

11 MR. PERALES: That I called you?

12 MR. FLATOW: -- by the call. Yeah,
13 Mr. Chair.

14 MR. PERALES: One more.

15 How about Marlon Donnelly. You can take the
16 fourth chair. Oh. Is it Marlene?

17 MS. DONNELLY: Marlene.

18 MR. PERALES: Oh. Look at that. It's your
19 handwriting, Marlene. There's a chair right
20 here.

21 MR. SCISSURA: There's a chair right here.

22 MR. PERALES: There's a chair right here on
23 this side of the -- right there.

24 MR. SPEAKER: Oh. We can all (inaudible).

25 MR. PERALES: All right. Do you have an

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1 order in which you would like to proceed?

2 Why don't you start with the extreme left
3 here.

4 MS. NICHOLS: Yes. Hi my name is Janine
5 Nichols and I am a resident of this neighborhood.
6 I'm part of my block association, the Sullivan
7 Ludlum Stoddard Neighborhood Association. And I
8 am an activist confronting gentrification issues
9 with the movement to protect the people and the
10 Flower Lovers Advocating For Communities, or
11 FLAC. I came here to talk about an idea I keep
12 hearing being promoted about the Department of
13 City Planning embedding a representative of DCP
14 in all community boards as a paid position. I
15 have been predicting this for some time. Our
16 infamous Community Board 9 here was very, very
17 tumultuous. And -- and I've been predicting that
18 our success in holding off a rezoning of our
19 neighborhood would lead to an attempt to close
20 the loophole that DCP requires a formal request
21 from a community board in order to start one of
22 their studies. The conclusions of which are
23 foregone. So our community board -- our
24 community residents, I believe, overwhelmingly
25 oppose a rezoning. But they're disengaged from

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1 the process and they are upset by what they see
2 if and when they do come to our community board.
3 Our Land Use Committee is dismissive of laws and
4 process. And we have spent countless hours and
5 our own money taking them to court, trying to get
6 them to adhere to the city charter, to the open
7 meetings law, to their own bylaws. We believe
8 that if this community board followed procedure,
9 it would result in an accurate representation of
10 how the neighborhood feels. But that's not what
11 happens. Where, as I heard someone talk about
12 term limits, and there are certainly people on
13 the community board who have been there, as far
14 as I can tell, from time immemorial. There also
15 seem to be other people on the board who are
16 there for the express position of just advancing
17 this rezoning and then getting out. This is a
18 targeted neighborhood. And at this point we have
19 seen East New York, Chinatown, Harlem, the Lower
20 East Side, people encouraged to give up hours --
21 countless hours for visioning sessions and
22 planning committees and to try and imagine a rich
23 future for their neighborhood only to see the
24 results of their plan summarily dismissed by the
25 Department of City Planning when the day comes.

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1 The -- Winston Von Engle, who is our chairman
2 of -- the director, I guess, of TCP in Brooklyn,
3 recently told people in Bushwick, who had just
4 finished their own neighborhood plan that he
5 doesn't care about people. He cares about
6 buildings and characters. So these are my
7 concerns.

8 MR. SCISSURA: Thank you.

9 Sir.

10 MR. FAIRLEY: Thank you very much. And
11 thank you all for being here to take these -- to
12 take ideas from the community.

13 My name is Matt Fairley. I live in
14 Community Board 6. I'm one of Mr. -- I'm
15 sorry -- Councilman Lander's constituents. And
16 I'm glad that he was willing to send out a nice
17 e-mail and be so good about getting everyone here
18 and be so forward about transparency. Although I
19 wish, if he was really serious about
20 transparency, he would have sent it to us more
21 than 24 hours in advance. I'd also like to
22 object to how this meeting has been run, in that
23 I noted that the people who signed up with actual
24 organizations to their name were given primacy of
25 place. This is a public hearing. And the fact

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1 that people came here with a -- with NYPIRG or
2 came here as -- on behalf of organization, were
3 given the fact -- the chance to speak first, when
4 the room was still full, while this whole table
5 was still full, only increases the space of
6 alienation that voters in this city feel. That
7 people who are connected will be given primacy of
8 place. So I have to object to how this meeting
9 has been run. And I think in the future it
10 should not matter whether or not you're here with
11 a group. You should be given a chance to speak,
12 no matter what. My voice is just as important as
13 everyone else's in this room.

14 AUDIENCE MEMBER: Thank you. Thank you.

15 MR. FAIRLEY: I would like to say that I am
16 leery of the idea of a director of civic
17 engagement. I do not like the idea of a
18 government official or anyone involved with the
19 government deciding what civic engagement means
20 in this city. It is such an underdeveloped idea,
21 that I'm afraid that if put into the wrong hands,
22 we could have a director somewhere in this city
23 deciding what it means to be a civically engaged
24 citizen. And so I find that to be very, very
25 troubling. But what I really came here to talk

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1 about is the number 64. And that is the number
2 of elected officials that exist in the City of
3 New York. In a city of 8.5 million, the fact
4 that we only have 64 elected officials is crazy.
5 51 City Council members, five borough presidents,
6 five district attorneys, the comptroller, the
7 public advocate, and the mayor. That is all.

8 If we want to talk about how to get people
9 more engaged with their community, we need to
10 increase the number of people that are elected.
11 We need to increase the number of people that are
12 in the city council so that city council members
13 don't have more constituents than members of the
14 New York State Assembly. Because that is what is
15 happening right now. If we want to find a way so
16 that money can be taken out of politics so that
17 people can actually win by knocking on doors, by
18 getting forward and going down to the
19 constituents, so that insurgent candidates can
20 actually have a chance to run, we need to make it
21 so that less votes are needed and so that the
22 people that are representing and being part of
23 this community are actually much closer to the
24 people that are represented him. By increasing
25 the number of city council members, we can do

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1 that. The other way to do that is to decrease
2 the amount of time that a city council member
3 served from four years to two years. Our
4 assemblymen -- our assembly members, our state
5 senators, our congress people, they have to face
6 their votes every two years. And a city council
7 person should, too. City council people should
8 have to come before the voters every once in a
9 while. And the last thing I'd like to say is I
10 think that everyone here who has been concerned
11 with community boards, we should make community
12 boards elected by proportional representation.
13 This way they are actually representatives of the
14 people and that they are reflective of the people
15 and can have real powers that way. Thank you.

16 MR. SCISSURA: Thank you.

17 Sir.

18 MR. FLATOW: Distinguished Commission I,
19 too, will have to talk fast. Three minutes and
20 21 recommendations.

21 Review -- please review the composition of
22 various boards and commissions. There was a
23 Supreme Court case a few decades ago that wiped
24 out the New York City Board of Estimate and the
25 at-large city council system because they were

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1 structurally not representing the voters and the
2 people of New York City. And one of the key
3 constituencies being screwed was Brooklyn.
4 Because Brooklyn has the largest population. So
5 there should never be a configuration where the
6 borough of Brooklyn and the borough of Queens has
7 the same number of votes on a policymaking body
8 as Staten Island, which has one-sixth the
9 population of Brooklyn and Queens.

10 A more extended request for a more extended
11 public hearing process here, we're now in round
12 one. After round two, come back to the voters
13 with a draft of the proposals that are being
14 percolated by this commission. And then have one
15 more set of hearings. So that everybody has the
16 opportunity to comment one more time before this
17 commission then structures that referendum that
18 will go on a ballot. And give the Board of
19 Elections and the voters and the organizers and
20 advocates time to -- to stake out their positions
21 and for the public to be educated.

22 Advice and consent power for the full city
23 council on city council appointments and with
24 respect to appointments by their mayor.

25 Grant permanent residents of New York City

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1 the right to vote in municipal elections. This
2 right to vote existed for hundreds of years. And
3 the last time it was used was for school board
4 elections in the City of New York. Request that
5 you seriously consider that.

6 Coterminality. That's kind of a -- for some
7 it might be an esoteric term. It means that all
8 of these agency districts should have coordinated
9 boundaries. As a CUNY professor, I do research.
10 And recently I do a lot of mapping. And when you
11 compile over -- start overlaying all of these
12 boundaries for city agencies, it now looks like a
13 bowl of spaghetti. So Commissioners, take at
14 least charge someone to take a look -- a second
15 look at coterminality.

16 I never met this gentleman before to my
17 right. But increase the number of city council
18 districts from 51 to 59. That's how many
19 community boards we have right now. I -- I
20 listened to the Queens hearing, where the
21 Asian-American community complained about not
22 being able to achieve their fair share of
23 representation, okay. There are a million
24 people -- one million Asian-Americans in New York
25 City now. The smaller those districts are, the

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1 greater the likelihood that you'll be able to
2 capture a neighborhood and communities of
3 interest so they can elect the candidates of
4 their choice.

5 MR. SCISSURA: Thank you, sir. You went a
6 little bit over, but that's okay.

7 Do you have a copy of that for us?

8 MR. FLATOW: Yes, you have --

9 MR. SCISSURA: Perfect. That's all we need.
10 Ma'am.

11 MS. DONNELLY: My name is Marlene Donnelly.
12 I have been an active community -- activist
13 citizen for quite some time. I am one of the
14 activists who actually brought us the Gowanus
15 Canal Superfund cleanup to the -- Brooklyn. The
16 Gowanus Canal Superfund cleanup was the first
17 time that a community has actually overstepped
18 the authoritarian power that our mayor does have
19 to bring -- to make something happen in this city
20 since Westway. The -- the mayor fought us tooth
21 and nail against that whole process. But Barack
22 Obama's EPA followed the federal law and we got a
23 Super -- we're getting a Superfund cleanup.
24 Contaminants are being removed from our community
25 for now. I -- I thank you for your volunteer

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1 work here, but my community members who are not
2 on the community board volunteer attending
3 meetings for the past eight years once a month,
4 12 months out of the year, plus committee
5 meetings on a volunteer basis because we want
6 those contaminants out of our community. The
7 authority -- the problem with our charter is
8 it -- it institutes the authoritarian government
9 that we live under. The reason we don't have
10 participatory democracy in this city is because
11 of our charter. If you want to know why people
12 aren't voting, it's because of the way the
13 charter is organized. Community -- people who
14 want to be active in the community are -- have
15 their voice locked out of every step of the way.
16 Brad Lander also didn't tell you about the city
17 council hearing where they were planning -- that
18 just took place affecting the Gowanus Canal,
19 where they passed a 1.2 billion dollar project
20 that has gone through with no questioning. That
21 everyone here is going to pay for and nobody even
22 knows about. There is no participation. There
23 is no -- there is no transparency going on. It's
24 an authoritarian system. Every agency works at
25 the behest of the mayor. He does his will and

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1 there is no agency that -- that functions with
2 any kind of autonomy based on what they're
3 charged to do. My -- my recommendation I came to
4 talk about, I've heard many people in the --
5 fellow citizens speak about is that we don't have
6 representative government and we need a charter
7 that institutes real representative government.
8 And that will begin by having our community
9 boards as elected officials. We need to expand a
10 lap -- a participation with -- with the
11 collective voice of the community. We sit here
12 with a -- my community board, I think all
13 community boards. I am represented one out of a
14 160,000 people. That's what my voice is. He
15 can't possibly -- our -- my councilman, Landers,
16 can't possibly figure out what is the collective
17 voice of a 160,000 people. You go up to Albany,
18 where the whole city of Albany is 90,000.
19 Their -- their first chair of elected government
20 is one in 5,000. It's difficult enough to figure
21 out what 5,000 people's collective voices. Here
22 it doesn't happen at all and nobody even bothers
23 to try. We need to institute local government.
24 Everybody keeps talking about campaign finance
25 and looking at all these other states. You

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1 should all be looking at the one state that has
2 the highest participation in voting of all the
3 other states. That's up in Massachusetts. And
4 it's because they function with local real town
5 government, where everybody gets to vote on
6 community planning at every town meeting.
7 Everybody gets to vote on what they -- what you
8 pay for projects. Everybody gets to vote on what
9 you tax themselves. That's why they -- that
10 state repeatedly has the highest level of
11 participation. Not Minneapolis. Nowhere else.
12 We got to look at how we bring democracy to the
13 city. And the charter needs to be rewritten to
14 dismantle the authoritarian system that we do
15 live under.

16 MR. SCISSURA: Thank you, ma'am. Thank you.

17 Any questions from the Commissioners?

18 Dale?

19 MR. HO: Just a few questions for

20 Dr. Flatow.

21 Dr. Flatow, you suggested increasing the
22 number of city council districts from 51 to 59.
23 And I'm just wondering where the number 59 comes
24 from.

25 MR. FLATOW: Why, I'm starting with the

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1 current number of community boards for the City.
2 But I think that's a logical place to go.
3 Understanding that those 59 community boards are
4 not all coequal in population. But you already
5 have a set -- a major set of natural boundaries
6 out there for communities and neighborhoods. And
7 so raising the number from where it is now would
8 increase the likelihood of getting a more diverse
9 council from those constituencies that are not
10 yet on that board.

11 MR. HO: I guess that was a part of my
12 question. Because the community boards aren't
13 equal -- equal in terms of population.

14 MR. FLATOW: Right. I'm not suggesting --
15 it's an overlay --

16 MR. HO: With the 59 districts, it wouldn't
17 overlap. Shouldn't the number be -- in your
18 opinion, do you think the number should be even
19 higher optimally? Or what do you think?

20 MR. FLATOW: No. No. Because what we're
21 also looking at is expense. It costs money.
22 Every time you create a district, you got another
23 council member, another salary, another staff
24 body. So I think there's a -- I think a small
25 increase. I think the council is almost there,

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1 in terms of inclusion and diversity. But adding
2 a few more slots would allow us to further
3 balance out our constituents.

4 MR. HO: Another question about the City
5 council districts.

6 One issue that I don't see -- or one
7 recommendation I don't see that you've listed
8 here is one that we've talked at a few meetings.
9 And that's the idea of an independent
10 redistricting commission. Is there a reason
11 you've omitted it from your list of
12 recommendations?

13 MR. FLATOW: Priority. I know that there
14 are other groups that are going to raise that
15 issue. I have served -- I served on a quasi
16 independent city council redistricting
17 commission. They're not bipartisan. There are
18 no elected officials. I also served on the state
19 one, where two thirds of the commissioners are
20 state legislators, okay? At least in New York
21 City, there are 15 civilians. And the charter
22 currently specifies that they have to come from a
23 diversity of political affiliations and it has
24 some other criteria in there. So I think the --
25 our current body that has done the growing of

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1 city council districts is almost there. The last
2 round, there were no voting rights lawsuits
3 against the plan that the last council came out.

4 MR. PERALES: Now that -- if I might -- or
5 you're still on?

6 MR. HO: I just have one last question.

7 MR. PERALES: Go ahead. And then I'll
8 follow up.

9 MR. HO: Your question -- your
10 recommendation here about granting New York City
11 permanent residents the right to vote in
12 municipal elections, you mean to -- is your
13 recommendation limited to legal permanent
14 residents or Green Card holders?

15 MR. FLATOW: Legal permanent residents.
16 That's my recommendation.

17 MR. HO: You think -- do you have a reason
18 why you wouldn't extend, in your opinion, the
19 right to vote in municipal elections beyond legal
20 permanent residents to other noncitizens?

21 MR. FLATOW: How -- who's going to define a
22 permanent resident? The federal government
23 already has that purview. So I think the easiest
24 way to proceed with that category is whoever is
25 a, quote, "documented legal resident" according

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1 to the federal government, should have the right
2 to vote in municipal elections. That would be my
3 approach. I think it's a clean approach. And
4 notice, I repeated "municipal" in a lot of
5 places. What I'm suggesting is a lot of these
6 issues we've heard coming from a lot of the good
7 government groups, this isn't the venue that
8 can -- that can resolve the problem. A lot of
9 this is coming out of Albany. So I would rather
10 take a shot at revising the city charter and
11 specify some good that can be generated at the
12 municipal level so we don't get into this
13 jurisdictional battle. Where we can't tell --
14 the City of New York, as it's been made pretty
15 clear, can't tell the State of New York what to
16 do and darn sure can't tell what the federal
17 government what to do. So why don't we carve out
18 what is within our municipal jurisdiction.
19 Municipal elections. That may be challenged, but
20 I think you're standing on much stronger ground
21 defending the extension of voting rights for
22 municipal elections only. You do not have the
23 authority to extend that right to state elections
24 or federal elections.

25 MR. SPEAKER: If I may also respond.

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1 Just to disagree with you, respectfully. I
2 don't think this panel should ever take cost into
3 effect or into account to determine how much
4 democracy New York should have. The fact that we
5 should have more councilmen, we shouldn't be
6 sitting here saying, oh, it's too expensive. If
7 it gives us more representation, gives us more
8 transparency, we shouldn't have to worry about
9 the cost. Especially when you consider that it's
10 probably maybe one percent of the multiple
11 billions of dollars that this city spends every
12 year. We can spare a couple million dollars to
13 make this more democratic and make this more
14 transparent.

15 MR. SPEAKER: Agreed.

16 MS. DONNELLY: And I do -- I do think we
17 deserve equal representation in city council, as
18 the people who live in the City of Albany. As I
19 understand, New York has a lot -- has a lot more
20 money than the City of Albany. And if they can
21 afford city council representation, one in 5,000,
22 I think we can afford it, also.

23 MR. PERALES: Let me just follow up with
24 Mr. Flatow about -- because I know he has been
25 drawing district lines for a long time.

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1 You said that you worked with the
2 districting commission of New York City.

3 MR. FLATOW: I was a commissioner.

4 MR. PERALES: You were one?

5 MR. FLATOW: Yes.

6 MR. PERALES: Now, who appointed you?

7 MR. FLATOW: The city council.

8 MR. PERALES: You're making my point for me.

9 Should we not have a commission that is not
10 directly appointed by political party and by
11 elected officials who are dependent on those
12 lines?

13 MR. FLATOW: You could move to that model.
14 California has that model.

15 MR. PERALES: Exactly. Do you like that
16 model? I'm asking you your opinion, sir.

17 MR. FLATOW: I -- I provided some advice to
18 California.

19 MR. PERALES: Which means that you like --
20 that you like the idea?

21 MR. FLATOW: Full disclosure.

22 Excuse me?

23 MR. PERALES: Does that mean that you
24 support the idea of the California model?

25 MR. FLATOW: Ideally, yes. But I can -- I

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1 can live with some tweaking. I don't think
2 that's the biggest issue right now.

3 MR. PERALES: I appreciate your opinion.

4 MR. FLATOW: I think the city body that we
5 have is a lot better than the state body.

6 MR. PERALES: I agree. But we're here to
7 deal with the city and we're trying to make
8 things better and improve things. And so, it's
9 something that we think of. And need to think
10 of, I think.

11 MR. FLATOW: You can go all out. Throw the
12 dice -- roll the dice. Let the voters decide.
13 That's why I have a list of 21 up here.

14 MS. SPEAKER: If I may, I just want to --
15 this is -- this is completely, you know, off --
16 it's not off topic. But it's not what I came
17 here to speak about. But in listening to all
18 this talk about the elections, I have to say that
19 I went to Washington to march with our teenagers
20 after the Parkland shootings. And I left -- when
21 I left there, I had this idea that we should --
22 we should be restricting voting age to the most
23 idealistic years of our lives.

24 MR. FLATOW: Number 11.

25 MS. SPEAKER: We would have gun control. We

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1 would have free college. We would have universal
2 healthcare. We would have a lot of things
3 because they're not already thinking about their
4 taxes and their houses and their --

5 MR. PERALES: Unless the Commissioners have
6 more questions, let me thank the Panel --

7 MR. FLATOW: Can I mention one more -- one
8 more item that I think is very, very important.

9 The United States Supreme Court, not -- in a
10 case called Shelby County, Alabama versus Holder
11 wiped out or put a big hole in the U.S. Voting
12 Rights Act that required the City of New York to
13 submit all voting procedures, all redistricting
14 plans to the U.S. Justice Department before they
15 could be imposed on the voters of the City of New
16 York.

17 MR. PERALES: We know that. And that's one
18 of the reasons why I'm so interested in a better
19 way --

20 MR. FLATOW: Well, let me get to my punch
21 line.

22 MR. PERALES: You'll get to your punch line,
23 but you got -- you got to let me say --

24 MR. FLATOW: I know. This is the former
25 general counsel and founder of the Puerto Rican

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1 Legal Defense and Education Fund, in case you
2 folks didn't know. This gentleman right here.

3 MR. PERALES: Therefore --

4 MR. FLATOW: I outed you.

5 MR. PERALES: The -- since there's no longer
6 a review of the city council redistricting --

7 MR. FLATOW: Right.

8 MR. PERALES: -- that's what raises the
9 questions and what has motivated me to ask you
10 about the ideal way to address redistricting in
11 New York City.

12 MR. FLATOW: So whatever body is going to
13 draw lines, that's one body. We need another
14 mechanism to replace what was wiped out by the
15 Supreme Court.

16 MR. PERALES: Or draw -- or a better body to
17 draw the lines, ideally.

18 MR. FLATOW: Both. Because we already have
19 the bodies to draw the lines. And we had an
20 oversight body called the U.S. Justice
21 Department. The City of New York no longer has
22 to go --

23 MR. PERALES: We -- we'll --

24 MR. FLATOW: -- get permanent from anybody
25 to do whatever it wants to do. And I think

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1 that's a dangerous place for democracy in New
2 York City.

3 MR. PERALES: Thank you. Thank you, John.
4 Thank you very much.

5 MS. SPEAKER: Thank you, John.

6 MR. PERALES: Carrie Tan, Karen -- I think
7 it says Flemming, Lashawn Ellis. Is this Teresa
8 Westershorn?

9 MS. BOYD: Excuse me. I have been here
10 since 6:00. I put my name down --

11 MR. PERALES: They're all here.

12 MS. BOYD: -- before anybody of you was
13 here. And I've been sitting here waiting. But
14 you know something? My name just -- just does
15 not appear. I wonder why. I wonder why.

16 MR. SCISSURA: What's your name?

17 MS. BOYD: My name is Alicia Boyd. I've
18 been here before you got here.

19 MR. PERALES: Alicia Boyd.

20 MS. BOYD: Thank you. Yes. My goodness.

21 MR. PERALES: We'll get -- it's a long list,
22 ma'am.

23 MS. BOYD: I mean, really.

24 MR. PERALES: Whoever is ready to begin can
25 begin.

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1 MS. BOYD: I would like to begin.

2 My name is Alicia Boyd. And I am the member
3 of MTOPP, the Movement To Protect The People,
4 that exists in this community, CB 9.

5 In 1989 the City Charter Commission formed
6 and looked at community boards who were
7 conducting themselves like private clubs. The
8 commission declared sunshine on committees and
9 sunshine on their documents. Requiring community
10 boards to adhere to the open meetings law and
11 allow residents to speak at every open meeting.
12 11 lawsuits have been filed within this
13 community, both in the state and federal courts
14 since 2014. Ranging from CB 9's failure to
15 comply with the Freedom Of Information Law,
16 denial of freedom of speech, denying us to be on
17 committees, not being notified about meetings,
18 not giving us minutes and voting records, being
19 surrounded by police, board members calling
20 residents cunts and hos and bitches. CB 9
21 engaging in rezoning applications with private
22 entities. Borough President Eric Adam violating
23 the city charter by placing more board members in
24 his lawful quota. The arrest of residents. And
25 unqualified board members trying to be hired as

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1 district managers. A chairman of a board being a
2 real estate lobbyist. And the fabrication of a
3 vote and list of recommendations on a ULURP
4 application. Seven out of 12 of those lawsuits
5 have been upheld, one was dismissed, one
6 withdrawn, and two are on appeal. That's our
7 community board.

8 Despite these lawsuits, nothing has changed
9 at our community board. And let me just repeat,
10 it's CB 9, Brooklyn. Currently we still have the
11 real estate lobbyist, who has been there for two
12 years. We have board member engaging in conflict
13 of interest, where they -- where -- for example,
14 we have a Mr. Michael Liburd, who is the board
15 member of the Brooklyn Public Library. He brings
16 his committee -- his Brooklyn Public Library to
17 his committee, which is the Landers committee.
18 He requests that they get permission to change
19 the uniform land-use review process. And he does
20 it without declaring his conflict of interest.
21 He chairs the board. He votes -- takes an
22 illegal vote without quorum, and he passes it on
23 to the CB 9. CB 9 approves the application. For
24 the past three years we have been denied the
25 right to have a district manager. The city

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1 charter states that we are supposed to have a
2 district manager. Three years, no district
3 manager. Why? Because CB 9 wants to sit there
4 and hire a member of their board that's
5 unqualified. The first lawsuit, the judge agreed
6 with us and said that they violated all of their
7 bylaws and threw out the results. Now we are
8 again looking at another possible district
9 manager. This one has a personal relationship
10 with the Chair. And, on top of that, is also on
11 the board. The board demanded the resumes from
12 this community committee. And the committee told
13 the board, "No. We're not giving you the
14 resumes. We're not giving you the voting
15 records, we're not giving you anything." And
16 this was supporting my borough hall --

17 MR. PERALES: The time has lapsed.

18 MS. BOYD: This community board is
19 absolutely a shame. You have a city charter.
20 And this community board does not obey the city
21 charter. We have filed complaints with every
22 known agencies. We have petitions, we have
23 protests, and nothing has happened. So now you
24 come before us talking about another city charter
25 reform, when our community board is incapable of

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1 even understanding what the city charter means
2 and is incapable of following the city charter.

3 So what recommendations will you have, that
4 will then help us understand and enforce the city
5 charter on our community board, because our
6 community board has no concept that a city
7 charter exists.

8 MR. PERALES: Thank you. Thank you very
9 much.

10 MS. BOYD: Did I wake them up.

11 MS. FLEMMING: I believe they're awake.
12 Okay.

13 My name is Karen Flemming. I have been in
14 this community, same Community Board 9, for
15 50-some odd years. I won't tell you exactly how
16 many. And I have suffered through the purgatory
17 of an infective institution. The same one that
18 she's talking about. But I want to broaden where
19 I'm coming from a little bit. I remember the
20 institution of community boards when they first
21 put them into play. I said, "Well, this is a
22 good thing." Now, a community board, from my
23 thinking, should be as grass rootsy as it could
24 get. I should be able to walk into my community
25 board and be home. That's not what we have. And

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1 it's not only here that that does not exist.
2 Because I get around the town and there are a lot
3 of similar problems from institution to
4 institution. Part of the problem is how
5 community board members are appointed. Because
6 they're appointed by the -- half of them are
7 appointed by the borough presidents. Now -- I'm
8 speaking. Now, the problem with that is if you
9 have a borough president who is inclusive and
10 tries to get as many different ideas and creative
11 and constructive people into -- and I would
12 mention Gail Brewer, because I've seen her
13 interview with people. She's somebody that I
14 know well in the political space. And I've seen
15 what she can do with it. So therefore, it's
16 possible to do. But the rules are not allowing
17 us to get there. Because when I go to a
18 community board in Bay Ridge, I should be able to
19 adhere to the -- just about the same regulations
20 as what I have on Community Board 9 or Community
21 Board 17, or the one in the Bronx. Because the
22 way that the charter was written is so loose, you
23 can go over there and you don't even recognize
24 yourself being in a community board. You're
25 saying, what -- is this how they act over here?

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1 Is this what they do? I don't understand. You
2 can't do -- but we have -- we have to set enough
3 rules -- if we're going to have community boards,
4 we have to set enough rules so that I can go to
5 any community board and be able to operate as a
6 citizen because, even though I may be in this
7 district, I'm still a citizen of the city and a
8 citizen of -- of the borough as a whole. So I
9 would recommend that we make the rules for the
10 community boards so that they are somewhat
11 equivalent. You got to give each neighborhood a
12 little room. Because Gowanus is not Bay Ridge
13 and Coney Island is not -- I understand that.
14 But right now, they're not in force. Plus, the
15 city agencies that should be helping and
16 assisting the people as we complain about an
17 institution of this kind are not doing -- they're
18 not doing their job. We -- we call, we send
19 e-mails. Nobody even bothers to respond. This
20 happens to us all the time. Now, as far as I'm
21 concerned, my thing is I believe the community
22 board members should be elected. Or at least
23 half of them in the process that we need
24 elections.

25 MR. PERALES: That's a good point.

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1 MS. FLEMMING: So that those people can, you
2 know --

3 MR. PERALES: Thank you very much. I
4 appreciate it.

5 MS. FLEMMING: -- get a chance to be where
6 we're supposed to be.

7 MR. PERALES: Next.

8 MS. SPEAKER: Good evening. I first want to
9 address Cesar. Because I came in and I was like,
10 I know that face. I know that face. I never
11 forget a face. And I went to school with your
12 stepson Jaime Hicky Mendoza. So I just want to
13 say welcome to this side of the park.

14 MR. PERALES: And how do you know Jaime?

15 MS. SPEAKER: Jaime? We went to Brooklyn
16 Friends together.

17 MR. PERALES: Oh.

18 MS. SPEAKER: So, I want to -- I don't -- I
19 mean, everyone has said pretty much what I have
20 said, or what I'm going to say here tonight. I
21 am a member of MTOPP. I'm a member of FLAC. I'm
22 a member of this community. Albeit a younger
23 member of this community. I want to first
24 address what was said earlier about being a
25 volunteer commission. And yes, you are. And our

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1 Community Board 9 uses that all the time, to say
2 they are volunteering and they are doing
3 wonderful work in the community and how dare we
4 question them. And I just want to say that just
5 because you volunteer does not mean that -- and
6 it's not to you, Una or Kyle. But I just want to
7 address the fact that being a volunteer does not
8 mean that you do not do certain things that may
9 not be the opinion or in the best interest of a
10 community. So that -- that can't be used as an
11 excuse. Because as we have stated, we have a
12 real estate lobbyist on our board. We have
13 someone who continues to push rezoning in our
14 faces, even though the community has been vocal
15 and clear that we are not interested in a -- in a
16 rezoning here. So I just wanted to make that
17 point.

18 One of the things that I would like to see
19 changed in the city charter is for community
20 boards to -- to have -- to not have members
21 appointed by the borough president. That has
22 proved to be a big issue for us in Community
23 Board 9. We have a lot of people who seem to be
24 very tight with the borough president and they --
25 that is a conflict of interest.

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1 The other thing is a lot of people have
2 mentioned the limits, having term limits. And
3 again, that is in the city charter. There was
4 supposed to be -- there's supposed to be a
5 two-year term limit, and you come up for review,
6 and reelection is supposed to happen, I believe,
7 in April. And that doesn't happen. So again, if
8 we have the city charter that we have right now,
9 one, how do we adhere to it and use it as a
10 living document. And going forward, how do we
11 revise it to make it better. So I think those
12 are things to consider. How do we really use
13 this document as it is and in terms of revising
14 it. So how do we do that.

15 Someone mentioned -- I believe it was Carlo
16 mentioned, you know, it's hard to find people who
17 want to be on community boards. And, you know,
18 it shouldn't be. It shouldn't be. We're all
19 members of this community. We should all know
20 that this thing exists. I had no idea growing up
21 in middle school -- elementary school, middle
22 school, high school, that community boards
23 existed. This is a problem. In our educational
24 facilities, this should be something that
25 students know about. That's a huge, huge

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1 deficit. And that needs to happen. And I,
2 myself, asked to be on the ULURP committee. And
3 I was on the ULURP committee because it's very --
4 I'm very passionate about maintaining communities
5 the way they are. Things will change. Things
6 always change. But people should not feel like
7 they are left behind. And I was kicked off.

8 MR. PERALES: Well, we're running out of
9 time.

10 MS. SPEAKER: Thank you.

11 MR. PERALES: But I do appreciate your
12 comments.

13 MS. TAN: Hi. My name is Carrie Tan and I
14 am -- I don't live in CB 9, so I will be the one
15 person that has nothing really to contribute on
16 that topic. But CB 8 stands with you.

17 So I -- I'm here basically because I, like
18 many people, apparently, received the e-mail from
19 Brad Lander's office, even though I'm not
20 actually a resident in his district anymore. But
21 I have stayed on his mailing list for the last
22 five years of living in Maury Cumbo's district
23 because I seem to get all my news from him
24 instead.

25 MS. SPEAKER: But not from Maury Cumbo.

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1 MS. TAN: Yeah. So this is -- I mean, I
2 didn't come here to plug Brad Lander. But I am
3 appreciative of finding about this. And I
4 consider myself a reasonably informed person.
5 But I actually had not realized that the city
6 charter was up for review by two different
7 bodies. So --

8 MR. PERALES: This is the only body that is
9 changing.

10 MS. TAN: Right. Right. So I -- I wanted
11 to come here and just voice my concerns as just a
12 member of the community. I'm not here
13 representing any organization. I'm an educator,
14 Prospect Heights resident. And the things --
15 there have been a lot of great ideas here, but
16 the ones that I am particularly passionate about,
17 I would say, are campaign finance contribution
18 limits. I think that's a great idea. We do have
19 one of the best matching program -- donor matched
20 programs in the country and I'm really proud of
21 that. But it definitely could be better. And
22 I'd also agree with raising the cap on the number
23 of donations that could be matched, you know, in
24 this post citizens united era of small down --
25 small donor empowerment is super important. I

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1 also wanted to raise the profile of voter
2 enfranchisement, rather than disenfranchisement.
3 I do -- I personally believe that everybody who
4 is a New York City resident should be able to
5 vote, regardless of their documentation status
6 and regardless of whether or not they have been
7 convicted of a crime. I think New York is made
8 strong -- stronger by its diversity, its
9 immigrant communities, and we should embrace
10 that. And then finally, I just want to say more
11 generally that I -- again, I have been voting in
12 New York City for almost 11 years now and I
13 participate in every election. And it has been a
14 pain in the butt every single time. We really
15 need to look at like what is going on with our
16 local Board of Elections because it's -- it's
17 kind of a disaster. The first six years that I
18 lived here, I was on the rolls twice. I tried
19 every election to get them to fix it. They
20 didn't. My polling place was moved this year and
21 they didn't tell anyone. And then, when I went
22 to the new place, they had no idea what I was
23 talking about. I mean, the list goes on and on.
24 And I know I'm not the only one. So while we're
25 talking about making our city more democratic, we

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1 also need to talk about how to make it easier for
2 people to vote.

3 MR. PERALES: That's a good point. Thank
4 you.

5 I'd like to ask the commission members
6 whether they have questions of this panel.

7 MS. SEECHARRAN: I have a question.

8 I was wondering if you -- so you had some
9 strong opinions about community board and making
10 them, I guess, more democratic. Are you
11 suggesting that they are elected? You were
12 saying that you -- you don't think that they
13 should be -- so I was wondering if you agree --

14 MS. SPEAKER: Yes.

15 MS. SEECHARRAN: No. I was wondering if you
16 agree --

17 MS. SPEAKER: Yes.

18 MS. SEECHARRAN: Yes. With her. Okay.
19 Okay.

20 So that is your recommendation, that they be
21 elected.

22 MS. SPEAKER: That they be elected. Yes.

23 MR. PERALES: There are no other questions.

24 Let me thank the panel.

25 Thank you very much.

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1 Simone, looks like Harris. Jeannette Lloyd
2 Lewis, Jacob Goldstein and Mark Freeland.

3 Your name, sir?

4 MR. FREELANDER: I'm Mark Freeland.

5 MR. PERALES: You are? Your name?

6 MS. HARRIS: It's Simone Harris.

7 MR. PERALES: Yes.

8 Harry White?

9 Noel Nathan or Nathois.

10 That will make three.

11 Constance Lesold?

12 There's one left.

13 Oh. Only one left.

14 Leslie Clarke.

15 MR. SCISSURA: We need one more chair.

16 MR. PERALES: Mr. Clarke?

17 All right. As Mr. Clarke joins us, we will
18 begin with the person on the left. Thank you.
19 My left.

20 MS. HARRIS: I came to this meeting --

21 MR. PERALES: You have to use that -- the
22 mic. You have to get real close.

23 MS. HARRIS: My name is Simone Harris. I
24 was invited to the meeting. I came, not really
25 knowing anything about the meeting. So it's

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1 like, I hope my mission is at the right place.
2 Because I'm really -- I really want to address
3 housing fraud. And --

4 MR. PERALES: Housing fraud?

5 MS. HARRIS: Housing fraud in Brooklyn.
6 Yes.

7 MR. PERALES: That's not something in the
8 city charter.

9 MS. HARRIS: Okay. So as I said, I came to
10 the meeting not knowing the full extent of
11 what --

12 MR. PERALES: Well, we appreciate your
13 coming.

14 MS. HARRIS: -- it was about. Yes.

15 MR. PERALES: Thank you.

16 Mr. Freeland.

17 MR. FREELAND: Can you restart?

18 MR. PERALES: Yes.

19 MR. FREELAND: I -- I thank the Commission
20 for --

21 MR. SCISSURA: Get closer.

22 MR. FREELAND: Okay. I want to thank the
23 Commission for the opportunity to address them on
24 instant-runoffs.

25 My name is Mark Freeland. I was born in

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1 Queens and moved to Brooklyn by way of San
2 Francisco. So I am familiar with instant-runoff.
3 I was there when they implemented it. And it
4 does work. You've already heard the major points
5 in favor of it. Brett Lander spoke about it,
6 Fair Vote, other people. And they are right
7 that -- you know, obviously, it saves money
8 because you have fewer elections and it
9 encourages more participation because the people
10 who finally decide are the ones who vote on the
11 first election, which is usually the greatest
12 participation.

13 But I'd like to urge the Commission to
14 expand its perspective a little bit. What --
15 instant-runoffs allow you the opportunity to
16 build a fairer election system. The election
17 system that we have -- and as far as I know is
18 one being proposed -- is still a runoff of two
19 candidates. And that's there for pragmatic
20 reasons. Before computers, when you voted by
21 machines or voted by paper, you could not have
22 multiple elections. You could not say, we'll
23 take the top five winners and have the top five
24 vote-getters have a runoff. And then, if
25 necessary, we'll have another runoff and so on

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1 and so on. So what -- what happens is you have a
2 second round, where you have the two top
3 vote-getters who are very often polarized in
4 figures, and you eliminated the consensus
5 candidate or candidates. There are very many
6 different algorithms that you can use. You know,
7 obviously, in the amount of time and at this late
8 hour, I'm not going to explain any of them to
9 you, nor are you experts on them, and you
10 shouldn't be. But I want to urge you to consult
11 with experts. This has been something that's
12 been studied for over 200 years. There are a
13 number of ways of doing it. It's very easy to be
14 done by computer. The people do not have to say
15 anything other than what you're already
16 suggesting. Rank the voting. It's just how you
17 look at that. And there are ways to extract
18 candidates that are better, that most people
19 like, rather than getting the candidate that only
20 40 percent like. Thank you.

21 MR. PERALES: Thank you. Just out of
22 curiosity, where would we find where -- these
23 alternative methods of counting the vote.

24 MR. FREELAND: I'm almost hesitant to say
25 Google it, but --

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1 MR. PERALES: Seriously, Google.

2 MR. FREELAND: There -- you know, I have a
3 very nice book called Chaotic Elections. It was
4 put out by the American --

5 MR. PERALES: What was it?

6 MR. FREELAND: Chaotic Elections by the
7 American Math Society. It was put out after the
8 2000 election, talking about all the different
9 calculations. And -- and it's very readable.
10 It's at the undergraduate level.

11 MR. PERALES: Thank you.

12 MR. FREELAND: Okay.

13 MR. NOEL: Hello. My name is Natu Noel.
14 The pronunciation was kind of firm, but it did
15 not turn out well.

16 MR. PERALES: I can hardly hear. You got to
17 put that up --

18 MR. NOEL: The name is Natu Noel.

19 MR. PERALES: All right.

20 MR. NOEL: First I would like to thank you
21 all for taking the time to come here today on a
22 Monday evening to have this commission. And I
23 want to thank you all for coming out to help us
24 out.

25 So one of my recommend -- recommendations is

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1 on the city charter, Title 662, merely for city
2 planning. Where -- I'm not sure if you guys are
3 from the south Flatbush area, where there is a
4 heavy -- what is a heavy new construction and
5 development movement moving into the area. And
6 there are basically buildings -- new buildings on
7 the area that -- that many people in the
8 community does not agree with.

9 And despite the fact that certain community
10 boards have fight against it and stand against
11 it, many of the projects that they have still
12 moved on. So -- and by my -- by my
13 understanding, it's -- it's because that there's
14 a top to bottom outreach to city planning for New
15 York City. And I recommend that that we have a
16 down of approach, where the community board and
17 the community itself submit their recommendation
18 to -- to -- to the Department of City Planning on
19 to -- as to what they want in the community
20 instead of City Planning giving to us what we
21 want in our community -- where they think that
22 the people should build up hotels and things like
23 that in our community.

24 MR. PERALES: All right. Thank you very
25 much.

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1 Ma'am.

2 MS. LESOLD: My name is Constance Lesold.
3 Don't let the southern accent fool you. I lived
4 across the street for 50 years and I've lived in
5 various parts of Brooklyn from Bay Ridge to
6 Bed-Stuy.

7 MR. PERALES: So where did you pick up that
8 accent?

9 MS. LESOLD: In North Carolina.

10 MR. PERALES: Okay.

11 MS. LESOLD: Durham.

12 I'm mainly here today, to be honest, because
13 of the location you have chosen to hold this
14 hearing in. I really find it hard to believe
15 that you choose this location. It shows some
16 grave sensitivity on the part of this Commission
17 that you chose the Brooklyn Botanic Garden, where
18 there is no longer any free day at all in
19 Brooklyn. Which still has a huge poor community
20 and a huge immigrant community which needs the
21 beauty, the education, the comforts of the
22 Botanic Garden. The only free time now is 8:00
23 to 12:00 on Friday mornings. For a whole
24 century, the Brooklyn Botanic Garden was free.
25 Until the '90s. And when the fees were put on in

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1 the '90s, one of the Caribbean councilmen from
2 this area held a press conference in front of the
3 Botanic Gardens and said that this would be the
4 first generation of Caribbean children who did
5 not have a free Botanic Garden. This was very
6 important and meaningful to me at the time
7 because my husband was an immigrant from Nazi
8 Germany. He came as a five-year-old. My
9 father-in-law called this place his synagogue.
10 And the family used the comforts of the garden to
11 wait, even after the war was over, to find out
12 which of their relatives were alive and which
13 were dead in the concentration camps. This
14 cannot continue. As somehow, into the city
15 charter, if it's going to make any sense at all,
16 the city charter has to address how the city
17 deals with its cultural and public institutions.
18 Especially those that deal with open space.
19 Which is so scarce in this community. I served
20 on Community Board 8 for many years as chairman
21 of transportation and parks and worked hard on
22 all of those issues.

23 I think that there are good things about
24 having an elected community board. And there are
25 dangers in having an only elected. I -- I don't

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1 have a strong opinion on that. However, I do
2 think that the issue of the borough president
3 having most of the power in the appointments is
4 not working. I have to, in all fairness, say
5 that when I served on the community board, Howard
6 Golden never told me how to vote on anything. I
7 didn't agree with him on everything. He never
8 told me everything. And so, you know --

9 MR. PERALES: We get the message. Thank you
10 very much.

11 MS. LESOLD: I would like to say, though, it
12 is -- within the Board of Elections, there are
13 problems. When I lived in Bay Ridge, I was being
14 forced to -- to vote under the pictures of Robert
15 E. Lee and Stonewall Jackson. Finally the
16 minister took those pictures down. That's --

17 MR. PERALES: The Board of Election is a
18 state agency. We have absolutely no interest --

19 MS. LESOLD: I suppose it's a state thing,
20 too, that you can't change your party. You have
21 to wait six months to change your party. Which
22 interferes --

23 MR. PERALES: We can -- I mean, there are
24 lots of things that we're not happy with that
25 that are within the purview of the State Board of

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1 Elections. There are some things that we can do
2 here with the city charter. But --

3 MS. LESOLD: Well, thank you for -- for
4 listening. And I would say that community boards
5 can be very valuable. But only if they are
6 independent community boards. And if the people
7 who serve on them are independent.

8 MR. PERALES: Thank you very much for your
9 testimony.

10 Are there any questions from Commission
11 members?

12 Hearing none, again, my thanks to all of
13 you.

14 Is there a motion to adjourn, Dale?

15 MR. HO: Motion to adjourn.

16 MR. MIROCZNIK: Second.

17 MR. PERALES: Second. All those in favor?

18 THE BOARD: Aye.

19 MR. PERALES: Those opposed?

20 The motion is passed.

21 (Whereupon, at 9:21 P.M., the above matter
22 concluded.)

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1 C E R T I F I C A T E

2

3 STATE OF NEW YORK)
4 COUNTY OF NASSAU) : SS.:

5

6 I, KEVIN HAGHAZARI, a Notary Public for and
7 within the State of New York, do hereby certify:8 That the above is a correct transcription of my
9 stenographic notes.10 I further certify that I am not related to any
11 of the parties to this action by blood or by marriage and
12 that I am in no way interested in the outcome of this
13 matter.14 IN WITNESS WHEREOF, I have hereunto set my hand
15 this 8th day of May 2018.

16

17



18

KEVIN HAGHAZARI

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