



BRONX COMMUNITY BOARD 8

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Laura Spalter, Chairperson

Ciara Gannon, District Manager

MEETING NOTICE LAW, RULES & ETHICS COMMITTEE

OFFICERS:

Vice Chairperson
Bob Bender

Secretary
Robert Jacklosky

Treasurer
Diomarys Escaño-Bell

DATE: Monday, December 13, 2021

TIME: 7:00 PM

LOCATION: Join Zoom Video Meeting:
<https://us02web.zoom.us/j/2114033690>

Join Zoom Phone Conference Meeting:
Tel. No.: **(646) 558-8656** Pin: **2114033690#**

COMMITTEE CHAIRS:

Aging
Daniel Padernacht

Budget
David Gellman

Economic Development
Nicholas R. Fazio

Education, Libraries & Cultural Affairs
Sylvia Alexander

Environment & Sanitation
Robert Fanuzzi

Health, Hospitals & Social Services
Omar Murray

Housing
Theodore R. Morris II

Land Use
Charles G. Moerdler

Law, Rules & Ethics
Martin Wolpoff

Parks & Recreation
Ramdat Singh

Public Safety
Edward Green

Traffic & Transportation
Debra Travis

Youth
Julia Gomez

AGENDA

1. Welcome to Committee Members and Guests
2. Approval of November 2021 minutes
3. Chair's report
 - a. Discussion of OML amendments – See attachment to November 9 minutes
 - i. 24-hour public notice of resolutions
 - ii. Two weeks' time limit for distribution of minutes
 - iii. Extension of use of videoconferencing
 - b. Foil Conference 11/18/21
COOG@DOS.NY.GOV, Meetings and Events, Events, Kristin O'Neil
4. Bylaws concerning definition of a Quorum – No need for any amendments

ARTICLE VI COMMITTEES

Sec. 3 – The Chairperson of each standing committee shall preside at committee meetings and at public hearings conducted by the committee, and shall file all committee reports with the Board, including records of attendance of all committee members at such meetings and public hearings. Each committee shall act only when a quorum is present. **Such quorum shall consist of a majority of its Appointed Community Board members.** Appointed Board Members may be appointed to committees at any point during the year, or transferred from one committee to another, with the consent of the Chairperson and the committee chairs involved, as the needs of the various committees shall require.

[Amended 5/12/15]

Sec. 8 – The Chairperson of each Committee when reporting to the full Community Board the vote of his or her Committee with regard to an expression of preference or support for the granting of funding to any group or combination of groups, shall report the vote of the total Committee; and, where the resolution of preference or support would have been changed by consideration of only the votes of Appointed Board Members of the Committee, the Chairperson of the Committee shall supplement the report with a statement of what the vote totals would have been if only the votes of Appointed Board Members had been counted.

5. Discussion of a resolution concerning midterm elections – Ethical Guidance Manual

Part V Community Board Administration In the interest of our community

New - When a vacancy arises midterm for an officer or committee chair, the office will advise the full board and invite self-nominations. Board members will then have a 10-working day window to self-nominate before the full board is notified of which Board members have expressed interest. The election for the successor must take place at the second full board meeting following the notice of vacancy. Nominations may be made from the floor.

6. Bylaws concerning special committee memberships

ARTICLE VI COMMITTEES

Sec. 5 – The Board may, by resolution, establish such special committees as it shall deem advisable, or, upon the recommendation of a committee, may establish such subcommittees as it shall deem advisable. Any such committee or subcommittee shall have and may exercise such powers as may be granted to it by such resolution. The resolution may also provide for the composition of the committee or subcommittee, the method of selection of its Chairperson and its members, its purposes, its length of existence, and any other matters concerning its operation. Any committee or subcommittee established by such a resolution may at any time be terminated by resolution of the Board. A special committee or subcommittee, without a specified term of existence, shall be deemed discontinued immediately following the annual Board elections next succeeding its creation, unless such committee or subcommittee is specifically continued either by resolution of the Board or by public declaration of the newly elected Chairperson, which declaration shall be recorded in the minutes.
Question is whether process needs any modification

7. Rules for Committee/Board Meetings

OML AO 5607

A. To put the issue in perspective, the Open Meetings Law gives the public the right to attend, listen and observe the performance of public officials during meetings of public bodies. That statute, however, is silent with respect to public participation. If a public body does not want the public to speak during its meetings, a policy or rule to that effect would be valid. Many public bodies, however, permit limited public participation, and when they do so, this office has advised that rules should be adopted and that any such rules must be reasonable and treat members of the public equally.

B. For discussion purposes

- a. Based on anticipated conditions, Chair may choose to deny input from non-committee members, allow input/set limits such as notifying guests that they make speak only once, unless time permits, require a limited number of pre-meeting speaker slots. If speakers are allowed, and prior rules are not announced and imposed, chair may have to allow all speakers an opportunity. (for use of a pre-sign up speakers' list, an in-person speaker's list and selection of speakers via Zoom, in addition to the chair another person needs to be identified.)
- b. Set time limits for
 - i. Beginning
 1. Meeting/Agenda item
 - ii. Presentations
 1. Persons who lay out the issue
 - iii. Inquiry
 1. Elected officials
 2. Board members to do fact finding
 - iv. Testimony
 1. Community input – inquiry/observations/testimony – “Does anyone have additional testimony that has not already been expressed.” C.M.
 - v. Board member discussion/debate/vote
- c. There is no privacy interest in statements made during public portions of meetings of public bodies. Distaste or embarrassment shall not constitute a basis for prohibiting or limiting the photographing, recording or broadcasting of those present at a meeting.

C. Rules for Recording and Broadcasting Public Portions of Meetings:

- a. Operation of equipment to photograph, record or broadcast a meeting is permitted, without notice or with or without supervision, unless it is obtrusive, disruptive, or interferes with the deliberative process or the **right of persons in attendance to observe or listen to the proceedings.**
- b. Personnel who operate equipment necessary to photograph, record and/or broadcast a meeting shall be permitted to move about the room, **as long as such movement does not disrupt or interfere with the deliberative process.**

8. Next Meeting – January 10, 2022

Marty Wolpoff, Chair
Law, Rules & Ethics Committee