

# MINUTES

## LAW, RULES & ETHICS COMMITTEE

**DATE:** Monday – March 11, 2019  
**TIME:** 7:00 PM  
**PLACE:** Board Office  
5676 Riverdale Avenue  
Suite 100

Attendance: Martin Wolpoff, Chair, Herb Young, Vice-Chair, Sylvia Alexander, William Stone

Absent: Dan Padernacht, Carlos Wilcox

Guest: David Gelman, CB 8 Board Member

I. Meeting called to order at 7:10 P.M.

II. Approval of January Minutes

Affirmative: (4) Sylvia Alexander, William Stone, Martin Wolpoff, Herb Young

Negative (0):

III. Possible change to bylaws defining Land Use Committee

Recommendations for a bylaws change concerning the CB 8 Land Use Committee

Remaining the same	Differences
<ol style="list-style-type: none"><li>1. Standing Committee</li><li>2. Possibility of two summer meetings<ol style="list-style-type: none"><li>A. Hearing, Committee meeting and Board meeting – one night</li><li>B. Hearing, Committee meeting and Board meeting – two nights</li></ol></li><li>3. Only committee members who attended the presentations can discuss and vote for a proposed resolution</li><li>4. All appointed board members can vote on a proposed resolution</li></ol>	<ol style="list-style-type: none"><li>1. Establish a roster of committee members</li><li>2. Counts as one of the two committee choices</li><li>3. Elimination of any summer resolution designating Land Use to speak on behalf of the Board</li></ol>

### Recommended By-Laws Change

#### Article VI Section 7

- Land Use Committee – The membership of the Land Use Committee shall be limited to Appointed Board Members. Those Board Members who join the Committee shall be subject to the rules which require regular attendance at meetings as a basis for continuing membership. **-Only members of the Land Use Committee can vote at a Land Use Committee meeting and provided that such committee members were present at the hearing. Absence from the hearing shall qualify for "abstention for cause" on a resolution offered by the Land Use Committee at a general Board meeting.**

#### Present Language.

1. Land Use Committee – The membership of the Land Use Committee shall be limited to Appointed Board Members. Those Board Members who join the Committee shall be subject to the rules which require regular attendance at meetings as a basis for continuing membership. Nevertheless, any member of the Board shall have the right to participate in a vote held by the Land Use Committee, provided such a vote is held on a substantive matter following a hearing at which members of the public have spoken, and provided further that such Board Members were present at the hearing.

To the extent permitted by the City Charter and other applicable laws, the Land Use Committee shall be authorized to speak for and on behalf of the full Board, following, and pursuant to, a Land Use Committee vote on an issue as to which there is a time limit for Board response to a City agency, providing the following conditions have been met:

1. All Board Members have received notice of the Land Use Committee meeting and such notice has included language indicating that the full Board may not have an opportunity to timely vote on the issue and that the Committee decision may therefore constitute the Board's position;
2. The mandated time limit for Board input to the relevant City agency will expire between the date of the Land Use Committee vote and the date of the next regularly scheduled Board meeting; and
3. The Board Chairperson has informed the Land Use Committee Chair, by the date of the Land Use Committee vote that no special Board meeting will be called to consider the issue, and the participants in the Committee meeting are made aware of this information prior to the Committee vote.

#### Projected Calendar

1. Mar 12 - Advise full Board
2. April 3 – Presented to Exec Committee
3. April 8 - LRE Meeting
4. April 9 – Board Meeting – 1<sup>st</sup> vote on By-Laws change
5. May 14 – Board Meeting – 2<sup>nd</sup> vote on By-Laws change

#### III. Review of City Council Legislative Spreadsheet

As was noted at the prior meeting, Ms. Ginty had ceded the role of maintaining the spreadsheet of City Council legislative activities to the committee Chairperson. The Chair indicated the he was still having trouble doing follow-ups on the spreadsheet. In the interim, he has updated the full legislative calendar without follow-ups. The spreadsheet that the chairman has prepared, and will forward to the members of the executive committee is of all legislative items offered to the Council. Chairman has color coded each group of additions and the introductions from our three City Council members. The full spreadsheet is over 70 pages long. Thus, full spreadsheet has been sorted by committee assignments.

#### IV. Review of COIB Settlements

The Committee reviewed the latest settlements from the New York City Conflicts of Interest Board. Most of these settlements focused on the prohibition for public servants from using City resources, including City cars and City letterhead, for non-City purposes. The committee couldn't believe that high level employees could be so be so foolish as to violate basic conflict of interest rules.

#### V. Old Business - None

#### VI. New Business - None

#### VII. Meeting adjourned at 8:00 PM. Next Meeting – Monday, April 8, 2019