

NYC - Mayor`s Office of Contract Services Public Meeting
May 1, 2018

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THE CITY OF NEW YORK
MAYOR'S OFFICE OF CONTRACT SERVICES
PROCUREMENT POLICY BOARD
PUBLIC MEETING

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May 1, 2018
2:12 p.m.
253 Broadway
9th Floor
New York, New York

Julia M. Speros
Court Reporter

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

Alexandros Hatzakis, Chairing Member
FPWA

Lisa Flores, Member
Comptroller's Office

Sergio Paneque, Member
Comptroller's Office

Arva Rice, Member

Dustin Saldarriaga, Member
Office of the Counsel to the Mayor

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A T T E N D E E S:

Dan Symon
MOCS

Suzy Zoen
Comptroller's Office

Isabel Galis-Menendez
New York City Law Department

Marvin Denise
Comptroller's Office

Christian Stilver
MOCS

Victor Gold
MOCS

Ryan Murray
MOCS

Vince Panetti
MOCS

Mike Smilowitz
MOCS

Kerry Imberg
MOCS

Roshanica Cassie
MOCS

Towaki Komatsu

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PROCEEDINGS

MR. HATZAKIS: So I thank everyone for patiently waiting. We're going to go ahead and get started especially since it's a beautiful day outside and I'm sure people would like the chance to walk around to your next meeting after we break. (Laughter.)

So good afternoon. Thank you for being in attendance. This meeting of the Procurement Policy Board will now come to order.

I'd like to ask each member of the Procurement Policy Board to present at this time, both by stating their name -- his or her name -- for the record so that we can get that all sorted.

And I'll just start; Alex Hatzakis, Chairing Member from FPWA.

MS. FLORES: Lisa Flores, Member, from the Comptroller's Office.

MR. PANEQUE: Sergio Paneque, Member, from the Comptroller's Office.

MR. SALDARRIAGA: Dustin Saldarriaga; I'm from the Office of the

1 Counsel to the Mayor.

2 MR. HATZAKIS: Thank you. So we do
3 have a quorum.

4 And I'd like to ask all others in
5 attendance to also state their name for
6 the record.

7 MR. SYMON: Dan Symon, Mayor's
8 Office of Contract Services.

9 MS. ZOEN: Suzy Zoen (phonetic),
10 Comptroller's Office.

11 MS. MENENDEZ: Isabel
12 Galis-Menendez, New York City Law
13 Department.

14 MR. DENISE: Marvin Denise
15 (phonetic), Comptroller's Office.

16 MR. STILVER: Christian Stilver
17 (phonetic), Comptroller's Office.

18 MR. HALL: Victor Gold (phonetic),
19 MOCS.

20 MR. MURRAY: Ryan Murray, MOCS.

21 MR. PANETTI: Vince Panetti
22 (phonetic), MOCS.

23 MS. SERIL: Jennifer Seril
24 (phonetic), MOCS.

25 MR. SMILOWITZ: Mike Smilowitz,

1 MOCS.

2 MS. IMBERG: Kerry Imberg

3 (phonetic), MOCS.

4 MS. CASSIE: Roshanica Cassie, MOCS.

5 MR. KOMATSU: Towaki Komatsu.

6 MR. HATZAKIS: Thank you.

7 So the business before the meeting
8 today is to vote on proposed rules for
9 the Citywide Administrative Procedures
10 Act process, which we'll refer to as
11 CAPA for the purposes of the meeting.

12 The first item on the agenda relates
13 to the creation of a new small purchase
14 to allow agencies to make purchases from
15 minority and women-owned business
16 enterprises without formal competition.

17 For the purposes of the meeting,
18 we'll continue to refer to these
19 enterprises as M/WBES.

20 The Chair would like to now
21 recognize Acting Director of the Mayor's
22 Office of Contract Services, Dan Symon,
23 to speak further on this matter.

24 MR. SYMON: Good afternoon
25 everybody.

1 The Procurement Policy Board
2 proposes to amend Chapter 3 of Title 9
3 of the Rules of the City of New York to
4 create a new subtype of small purchase
5 known as an M/WBE Noncompetitive Small
6 Purchases.

7 The M/WBE Noncompetitive Small
8 Purchase mechanism will allow agencies
9 to make purchases of goods and services
10 from M/WBEs in amounts not exceeding
11 \$150,000 without competition.

12 This proposed rule is authorized by
13 Charter Section 311(i)(1), added by
14 Chapter 504 of the 2017 Laws of New
15 York.

16 The text of this proposed amendment
17 is described as Item 1 on today's
18 agenda, which is featured on the
19 calendar portion of the PPB web page.

20 MR. HATZAKIS: At this time is there
21 a member who wishes to make a statement
22 or ask a question on the matter?

23 (No response.)

24 MR. HATZAKIS: Okay. Seeing none,
25 is there a member that would like to

1 make a motion to move this item?

2 MS. FLORES: Motion to move.

3 MR. HATZAKIS: Is there a member
4 that will second?

5 MR. SALDARRIAGA: Second.

6 MR. HATZAKIS: Thank you. All in
7 favor?

8 (Chorus of "Ayes".)

9 MR. HATZAKIS: Any opposed?

10 (No response.)

11 MR. HATZAKIS: Any abstaining?

12 (No response.)

13 MR. HATZAKIS: Item 1 is voted into
14 the CAPA. Thank you.

15 I'd like to also formally recognize
16 Arva Rice -- if you can introduce
17 yourself for the official record --
18 Member of the PPB.

19 MS. RICE: Hello. I'm Arva Rice,
20 Member of the PPB. My apologies for
21 being late.

22 MR. HATZAKIS: No worries.

23 The second item for vote into the
24 CAPA relates to a proposal to escalate
25 the dollar threshold for PASSPort

1 enrollment.

2 I'd like to, again, recognize Dan
3 Symon to speak further on the item.

4 MR. SYMON: The Procurement Policy
5 Board is proposing amendments to Chapter
6 1 and Chapter 2 of Title 9 of the Rules
7 of the City of New York to escalate the
8 PASSPort enrollment, formally known as
9 VENDEX, threshold from \$100,000 up to
10 \$250,000.

11 The threshold for enrollment in
12 PASSPort was already increased by the
13 City Council through Local Law 72 of
14 2017 which amended Subsections
15 6-116.2(b) and (i) of the New York City
16 Administrative Code.

17 This rule change seeks to bring the
18 PPB Rules into alignment with the
19 provisions of the Administrative Code.
20 This rule change also seeks to harmonize
21 the use of the terms PASSPort and
22 VENDEX, which describe the City's
23 electronic vendor management system.

24 The text of this proposed amendment
25 is featured as Item 2 on today's agenda.

1 MR. HATZAKIS: Is there a member who
2 wishes to make a statement or ask a
3 question on the matter?

4 (No response.)

5 MR. HATZAKIS: There being none, is
6 there a member who would like to make a
7 motion to move the item?

8 MR. PANEQUE: Motion to move.

9 MR. HATZAKIS: Thank you. Is there
10 a second?

11 MS. FLORES: Second.

12 MR. HATZAKIS: Thank you. We'll now
13 ask everyone to vote on the matter.

14 Those in favor?

15 (Chorus of "Ayes".)

16 MR. HATZAKIS: Any opposed?

17 (No response.)

18 MR. HATZAKIS: Any abstentions?

19 (No response.)

20 MR. HATZAKIS: Item 2 is voted into
21 the CAPA. Thank you.

22 The third item of business at
23 today's meeting relates to vote into the
24 CAPA a proposal to allow the City's
25 Comptroller's Office to accept

1 reproductions of contract documents in
2 the course of the registration process.

3 I'd like to recognize Dan Symon to
4 speak further.

5 MR. SYMON: The Procurement Policy
6 Board is proposing an amendment to
7 Chapter 2 of Title 9 of the Rules of the
8 City of New York to enable the
9 Comptroller to accept reproductions of
10 signatures in lieu of original ink
11 signatures.

12 This change would be consistent with
13 applicable New York laws governing
14 electronic contracts and signatures in
15 current trends favoring increased
16 acceptance of electronic records.

17 The text of this proposed amendment
18 is listed as Item 3 on today's agenda.

19 MR. HATZAKIS: Do any members have
20 any questions or statements on the
21 matter?

22 (No response.)

23 MR. HATZAKIS: Can I invite a member
24 to motion this; move this item to a
25 motion?

1 MS. FLORES: Motion to move.

2 MR. HATZAKIS: Thank you. Is there
3 a second?

4 MS. RICE: I second.

5 MR. HATZAKIS: All in favor?

6 (Chorus of "Ayes".)

7 MR. HATZAKIS: Any opposed?

8 (No response.)

9 MR. HATZAKIS: Any abstentions?

10 (No response.)

11 MR. HATZAKIS: Thank you. Item 3 is
12 also voted into the CAPA.

13 There's no other formal business
14 before the Board today. That completes
15 our agenda. So thank you, again,
16 everyone for your attendance today, and
17 that formally concludes today's meeting.
18 The meeting is adjourned.

19 (Time noted: 2:19 p.m.)

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CERTIFICATION

I, JULIA M. SPEROS, a Notary Public for and within the State of New York, do hereby certify:

That the witness whose testimony as herein set forth, was duly sworn by me; and that the within transcript is a true record of the testimony given by said witness.

I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 1st day of May, 2018.



Julia M. Speros

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