

Franchise and Concession Review Committee Public Meeting
July 8, 2015

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PUBLIC MEETING

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FRANCHISE AND CONCESSION REVIEW COMMITTEE

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22 Reade Street
New York, New York 10007
Spector Hall

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Wednesday, July 8, 2015
2:34 p.m.

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APPEARANCES:

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Mayor: Peter Hatch

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Office of the Mayor: Benjamin Furnas

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Corporation Counsel: Sharon Cantor

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Office of Management and Budget: Jane Bayer

17

Comptroller: Richard Friedman

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Brooklyn Borough President: Andrew Gounardes

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Manhattan Borough President: James Caras

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Queens Borough President: Jasmine Narang

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Staten Island Borough President: Jim Shipp

22

Clerk: Stephanie Ruiz

23

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Franchise and Concession Review Committee Public Meeting
July 8, 2015

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1 PROCEEDINGS

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4 MR. HATCH: Good afternoon and thank you for
5 being here. The Franchise and Concession Review
6 Committee Public Meeting will now come to order.
7 Will the Clerk please call the roll?

8 MS. RUIZ: Mayor?

9 MR. HATCH: Here.

10 MS. RUIZ: Office of the Mayor?

11 MR. FURNAS: Here.

12 MS. RUIZ: Comptroller?

13 MR. FRIEDMAN: Here.

14 MS. RUIZ: Corporation Counsel?

15 MS. CANTOR: Here.

16 MS. RUIZ: Office of Management and Budget?

17 MS. BAYER: Here.

18 MS. RUIZ: President Borough of the Bronx?

19 (No response.)

20 MS. RUIZ: President Borough of Brooklyn?

21 MR. GOUNARDES: Present.

22 MS. RUIZ: President Borough of Manhattan?

23 MR. CARAS: Here.

24 MS. RUIZ: President Borough of Queens?

25 MS. NARANG: Here.

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1 PROCEEDINGS

2 MS. RUIZ: President Borough of Staten
3 Island?

4 MR. SHIPP: Here.

5 MR. HATCH: Will the Clerk please call the
6 first calendar item?

7 MS. RUIZ: New York City Department of Parks
8 and Recreation, Calendar Item Number One. In the
9 matter of the intent to seek Franchise and
10 Concession Review Committee approval to utilize a
11 different procedure pursuant to Section 1-16 of
12 the Concession Rules of the City of New York.

13 To authorize the New York City Department
14 of Parks and Recreation to enter into a Sole
15 Source Concession Agreement with the City
16 University of New York, Kingsborough Community
17 College, for the operation and maintenance of a
18 parking lot for the accommodation of the public
19 at the Manhattan Beach Park, identified as Block
20 8760, Lot 485 in the Borough of Brooklyn, for one
21 four season term.

22 MR. HATCH: Is there a member who wishes to
23 make a statement or ask a question on this
24 matter? If not, will a member please make a
25 motion to move this item?

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PROCEEDINGS

MR. GOUNARDES: So moved.

MR. HATCH: Will another member please second the motion?

MR. CARAS: Second.

MR. HATCH: Will the Clerk please take the vote?

MS. RUIZ: Mayor?

MR. HATCH: Yes.

MS. RUIZ: Office of the Mayor?

MR. FURNAS: Yes.

MS. RUIZ: Comptroller?

MR. FRIEDMAN: Yes.

MS. RUIZ: Corporation Counsel?

MS. CANTOR: Yes.

MS. RUIZ: Office of Management and Budget?

MS. BAYER: Yes.

MS. RUIZ: And on behalf of the Borough Presidents, President, Borough of Brooklyn?

MR. GOUNARDES: Yes.

MS. RUIZ: Calendar Item Number One, resolution is adopted.

MR. HATCH: Will the Clerk please call the second calendar item?

MS. RUIZ: New York City Department of

1 PROCEEDINGS

2 Information Technology and Telecommunications,
3 Calendar Item Number Two. In the matter of the
4 intent to seek Franchise and Concession Review
5 Committee approval of a proposed franchise
6 agreement between the City of New York and ZenFi
7 Networks, Inc. or ZenFi.

8 The proposed franchise agreement will
9 grant ZenFi the non-exclusive right to install,
10 operate, and maintain telecommunications
11 equipment facilities on City owned and managed
12 street light poles, traffic light poles, highway
13 signs support poles, and certain utility poles;
14 utility being defined as it is defined in 47 USC
15 Section 224. The proposed franchise will run
16 until November 14, 2019 and is limited to the use
17 of 3000 poles city-wide during the term of the
18 contract.

19 MR. HATCH: Is there a member who wishes to
20 make a statement or ask a question on this
21 matter? If not, will a member please make a
22 motion to move this item?

23 MS. NARANG: So moved.

24 MR. HATCH: Will another member please second
25 the motion?

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PROCEEDINGS

MR. CARAS: Second.

MR. HATCH: Will the Clerk please take the
vote?

MS. RUIZ: Mayor?

MR. HATCH: Yes.

MS. RUIZ: Office of the Mayor?

MR. FURNAS: Yes.

MS. RUIZ: Comptroller?

MR. FRIEDMAN: Yes.

MS. RUIZ: Corporation Counsel?

MS. CANTOR: Yes.

MS. RUIZ: Office of Management and Budget?

MS. BAYER: Yes.

MS. RUIZ: And on behalf of the Borough
Presidents, President, Borough of Queens?

MS. NARANG: Yes.

MS. RUIZ: Calendar Item Number Two,
resolution is adopted.

We ask that the reporter make the entire
public meeting agenda, which was made publicly
available and distributed at this meeting, part
of the final record of this proceeding. That
completes this Calendar.

MR. HATCH: Thank you. Meeting adjourned.

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PROCEEDINGS

C E R T I F I C A T E

STATE OF NEW YORK)
 :
COUNTY OF KINGS

I, BONITA RICHARDS, a Notary Public within and
for the State of New York, do hereby certify:

THAT the within transcript is a true and
accurate record of the testimony given by such
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 8th of July 2015.


BONITA RICHARDS

**Franchise and Concession Review Committee Public Meeting
July 8, 2015**

<p align="center">A</p> <p>accommodation (1) 3:18 accurate (1) 7:11 action (1) 7:14 adjourned (1) 6:25 adopted (2) 4:22 6:19 afternoon (1) 2:4 agenda (1) 6:21 agreement (3) 3:15 5:6,8 Andrew (1) 1:18 APPEARANCES (1) 1:12 approval (2) 3:10 5:5 authorize (1) 3:13 available (1) 6:22 AVENUE (1) 1:23</p>	<p align="center">D</p> <p>defined (2) 5:14,14 Department (3) 3:7,13 4:25 different (1) 3:11 distributed (1) 6:22</p>	<p>Kingsborough (1) 3:16</p>
<p align="center">B</p> <p>Bayer (4) 1:16 2:17 4:17 6:14 Beach (1) 3:19 behalf (2) 4:18 6:15 Benjamin (1) 1:14 Block (1) 3:19 blood (1) 7:14 BONITA (2) 7:8,20 Borough (14) 1:18,19,20,21 2:18 2:20,22,24 3:2,20 4:18,19 6:15 6:16 Bronx (1) 2:18 Brooklyn (4) 1:18 2:20 3:20 4:19 Budget (4) 1:16 2:16 4:16 6:13</p>	<p align="center">E</p> <p>E (2) 7:4,4 enter (1) 3:14 entire (1) 6:20 equipment (1) 5:11</p>	<p align="center">L</p> <p>light (2) 5:12,12 limited (1) 5:16 lot (2) 3:18,20</p>
<p align="center">C</p> <p>C (2) 7:4,4 calendar (7) 3:6,8 4:21,24 5:3 6:18 6:24 call (3) 2:7 3:5 4:23 Cantor (4) 1:15 2:15 4:15 6:12 Caras (4) 1:19 2:23 4:5 6:2 certain (1) 5:13 certify (2) 7:9,13 City (7) 3:7,12,13,15 4:25 5:6,11 city-wide (1) 5:17 Clerk (6) 1:22 2:7 3:5 4:6,23 6:3 College (1) 3:17 come (1) 2:6 Committee (4) 1:6 2:6 3:10 5:5 Community (1) 3:16 completes (1) 6:24 Comptroller (4) 1:17 2:12 4:12 6:9 Concession (6) 1:6 2:5 3:10,12,15 5:4 contract (1) 5:18 Corporation (4) 1:15 2:14 4:14 6:11 Counsel (4) 1:15 2:14 4:14 6:11 COUNTY (1) 7:6</p>	<p align="center">F</p> <p>F (1) 7:4 facilities (1) 5:11 FACSIMILE (1) 1:25 final (1) 6:23 first (1) 3:6 four (1) 3:21 franchise (7) 1:6 2:5 3:9 5:4,5,8,15 Friedman (4) 1:17 2:13 4:13 6:10 Furnas (4) 1:14 2:11 4:11 6:8 further (1) 7:13</p>	<p align="center">M</p> <p>maintain (1) 5:10 maintenance (1) 3:17 MAMARONECK (2) 1:23,24 managed (1) 5:11 Management (4) 1:16 2:16 4:16 6:13 Manhattan (3) 1:19 2:22 3:19 marriage (1) 7:14 matter (5) 3:9,24 5:3,21 7:16 Mayor (8) 1:13,14 2:8,10 4:8,10 6:5 6:7 meeting (5) 1:5 2:6 6:21,22,25 member (6) 3:22,24 4:3 5:19,21,24 motion (4) 3:25 4:4 5:22,25 move (2) 3:25 5:22 moved (2) 4:2 5:23</p>
	<p align="center">G</p> <p>given (1) 7:11 Good (1) 2:4 Gounardes (4) 1:18 2:21 4:2,20 grant (1) 5:9</p>	<p align="center">N</p> <p>Narang (4) 1:20 2:25 5:23 6:17 Networks (1) 5:7 New (11) 1:8,8,24 3:7,12,13,16 4:25 5:6 7:5,9 non-exclusive (1) 5:9 Notary (1) 7:8 November (1) 5:16 Number (4) 3:8 4:21 5:3 6:18</p>
	<p align="center">H</p> <p>Hall (1) 1:9 hand (1) 7:18 Hatch (14) 1:13 2:4,9 3:5,22 4:3,6 4:9,23 5:19,24 6:3,6,25 hereunto (1) 7:17 highway (1) 5:12</p>	<p align="center">O</p> <p>Office (8) 1:14,16 2:10,16 4:10,16 6:7,13 operate (1) 5:10 operation (1) 3:17 order (1) 2:6 outcome (1) 7:15 owned (1) 5:11</p>
	<p align="center">I</p> <p>identified (1) 3:19 Information (1) 5:2 install (1) 5:9 intent (2) 3:9 5:4 interested (1) 7:15 Island (2) 1:21 3:3 item (8) 3:6,8,25 4:21,24 5:3,22 6:18</p>	<p align="center">P</p> <p>p.m (1) 1:10 Park (1) 3:19 parking (1) 3:18 Parks (2) 3:7,14 part (1) 6:22 parties (1) 7:14 Peter (1) 1:13 please (9) 2:7 3:5,24 4:3,6,23 5:21 5:24 6:3 poles (5) 5:12,12,13,13,17 Present (1) 2:21 President (11) 1:18,19,20,21 2:18</p>
	<p align="center">J</p> <p>James (1) 1:19 Jane (1) 1:16 Jasmine (1) 1:20 Jim (1) 1:21 July (2) 1:10 7:18</p> <p align="center">K</p> <p>KINGS (1) 7:6</p>	

**Franchise and Concession Review Committee Public Meeting
July 8, 2015**

<p>2:20,22,24 3:2 4:19 6:16 Presidents (2) 4:19 6:16 procedure (1) 3:11 proceeding (1) 6:23 PROCEEDINGS (6) 2:1 3:1 4:1 5:1 6:1 7:1 proposed (3) 5:5,8,15 public (5) 1:5 2:6 3:18 6:21 7:8 publicly (1) 6:21 pursuant (1) 3:11</p> <hr/> <p style="text-align: center;">Q</p> <hr/> <p>Queens (3) 1:20 2:24 6:16 question (2) 3:23 5:20</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>R (1) 7:4 Reade (1) 1:8 record (2) 6:23 7:11 Recreation (2) 3:8,14 related (1) 7:13 reporter (1) 6:20 REPORTING (1) 1:23 resolution (2) 4:22 6:19 response (1) 2:19 Review (4) 1:6 2:5 3:10 5:4 Richard (1) 1:17 RICHARDS (2) 7:8,20 right (1) 5:9 roll (1) 2:7 Ruiz (27) 1:22 2:8,10,12,14,16,18 2:20,22,24 3:2,7 4:8,10,12,14,16 4:18,21,25 6:5,7,9,11,13,15,18 Rules (1) 3:12 run (1) 5:15</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>season (1) 3:21 second (5) 4:3,5,24 5:24 6:2 Section (2) 3:11 5:15 seek (2) 3:9 5:4 SERVICES (1) 1:23 set (1) 7:17 Sharon (1) 1:15 Shipp (2) 1:21 3:4 signs (1) 5:13 Sole (1) 3:14 Source (1) 3:15 Spector (1) 1:9 State (2) 7:5,9 statement (2) 3:23 5:20 Staten (2) 1:21 3:2 STENO-KATH (1) 1:23 Stephanie (1) 1:22 street (2) 1:8 5:12 support (1) 5:13</p>	<hr/> <p style="text-align: center;">T</p> <hr/> <p>T (2) 7:4,4 take (2) 4:6 6:3 Technology (1) 5:2 telecommunications (2) 5:2,10 term (2) 3:21 5:17 testimony (1) 7:11 thank (2) 2:4 6:25 traffic (1) 5:12 transcript (1) 7:10 true (1) 7:10 Two (2) 5:3 6:18</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>University (1) 3:16 USC (1) 5:14 use (1) 5:16 utility (2) 5:13,14 utilize (1) 3:10</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>vote (2) 4:7 6:4</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>way (1) 7:15 Wednesday (1) 1:10 WHEREOF (1) 7:17 wishes (2) 3:22 5:19 witness (2) 7:12,17</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p>X (2) 1:4,7</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>York (11) 1:8,8,24 3:7,12,13,16 4:25 5:6 7:5,9</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p>ZenFi (3) 5:6,7,9</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>1-16 (1) 3:11 10007 (1) 1:8 10543 (1) 1:24 139 (1) 1:23 14 (1) 5:16</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p>2:34 (1) 1:10 2015 (1) 7:18 2019 (1) 5:16 212.95.DEPOS (1) 1:24 22 (1) 1:8 224 (1) 5:15</p>	<hr/> <p style="text-align: center;">3</p> <hr/> <p>3000 (1) 5:17</p> <hr/> <p style="text-align: center;">4</p> <hr/> <p>47 (1) 5:14 485 (1) 3:20</p> <hr/> <p style="text-align: center;">5</p> <hr/> <p style="text-align: center;">6</p> <hr/> <p style="text-align: center;">7</p> <hr/> <p style="text-align: center;">8</p> <hr/> <p>8,2015 (1) 1:10 8760 (1) 3:20 8th (1) 7:18</p> <hr/> <p style="text-align: center;">9</p> <hr/> <p>914.381.2061 (1) 1:24 914.722.0816 (1) 1:25 953.3767 (1) 1:24</p>
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PUBLIC MEETING

FRANCHISE AND CONCESSION REVIEW COMMITTEE

WEDNESDAY, JULY 8, 2015 @ 2:30 P.M.

22 READE STREET, MANHATTAN

NOTE: INDIVIDUALS REQUESTING SIGN LANGUAGE INTERPRETERS SHOULD CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES, 253 BROADWAY, 9TH FL., NEW YORK, NEW YORK, N.Y. 10007 (212) 788-7490, NO LATER THAN SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC MEETING. TDD USERS SHOULD CALL VERIZON RELAY SERVICE.

*Franchise and Concession Review Committee Public Meeting
Wednesday, July 8, 2015 @ 2:30 P.M.*

NEW YORK CITY DEPARTMENT OF PARKS AND RECREATION

No. 1: **IN THE MATTER** of the intent to seek Franchise and Concession Review Committee approval to utilize a different procedure, pursuant to Section 1-16 of the Concession Rules of the City of New York, to authorize the New York City Department of Parks and Recreation to enter into a Sole Source Concession Agreement with City University of New York, Kingsborough Community College for the operation and maintenance of a parking lot for the accommodation of the public at Manhattan Beach Park, identified as Block 8760, Lot 485 in the Borough of Brooklyn, for one (1) four-season term. Compensation to the City will be as follows: Operating Season 1 (September 14, 2015-May 15, 2016): \$114,000; Operating Season 2 (September 12, 2016-May 14, 2017): \$114,000; Operating Season 3 (September 11, 2017-May 13, 2018): \$114,000; Operating Season 4 (September 10, 2018-May 12, 2019): \$114,000.

**A proposed resolution was submitted relative thereto.
RESOLUTION FOR ADOPTION.**

**NEW YORK CITY DEPARTMENT OF INFORMATION TECHNOLOGY AND
TELECOMMUNICATIONS**

No. 2: **IN THE MATTER** of the intent to seek Franchise and Concession Review Committee approval of a proposed franchise agreement between the City of New York and ZenFi Networks, Inc. ("ZenFi"). The proposed franchise agreement will grant ZenFi the non-exclusive right to install, operate and maintain telecommunications equipment and facilities on City owned and managed street light poles, traffic light poles, highway sign support poles and certain utility poles ("utility" being defined as it is defined in 47 U.S.C. Section 224). The proposed franchise will run until November 14, 2019 and is limited to the use of 3,000 poles city-wide during the term of the contract.

**A proposed resolution was submitted relative thereto.
RESOLUTION FOR ADOPTION.**