

FCRC Public Meeting NYC - MOCS ERM for summit building services
November 10, 2021

1 -----X

2 PUBLIC MEETING

3 FRANCHISE AND CONCESSION REVIEW COMMITTEE

4 -----X

5 22 Reade Street/Microsoft Teams

6 November 10, 2021

7 2:31 p.m.

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10 MEETING in the above-referenced matter,

11 held at the above time and place, before Sabrina

12 Brown Stewart, a Notary Public of the State of New

13 York.

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

2 BESS CHIU, Chair

3 GREGG ALLEYNE, Clerk

4 ALEXANDRE STAMOULIS

5 YVONNE QUINTIAN, Office of Management and Budget

6 JULIE BERO, Office of the Mayor

7 KENISHA SUTTON, Corporation Counsel

8 JOHN KATSORHIS, Comptroller

9 MIRTHA CAMILLE SABIO, Borough President of Bronx

10 TONYA CANTLO, Borough President of Brooklyn

11 ROSAURA MENDEZ, Borough President of Manhattan

12 ALLAN SWISHER, Borough President of Queens

13 STEPHEN CARACAPPA, Borough President of Staten
Island

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1 MS. CHIU: Good afternoon and thank you
2 all for being here. If you are unable to
3 join these proceedings in person, please join
4 via the following Microsoft Teams dial-in
5 information. The phone number is
6 (646)893-7101. The phone conference ID
7 number is 307 632 070.

8 Again, the number is (646)893-7101, and
9 the phone conference ID number is 307 632
10 070. If you are attending remotely, please
11 identify yourself when speaking. The
12 Franchise and Concession Review Committee
13 Public Meeting will now come to order.

14 Will the Clerk please call the roll?

15 THE CLERK: Prior to calling the roll,
16 I would like to read out the COVID-19
17 guidance for today's proceedings.

18 Please do not attend these proceedings
19 if you have experienced any symptoms of
20 COVID-19 within the past ten days, which
21 would include a fever of 100 degrees or plus,
22 have a cough or loss of taste or smell or
23 shortness of breath, if you have tested
24 positive for COVID-19 within the past
25 ten days, and if you have been in close

1 contact with anyone while they have had
2 COVID-19 within the past ten days and are
3 required to quarantine under existing CDC
4 guidance.

5 All hearing attendees will be required
6 to practice physical distancing, and all
7 attendees over the age of two who are
8 medically able to tolerate a face covering
9 will be required to wear a face covering,
10 regardless of vaccination status.

11 The maximum occupancy for this room,
12 while observing physical distancing
13 requirements, is 40 persons. We will now
14 call the roll.

15 Mayor?

16 MS. CHIU: Bess Chiu, here.

17 THE CLERK: Office of the Mayor?

18 MS. BERO: Julie Bero, present.

19 THE CLERK: Comptroller?

20 MR. KATSORHIS: John Katsorhis, here.

21 THE CLERK: Corporation Counsel?

22 MS. SUTTON: Kenisha Sutton, present.

23 THE CLERK: Office of Management and
24 Budget?

25 MS. QUINTIAN: Yvonne Quintain, here.

1 THE CLERK: President, Borough of the
2 Bronx?

3 MS. SABIO: Mirtha Camille Sabio, here,
4 for Bronx Borough President Ruben Diaz
5 Junior.

6 THE CLERK: President, Borough of
7 Brooklyn?

8 MS. CANTLO: Good afternoon. This is
9 Tonya Cantlo, representing Brooklyn Borough
10 President Eric Adams.

11 THE CLERK: President, Borough of
12 Manhattan?

13 MS. MENDEZ: Rosie Mendez, representing
14 Manhattan Borough President Gale Brewer.

15 THE CLERK: President, Borough of
16 Queens?

17 MR. SWISHER: Allan Swisher, for Queens
18 Borough President Donovan Richards.

19 THE CLERK: President, Borough of
20 Staten Island?

21 MR. CARACAPPA: (Inaudible response.)

22 THE CLERK: Will the President, Borough
23 of Staten Island please repeat yourself?

24 MR. CARACAPPA: (Inaudible response.)

25 MR. STAMOULIS: I'm sorry, Stephen, but

1 you're not coming through very clearly. We
2 can hear that you're speaking, but we can't
3 make out what you're saying. Is it possible
4 that you can either speak louder or you could
5 go on a different microphone?

6 MR. CARACAPPA: I was on before.

7 MR. STAMOULIS: Okay. We've got you
8 now. You're a little -- there's a bit of an
9 interference, but we can hear you now. Thank
10 you.

11 MS. CHIU: Will the clerk please call
12 the first calendar item?

13 THE CLERK: New York City Department of
14 Transportation Calendar Item Number 1:

15 In the matter of the intent to seek
16 Franchise and Concession Review Committee
17 approval to utilize a different procedure,
18 pursuant to Section 1-16 of the Concession
19 Rules of the City of New York, to negotiate a
20 Sole Source License Agreement with Dumbo,
21 which is the Dumbo District Management
22 Association, Inc., otherwise known as the
23 DUMBO BID, to provide for the operation and
24 management of a pedestrian plaza, located on
25 Old Fulton Street, Front Street and Water

1 Street, in the Borough of Brooklyn, and
2 maintenance and/or repair of certain
3 amenities within the Licensed Plaza,
4 including through City-approved plaza events,
5 sponsorships, gifts and subconcessions,
6 including but not limited to providing for
7 the sale of any of the following:

8 Prepared food, beverages, locally grown
9 produce, and other locally manufactured
10 products, merchandise; such as souvenirs
11 and/or T-shirts, and other similar
12 merchandise within the Licensed Plaza.

13 MS. CHIU: Is there a member who wishes
14 to make a statement or ask a question on this
15 matter?

16 (No response.)

17 MS. CHIU: If not, will a member please
18 make a motion to move this item?

19 MS. SUTTON: Kenisha Sutton, I move
20 this item.

21 MS. CHIU: Will another member please
22 second the motion?

23 MS. BERO: Julie Bero, second it.

24 MS. CHIU: Will the Clerk please take
25 the vote?

1 THE CLERK: Mayor?

2 MS. CHIU: Bess Chiu, yes.

3 THE CLERK: Office of the Mayor?

4 MS. BERO: Julie Bero, yes.

5 THE CLERK: Comptroller?

6 MR. KATSORHIS: John Katsorhis, yes.

7 THE CLERK: Corporation Counsel?

8 MS. SUTTON: Kenisha Sutton, yes.

9 THE CLERK: Office of Management and
10 Budget?

11 MS. QUINTIAN: Yvonne Quintain, yes.

12 THE CLERK: On behalf of the borough
13 presidents, President, Borough of Brooklyn?

14 MS. CANTLO: Tonya Cantlo, (disruptive
15 noise).

16 THE CLERK: Calendar Item Number 1,
17 Resolution is: Adopted.

18 MS. CHIU: Will the clerk please call
19 the next calendar item?

20 THE CLERK: New York City Department of
21 Information Technology and Telecommunications
22 Calendar Item Number 2:

23 In the matter of the intent to seek
24 Franchise and Concession Review Committee
25 approval regarding a proposed mobile

1 telecommunications services franchise
2 agreement between the City of New York and
3 Annex Fiber, Inc. The proposed franchise
4 agreement would grant nonexclusive franchises
5 to construct, install, use, operate and/or
6 maintain wire, cable, and/or optical fiber
7 and associated equipment on, over, and under
8 the inalienable property of the City for the
9 provision of Information Services, as defined
10 in the proposed franchise agreement.

11 The proposed franchise agreement has a
12 term of ten years with an option, at DoITT's
13 sole discretion, for the parties to extend
14 the agreement for up to a further five-year
15 period.

16 Please be advised that at the request
17 of the agency, this item will be held over to
18 the December 8, 2021, FCRC public meeting.
19 Any change to this schedule which will result
20 in a public meeting being scheduled prior to
21 the December 8, FCRC public meeting will be
22 reflected in the City Record and in
23 newspapers as required by Section 104 of the
24 Open Meetings Law.

25 MS. CHIU: Will the Clerk please call

1 the next calendar item?

2 THE CLERK: New York City Department of
3 Information Technology and Telecommunications
4 Calendar Item Number 3:

5 In the matter of the intent to seek
6 Franchise and Concession Review Committee
7 approval regarding a proposed mobile
8 telecommunications services franchise
9 agreement between the City of New York and
10 ExteNet Systems New York, Inc.

11 The proposed franchise agreements would
12 grant nonexclusive franchises to construct,
13 install, use, operate and/or maintain wire,
14 cable, and/or optical fiber and associated
15 equipment on, over, and under the inalienable
16 property of the City for the provision of
17 Information Services, as defined in the
18 proposed franchise agreements.

19 The proposed franchise agreement has a
20 term of ten years with an option, at DoITT's
21 sole discretion, for the parties to extend
22 the agreement for up to a further five-year
23 period.

24 The foregoing summary will apply to all
25 subsequent calendar items being voted on

1 today and will not be repeated.

2 MS. CHIU: Is there a member who wishes
3 to make a statement or ask a question on this
4 matter?

5 (No response.)

6 MS. CHIU: If not, will a member please
7 make a motion to move this item?

8 MS. SUTTON: Kenisha Sutton, I move
9 this item.

10 MS. CHIU: Will another member please
11 second the motion?

12 MS. BERO: Julie Bero, second it.

13 MS. CHIU: Will the Clerk please take
14 the vote?

15 THE CLERK: Mayor?

16 MS. CHIU: Bess Chiu, yes.

17 THE CLERK: Office of the Mayor?

18 MS. BERO: Julie Bero, yes.

19 THE CLERK: Comptroller?

20 MR. KATSORHIS: John Katsorhis, yes.

21 THE CLERK: Corporation Counsel?

22 MS. SUTTON: Kenisha Sutton, yes.

23 THE CLERK: Office of Management and
24 Budget?

25 MS. QUINTIAN: Yvonne Quintain, yes.

1 THE CLERK: On behalf of the borough
2 presidents, President, Borough of Queens?

3 MR. SWISHER: Allan Swisher,
4 (disruptive noise).

5 THE CLERK: Calendar Item Number 3,
6 Resolution is: Adopted.

7 (Applause.)

8 MS. CHIU: Will the Clerk please call
9 the next calendar item?

10 THE CLERK: New York City Department of
11 Information Technology and Telecommunications
12 Calendar Item Number 4:

13 In the matter of the intent to seek
14 Franchise and Concession Review Committee
15 approval regarding a proposed mobile
16 telecommunications services franchise
17 agreement between the City of New York and
18 Flume Internet, Inc.

19 MS. CHIU: Is there a member who wishes
20 to make a statement or ask a question on this
21 matter?

22 (No response.)

23 MS. CHIU: If not, will a member please
24 make a motion to move this item?

25 MS. SUTTON: I move this item. This is

1 Kenisha Sutton.

2 MS. CHIU: Will another member please
3 second the motion?

4 MS. BERO: Julie Bero, second it.

5 MS. CHIU: Will the Clerk please take
6 the vote?

7 THE CLERK: Mayor?

8 MS. CHIU: Bess Chiu, yes.

9 THE CLERK: Office of the Mayor?

10 MS. BERO: Julie Bero, yes.

11 THE CLERK: Comptroller?

12 MR. KATSORHIS: John Katsorhis, yes.

13 THE CLERK: Corporation Counsel?

14 MS. SUTTON: Kenisha Sutton, yes.

15 THE CLERK: Office of Management and
16 Budget?

17 MS. QUINTIAN: Yvonne Quintain, yes.

18 THE CLERK: On behalf of the
19 presidents, President, Borough of Staten
20 Island?

21 MR. CARACAPPA: Stephen Caracappa, yes.

22 (Brief pause in proceedings.)

23 THE CLERK: Apologies. We have a
24 change to read into the record. As far as
25 the description of the franchises being

1 presented today, I will reread the franchise
2 description as there was an error in the
3 previous franchise description.

4 The New York City Department of
5 Information Technology and Telecommunications
6 franchises are being presented in the matter
7 of the intent to seek franchise -- one
8 second.

9 MR. STAMOULIS: If you'll bear with us
10 for a moment, we're going to pause the
11 proceedings for a moment while we solve this
12 issue. Thank you very much for your
13 patience.

14 (Brief pause in proceedings.)

15 THE CLERK: So, we're going to go from
16 Calendar Item Number 2.

17 MR. STAMOULIS: Let me just fill in
18 those attending remotely.

19 THE CLERK: Calendar Item Number 2 --

20 MR. STAMOULIS: One second, Gregg. Let
21 me just fill in those attending remotely.

22 Now, for those of you attending
23 remotely, please be aware there was an error
24 in the description of the DoITT franchise
25 items. With that in mind, we have reason to

1 correct the description and starting off with
2 new Calendar Item Number 2, and holding a new
3 vote for these items so that the record is
4 clear.

5 Thank you for your patience and your
6 understanding.

7 THE CLERK: Okay. In the matter of the
8 intent to seek Franchise and Concession
9 Review Committee approval regarding a
10 proposed information services franchise
11 agreement between the City of New York and
12 Annex Fiber, Inc.

13 The proposed franchise agreement would
14 grant nonexclusive franchises to construct,
15 install, use, operate and/or maintain wire,
16 cable, and/or optical fiber and associated
17 equipment on, over, and under the inalienable
18 property of the City of New York for the
19 provision of Information Services, as defined
20 in the proposed franchise agreements.

21 The proposed franchise agreement has a
22 term of ten years with an option, at DoITT's
23 sole discretion, for the parties to extend
24 the agreement for up to a further five-year
25 period.

1 Please be advised that at the request
2 of the agency, this item will be held over to
3 the December 8, 2021, FCRC public meeting.
4 Any changes to the schedule which will result
5 in a public meeting being scheduled prior to
6 the December 8, FCRC public meeting will be
7 reflected in the City Record and in
8 newspapers as required by Section 104 of the
9 Open Meetings Law.

10 MS. CHIU: Will the Clerk please call
11 the next calendar item?

12 THE CLERK: New York City Department of
13 Information Technology and Telecommunications
14 Calendar Item Number 3:

15 In the matter of the intent to seek
16 Franchise and Concession Review Committee
17 approval regarding a proposed information
18 services franchise agreement between the City
19 of New York and ExteNet Systems, Inc.,
20 ExteNet Systems New York, Inc.

21 The proposed franchise service
22 agreement would grant the nonexclusive
23 franchise to construct, install, use,
24 operate, and/or maintain wire, cable, and/or
25 optical fiber and associated equipment on,

1 over, and under the inalienable property of
2 the City for the provision of Information
3 Services, as defined in the proposed
4 franchise agreement.

5 The proposed franchise agreement has a
6 term of ten years with an option, at DoITT's
7 sole discretion, for the parties to extend
8 the agreement for up to a further five-year
9 period.

10 The foregoing summary will apply to all
11 subsequent calendar items being voted on
12 today and will not be repeated.

13 MS. CHIU: Is there a member who wishes
14 to make a statement or ask a question on this
15 matter?

16 (No response.)

17 MS. CHIU: If not, will a member please
18 make a motion to move this item?

19 MS. SUTTON: Kenisha Sutton, I move
20 this item.

21 MS. CHIU: Will another member please
22 second the motion?

23 MS. BERO: Julie Bero, second it.

24 MS. CHIU: Will the Clerk please take
25 the vote?

1 THE CLERK: Mayor?

2 MS. CHIU: Bess Chiu, yes.

3 THE CLERK: Office of the Mayor?

4 MS. BERO: Julie Bero, yes.

5 THE CLERK: Comptroller?

6 MR. KATSORHIS: John Katsorhis, yes.

7 THE CLERK: Corporation Counsel?

8 MS. SUTTON: Kenisha Sutton, yes.

9 THE CLERK: Office of Management and
10 Budget?

11 MS. QUINTIAN: Yvonne Quintain, yes.

12 THE CLERK: On behalf of the borough
13 presidents, President, Borough of Queens?

14 MR. SWISHER: Allan Swisher, yes.

15 THE CLERK: Calendar Item Number 3,
16 Resolution is: Adopted.

17 (Applause.)

18 MS. CHIU: Will the Clerk please call
19 the next calendar item?

20 THE CLERK: New York City Department of
21 Information Technology and Telecommunications
22 Calendar Item Number 4:

23 In the matter of the intent to seek
24 Franchise and Concession Review Committee
25 approval regarding a proposed information

1 services franchise agreement between the City
2 of New York and Flume Internet, Inc.

3 MS. CHIU: Is there a member who wishes
4 to make a statement or ask a question on this
5 matter?

6 (No response.)

7 MS. CHIU: If not, will a member please
8 make a motion to move this item?

9 MS. SUTTON: Kenisha Sutton, I move
10 this item.

11 MS. CHIU: Will another member please
12 second the motion?

13 MS. BERO: Julie Bero, second it.

14 MS. CHIU: Will the Clerk please take
15 the vote?

16 THE CLERK: Mayor?

17 MS. CHIU: Bess Chiu, yes.

18 THE CLERK: Office of the Mayor?

19 MS. BERO: Julie Bero, yes.

20 THE CLERK: Comptroller?

21 MR. KATSORHIS: John Katsorhis, yes.

22 THE CLERK: Corporation Counsel?

23 MS. SUTTON: Kenisha Sutton, yes.

24 THE CLERK: Office of Management and
25 Budget?

1 MS. QUINTIAN: Yvonne Quintain, yes.

2 THE CLERK: On behalf of the borough
3 presidents, President, Borough of Staten
4 Island?

5 MR. CARACAPPA: Stephen Caracappa, yes.

6 THE CLERK: Calendar Item Number 4,
7 Resolution is: Adopted.

8 (Applause.)

9 MS. CHIU: Will the Clerk please call
10 the next calendar item?

11 THE CLERK: New York City Department of
12 Information Technology and Telecommunications
13 Calendar Item Number 5:

14 In the matter of the intent to seek
15 Franchise and Concession Review Committee
16 approval regarding a proposed information
17 services franchise agreement between the City
18 of New York and Pilot Fiber New York LLC.

19 MS. CHIU: Is there a member who wishes
20 to make a statement or ask a question on this
21 matter?

22 (No response.)

23 MS. CHIU: If not, will a member please
24 make a motion to move this item?

25 MS. SUTTON: Kenisha Sutton, I move

1 this item.

2 MS. CHIU: Will another member please
3 second the motion?

4 MS. BERO: Julie Bero, second it.

5 MS. CHIU: Will the Clerk please take
6 the vote?

7 THE CLERK: Mayor?

8 MS. CHIU: Bess Chiu, yes.

9 THE CLERK: Office of the Mayor?

10 MS. BERO: Julie Bero, yes.

11 THE CLERK: Comptroller?

12 MR. KATSORHIS: John Katsorhis, yes.

13 THE CLERK: Corporation Counsel?

14 MS. SUTTON: Kenisha Sutton, yes.

15 THE CLERK: Office of Management and
16 Budget?

17 MS. QUINTIAN: Yvonne Quintain, yes.

18 THE CLERK: On behalf of the borough
19 presidents, President, Borough of the Bronx?

20 MS. SABIO: Mirtha Camille Sabio, yes.

21 THE CLERK: Calendar Item Number 5,
22 Resolution is: Adopted.

23 (Applause.)

24 MS. CHIU: Will the Clerk please call
25 the next calendar item?

1 THE CLERK: New York City Department of
2 Information Technology and Telecommunications
3 Calendar Items Number 6:

4 In the matter of the intent to seek
5 Franchise and Concession Review Committee
6 approval regarding a proposed information
7 services franchise agreement between the City
8 of New York and Virtue Media Vision's Network
9 LLC.

10 Please be advised that at the request
11 of the agency, this item will be held over to
12 the December 8, 2021, FCRC public meeting.
13 Any change to this schedule which will result
14 in a public meeting being scheduled prior to
15 December 8, FCRC public meeting will be
16 reflected in the City Record and in
17 newspapers as required by Section 104 of the
18 Open Meetings Law.

19 MS. CHIU: Will the Clerk please call
20 the next calendar item?

21 THE CLERK: New York City Department of
22 Information Technology and Telecommunications
23 Calendar Item Number 7:

24 In the matter of the intent to seek
25 Franchise and Concession Review Committee

1 approval regarding a proposed information
2 services franchise agreement between the City
3 of New York and WNET Telecom USA.

4 MS. CHIU: Is there a member who wishes
5 to make a statement or ask a question on this
6 matter?

7 (No response.)

8 MS. CHIU: If not, will a member please
9 make a motion to move this item?

10 MS. SUTTON: Kenisha Sutton, I move
11 this item.

12 MS. CHIU: Will another member please
13 second the motion?

14 MS. BERO: Julie Bero, second it.

15 MS. CHIU: Will the Clerk please take
16 the vote?

17 THE CLERK: Mayor?

18 MS. CHIU: Bess Chiu, yes.

19 THE CLERK: Office of the Mayor?

20 MS. BERO: Julie Bero, yes.

21 THE CLERK: Comptroller?

22 MR. KATSORHIS: John Katsorhis, yes.

23 THE CLERK: Corporation Counsel?

24 MS. SUTTON: Kenisha Sutton, yes.

25 THE CLERK: Office of Management and

1 Budget?

2 MS. QUINTIAN: Yvonne Quintain, yes.

3 THE CLERK: On behalf of the borough
4 presidents, President, Borough of Manhattan?

5 MS. MENDEZ: Rosie Mendez, yes.

6 THE CLERK: Calendar Item Number 7,
7 Resolution is: Adopted.

8 (Applause.)

9 MS. CHIU: Will the Clerk please call
10 the next calendar item?

11 THE CLERK: New York City Department of
12 Information Technology and Telecommunications
13 Calendar Item Number 8:

14 In the matter of the intent to seek
15 Franchise and Concession Review Committee
16 approval regarding a proposed information
17 services franchise agreement between the City
18 of New York and ZenFi Networks, LLC.

19 MS. CHIU: Is there a member who wishes
20 to make a statement or ask a question on this
21 matter?

22 (No response.)

23 MS. CHIU: If not, will a member please
24 make a motion to move this item?

25 MS. SUTTON: Kenisha Sutton, I move

1 this item.

2 MS. CHIU: Will another member please
3 second the motion?

4 MS. BERO: Julie Bero, second it.

5 MS. CHIU: Will the Clerk please take
6 the vote?

7 THE CLERK: Mayor?

8 MS. CHIU: Bess Chiu, yes.

9 THE CLERK: Office of the Mayor?

10 MS. BERO: Julie Bero, yes.

11 THE CLERK: Comptroller?

12 MR. KATSORHIS: John Katsorhis, yes.

13 THE CLERK: Corporation Counsel?

14 MS. SUTTON: Kenisha Sutton, yes.

15 THE CLERK: Office of Management and
16 Budget?

17 MS. QUINTIAN: Yvonne Quintain, yes.

18 THE CLERK: On behalf of the borough
19 presidents, President, Borough of Brooklyn?

20 MS. CANTLO: Tonya Cantlo, yes.

21 THE CLERK: Calendar Item Number 8,
22 Resolution is: Adopted.

23 (Applause.)

24 THE CLERK: We ask that the Report make
25 the entire Public Meeting Agenda, which was

1 made publicly available and distributed at
2 this meeting, part of the final record of
3 this proceeding. That completes the
4 Calendar.

5 MS. CHIU: Thank you, meeting
6 adjourned.

7 (TIME NOTED: 2:57 p.m.)
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C E R T I F I C A T E

STATE OF NEW YORK)

:SS

COUNTY OF QUEENS)

I, Sabrina Brown Stewart, a shorthand
reporter within and for the State of New York, do
hereby certify that the within is a true and
accurate transcript of the statement taken on
November 10, 2021.

I further certify that I am not related to
any of the parties to this action by blood or by
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 26th day of November 2021.

Sabrina Brown Stewart
Sabrina Brown Stewart

**FCRC Public Meeting NYC - MOCS ERM for summit building
services**

November 10, 2021			28	
070 3:7,10	alleyne 2:3	attending 3:10 14:18,21,22 (4)	8:12,13 12:1,2 13:19 18:12,13 20:2,3 21:18,19 24:3,4 25:18,19 (31)	can 6:2,4,9
26th 27:17	am 27:12,14	available 26:1	breath 3:23	can't 6:2
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