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FRANCHISE & CONCESSION REVIEW COMMITTEE
PUBLIC HEARING

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2 Lafayette Street
New York, New York

Wednesday, October 10, 2018
2:38 P.M.

FCRC PUBLIC HEARING/MEETING DESIGNEES

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- Mayor/Chair - Peter Hatch
- Office of the Mayor - Benjamin Furnas
- Corporation Counsel - Shanon Cantor
- Office of Management and Budget - Yvonne Quintian
- Comptroller - Jennifer Conovitz, Michael D'Ambrosio
- Bronx BP - (not present)
- Brooklyn BP - Tonya Cantlo-Cockfield
- Manhattan BP - James Caras
- Queens BP - Allan Swisher
- Staten Island BP - Lashay Young
- The Clerk - Stephanie Ruiz

1 CHAIR: Good afternoon, and thank you for
2 being here. The Franchise and Concession
3 Review Committee public meeting will now come
4 to order.

5 Will the clerk please call the roll.

6 THE CLERK: Mayor?

7 CHAIR: Yes.

8 THE CLERK: Office of the Mayor?

9 MR. FURNAS: Here.

10 THE CLERK: Comptroller?

11 MR. D'AMBROSIO: Here.

12 THE CLERK: Corporation Counsel?

13 MS. CANTOR: Here.

14 THE CLERK: Office of Management and
15 Budget?

16 MS. QUINTIAN: Here.

17 THE CLERK: President of the Borough of
18 the Bronx?

19 MR. LUCANIA: --

20 THE CLERK: President of the Borough of
21 Brooklyn?

22 MS. CANTLO-COCKFIELD: Here.

23 THE CLERK: President of the Borough of
24 Manhattan?

25 MR. CARAS: Here.

1 THE CLERK: President of the Borough of
2 Queens?

3 MR. SWISHER: Here.

4 THE CLERK: President of the Borough of
5 Staten Island?

6 MS. YOUNG: Here.

7 CHAIR: Will the clerk please call the
8 first calendar item.

9 THE CLERK: New York City Department of
10 Parks and Recreation, Calendar Item No.: 1:

11 In the matter of the intent to seek
12 "Franchise and Concession Review Committee"
13 approval to utilize a different procedure
14 pursuant to §ection: 1-16 of the Concession
15 Rules of the City of New York to enter into an
16 amendment between "Parks" and Prospect Park
17 Alliance, Inc. ("Licensee") for the operation,
18 maintenance, and management of a year-round
19 tennis facility at the Parade Ground, Prospect
20 Park, Brooklyn.

21 The amendment, among other things, extends
22 the License Agreement for one (1) year, with an
23 additional one (1)-year-renewal option to be
24 exercised at the sole discretion of "Parks."

25 Compensation to the City will be as

1 follows: Licensee shall pay to the City
2 license fees consisting of the greater of a
3 guaranteed minimum annual fee versus a
4 percentage of gross receipts plus 2 percent of
5 gross receipts over \$1,700,000. Operating year
6 16: \$135,000 versus 10 percent of gross
7 receipts plus 2 percent of gross receipts over
8 \$1,700.00; option year: \$135,000 versus 10
9 percent of gross receipts plus 2 percent of
10 gross receipts over \$1,700,000.

11 A proposed resolution was submitted
12 relative thereto, and the resolution is
13 calendared for adoption.

14 CHAIR: Does any member wish to make a
15 statement or ask a question on this matter?

16 If not, will a member please make a motion
17 to move this item?

18 MS. CANTOR: So moved.

19 CHAIR: Will another member please second
20 that motion?

21 MR. FURNAS: Second.

22 CHAIR: Will the clerk please take the
23 vote.

24 THE CLERK: Mayor?

25 CHAIR: Yes.

1 THE CLERK: Office of the Mayor?

2 MR. FURNAS: Yes.

3 THE CLERK: Comptroller?

4 MR. D'AMBROSIO: Yes.

5 THE CLERK: Corporation Counsel?

6 MS. CANTOR: Yes.

7 THE CLERK: Office of Management and
8 Budget?

9 MS. QUINTIAN: Yes.

10 THE CLERK: And, on behalf of the borough
11 presidents, president of the Borough of
12 Brooklyn?

13 MS. CANTLO-COCKFIELD: Yes.

14 THE CLERK: Calendar Item No.: 1, the
15 resolution is adopted.

16 CHAIR: Will the clerk please call the
17 second calendar item.

18 THE CLERK: New York City Department of
19 Parks and Recreation Calendar Item No.: 2:

20 In the matter of the intent to seek
21 "Franchise Concession Review Committee"
22 approval to utilize a different procedure
23 pursuant to §section: 1-16 of the Concession
24 Rules of the City of New York to negotiate an
25 amendment to the concession agreement with

1 OptumRx Discount Card Services, LLC to develop,
2 operate, and administer the NYC Drug Discount
3 Card program available to all New York City
4 residents, known as "Big Apple Rx."

5 DOHMH anticipates that the amendment will
6 extend the term of the concession agreement for
7 an additional eighteen (18) months.

8 A proposed resolution was submitted
9 relative thereto, and the resolution was
10 calendared for adoption.

11 CHAIR: Is there a member that wishes to
12 make a statement or ask a question on this
13 item?

14 If not, will a member please make a motion
15 to move this item?

16 MS. QUINTIAN: So moved.

17 CHAIR: Will another member please second
18 the motion?

19 MS. CONOVITZ: Second.

20 CHAIR: Thank you.

21 Will the clerk please take the vote.

22 THE CLERK: Mayor?

23 CHAIR: Yes.

24 THE CLERK: Office of the Mayor?

25 MR. FURNAS: Yes.

1 THE CLERK: Comptroller?

2 MR. D'AMBROSIO: Yes.

3 THE CLERK: Corporation Counsel?

4 MS. CANTOR: Yes.

5 THE CLERK: Office of Management and
6 Budget?

7 MS. QUINTIAN: Yes.

8 THE CLERK: And, on behalf of the borough
9 president, president of the Borough of Queens?

10 MR. SWISHER: Yes.

11 THE CLERK: Calendar Item No.: 2,
12 resolution is adopted.

13 CHAIR: Will the clerk please call the
14 third calendar item.

15 THE CLERK: New York City Department of
16 Parks and Recreation Calendar Item No.: 3:

17 In the matter of the intent to seek
18 "Franchise and Concession Review Committee"
19 approval to utilize a different procedure
20 pursuant to §section: 1-16 of the Concession
21 Rules of the City of New York to negotiate sole
22 source license agreement with the Riverside
23 Park Conservancy regarding Riverside Park in
24 Manhattan.

25 A proposed resolution was submitted

1 relative thereto, and the resolution is
2 calendared for adoption.

3 CHAIR: Does any member have a statement
4 or question?

5 If not, will a member please make a motion
6 to move the item?

7 MR. CARAS: So moved.

8 Will another member please second the
9 motion?

10 MS. YOUNG: Second.

11 CHAIR: Will the clerk please take the
12 vote.

13 THE CLERK: Mayor?

14 CHAIR: Yes.

15 THE CLERK: Office of the Mayor?

16 MR. FURNAS: Yes.

17 THE CLERK: Comptroller?

18 MR. D'AMBROSIO: Yes.

19 THE CLERK: Corporation Counsel?

20 MS. CANTOR: Yes.

21 THE CLERK: Office of Management and
22 Budget?

23 MS. QUINTIAN: Yes.

24 THE CLERK: And, on behalf of the borough
25 president, president of the borough of

1 Manhattan.

2 MS. YOUNG: Yes.

3 THE CLERK: Calendar Item No.: 3,
4 resolution is adopted.

5 We ask that the reporter make the entire
6 public meeting agenda, which will be publicly
7 available and distributed at this meeting, part
8 of the final record of this proceeding.

9 That includes the calendar.

10 CHAIR: Thank you. Meeting adjourned.

11 (Time noted: 2:51 p.m.)

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CERTIFICATE OF NOTARY

STATE OF NEW YORK)
COUNTY OF BRONX)

I, Curtis Williams, a Stenotype Shorthand Reporter and Notary Public within and for the State of New York, do hereby certify that the within FCRC public hearing/meeting, was held before me, and I faithfully and impartially recorded stenographically the questions, answers, and colloquy.

I further certify that after said examination was recorded stenographically by me, it was reduced to typewriting under my supervision, and I hereby submit that the within contents of said examination are true and accurate to the best of my ability.

I further certify that I am not a relative nor an attorney for any of the parties connected with the aforesaid examination, nor am I otherwise interested in the testimony of the witness.

Curtis Williams
CURTIS WILLIAMS

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PUBLIC MEETING

FRANCHISE AND CONCESSION REVIEW COMMITTEE

WEDNESDAY, OCTOBER 10, 2018 @ 2:30 P.M.

2 LAFAYETTE STREET, NEW YORK, NY

NOTE: This location is accessible to individuals using wheelchairs or other mobility devices. For further information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact the Mayor's Office of Contract Services (MOCS) via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at (212) 788-0010. Any person requiring reasonable accommodation for the public meeting should contact MOCS at least three (3) business days in advance of the meeting to ensure availability. 

*Franchise and Concession Review Committee Public Meeting
Wednesday, October 10, 2018 @ 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 enter into an amendment to the existing License Agreement between Parks and Prospect Park Alliance, Inc ("Licensee") for the operation, maintenance and management of a year-round tennis facility at the Parade Ground, Prospect Park, Brooklyn. The amendment, among other things, extends the License Agreement for one (1) year, with an additional one (1)-year renewal option to be exercised at the sole discretion of Parks. Compensation to the City will be as follows: Licensee shall pay to the City license fees consisting of the greater of a guaranteed minimum annual fee versus a percentage of gross receipts plus 2% of gross receipts over \$1,700,000. Operating year 16: \$135,000 vs 10% of gross receipts plus 2% of gross receipts over \$1,700,000; Option year: \$135,000 vs 10% of gross receipts plus 2% of gross receipts over \$1,700,000.

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

NEW YORK CITY DEPARTMENT OF MENTAL HEALTH AND HYGIENE

No. 2: **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 negotiate an amendment to the concession agreement with OptumRx Discount Card Services LLC to develop, operate and administer the NYC Drug Discount Card program available to all New York City residents, known as the Big Apple RX. DOHMH anticipates that the amendment will extend the term of the concession agreement for an additional eighteen (18) months.

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

NEW YORK CITY DEPARTMENT OF PARKS AND RECREATION

No. 3: **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 negotiate a Sole Source License Agreement with the Riverside Park Conservancy regarding Riverside Park in Manhattan.

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