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PUBLIC MEETING
FRANCHISE and CONCESSION REVIEW COMMITTEE

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November 13, 2019
2:35 p.m.
22 Reade Street
New York, New York

Julia M. Speros
Court Reporter

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

Mayor:
Alexis Blane

Office of the Mayor:
Benjamin Furnas

Corporation Counsel:
Sharon Cantor

Office of Management and Budget:
Yvonne Quintian

Comptroller:
Jennifer Conovitz

Borough President of Brooklyn:
Tonya Cantlo-Cockfield

Borough President of Manhattan:
Rosaura Mendez

Borough President of Queens:
Allan Swisher

Borough President of Staten Island:
Lashay Young

Clerk:
Gregg Alleyne

PROCEEDINGS

1
2 MS. BLANE: Good afternoon. Thank
3 you for being here.

4 Can everybody hear me? Good. All
5 right. Great.

6 Franchise and Concession Review
7 Committee Special Public Meeting will
8 now come to order.

9 Will the Clerk please call the roll?

10 THE CLERK: Mayor.

11 MS. BLANE: Present.

12 THE CLERK: Office of the Mayor.

13 MR. FURNAS: Here.

14 THE CLERK: Comptroller.

15 MS. CONOVITZ: Here.

16 THE CLERK: Corporation Counsel.

17 MS. CANTOR: Here.

18 THE CLERK: Office of Management and
19 Budget.

20 MS. QUINTIAN: Here.

21 THE CLERK: President, Borough of
22 the Bronx.

23 (No response.)

24 THE CLERK: Let the record reflect
25 that the President, Borough of the Bronx

1 is not present.

2 THE CLERK: President, Borough of
3 Brooklyn.

4 MS. CANTLO-COCKFIELD: Here.

5 THE CLERK: President, Borough of
6 Manhattan.

7 MS. MENDEZ: Here.

8 THE CLERK: President, Borough of
9 Queens.

10 MR. SWISHER: Here.

11 THE CLERK: President, Borough of
12 Staten Island.

13 MS. YOUNG: Here.

14 MS. BLANE: Thank you. And I should
15 clarify, this is not a Special, but just
16 a regular Public Meeting.

17 Will the Clerk please call the first
18 Calendar item?

19 THE CLERK: New York City Department
20 of Small Business Services Calendar Item
21 Number 1: In the matter of the intent
22 to seek Franchise and Concession Review
23 Committee approval to utilize a
24 different procedure to negotiate a Sole
25 Source License Agreement with TaylorMade

1 Golf Company, Inc., for the
2 non-exclusive use of city-owned
3 trademarks on merchandise.

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

7 MS. CONOVITZ: Yes, I do. Thank
8 you.

9 Can I ask a couple of questions to
10 the appropriate Agency?

11 MR. WILLIAMS: Yes.

12 THE CLERK: Sure. Please introduce
13 yourself and the Agency.

14 MR. WILLIAMS: Daryl Williams, SBS,
15 Agency Chief Contracting Officer.

16 MS. CONOVITZ: It's always good to
17 see the City taking to steps to increase
18 its revenue, however, there is also
19 always a desire to maintain the City's
20 high reputation.

21 Can you confirm that the
22 non-exclusive license before us today in
23 that agreement that the City intends to
24 negotiate will include strict standards,
25 including, but not limited to, quality

1 controls and ethical standards?

2 MR. WILLIAMS: Yes.

3 MS. CONOVITZ: And can you confirm
4 that the City will conduct appropriate
5 due diligence as to the company and any
6 individuals that will use City
7 trademarks?

8 MR. WILLIAMS: Yes.

9 MS. CONOVITZ: Please confirm that
10 the City will be able to terminate the
11 agreement without cause.

12 MR. WILLIAMS: Yes.

13 MS. CONOVITZ: And please confirm
14 that the City provides, currently,
15 appropriate oversight and enforcement of
16 its licenses within its trademark
17 program.

18 MR. WILLIAMS: Yes.

19 MS. CONOVITZ: And please confirm
20 that the City will provide strong
21 oversight and enforcement of the
22 obligations under this agreement if it
23 is ultimately approved.

24 MR. WILLIAMS: Yes.

25 MS. BLANE: Anything further?

1 (No response.)

2 MS. BLANE: Will a member please
3 make a motion to move this item?

4 MS. CANTLO-COCKFIELD: So moved.

5 MS. BLANE: Will a member please
6 second?

7 MS. QUINTIAN: Second.

8 MS. BLANE: Will the Clerk please
9 take the vote?

10 THE CLERK: Mayor.

11 MS. BLANE: Yes.

12 THE CLERK: Office of the Mayor.

13 MR. FURNAS: Yes.

14 THE CLERK: Comptroller.

15 MS. CONOVITZ: Yes.

16 THE CLERK: Corporation Counsel.

17 MS. CANTOR: Yes.

18 THE CLERK: Office of Management and
19 Budget.

20 MS. QUINTIAN: Yes.

21 THE CLERK: On behalf of the Borough
22 Presidents, President Borough of Queens.

23 MR. SWISHER: Yes.

24 THE CLERK: Calendar Item Number 1,
25 resolution is adopted.

1 MS. BLANE: Will the Clerk please
2 call the second calendar item?

3 THE CLERK: New York City Department
4 of Parks and Recreation, Calendar Item
5 Number 2: In the matter of the intent
6 to seek Franchise and Concession Review
7 Committee approval to utilize a
8 different procedure to negotiate a Sole
9 Source License Agreement with the
10 Greenbelt Conservancy, Inc., regarding
11 the Greenbelt on Staten Island.

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

15 MS. CONOVITZ: While we are voting
16 to proceed at this time, or we will do
17 so, we note that we must receive further
18 information concerning Greenbelt from
19 the Parks Department.

20 In addition to further information,
21 we expect Parks to consult with the
22 community and take into consideration
23 the community's needs as they negotiate
24 with Greenbelt Conservancy.

25 For example, Parks should take into

1 account the public's interest in access
2 to Greenbelt if it is going to permit
3 any portion of Greenbelt to be closed to
4 the public for private events.

5 As another example, Parks should
6 obtain input from the community as to
7 the improvements it thinks are necessary
8 or appropriate.

9 MS. BLANE: Any further statements
10 or questions?

11 (No response.)

12 MS. BLANE: Will a member please
13 make a motion to move this item?

14 MS. CANTOR: So moved.

15 MS. BLANE: Will another member
16 please second the motion?

17 MS. YOUNG: Second.

18 MS. BLANE: Will the Clerk please
19 take the vote?

20 THE CLERK: Mayor.

21 MS. BLANE: Yes.

22 THE CLERK: Office of the Mayor.

23 MR. FURNAS: Yes.

24 THE CLERK: Comptroller.

25 MS. CONOVITZ: Yes.

1 THE CLERK: Corporation Counsel.

2 MS. CANTOR: Yes.

3 THE CLERK: Office of Management and
4 Budget.

5 MS. QUINTIAN: Yes.

6 THE CLERK: On behalf of the Borough
7 Presidents, President Borough of Staten
8 Island.

9 MS. YOUNG: Yes.

10 THE CLERK: Calendar Item Number 2,
11 resolution is adopted.

12 New York City Department of Small
13 Business Services Calendar Item Number
14 3: In the matter of the intent to seek
15 Franchise and Concession Review
16 Committee approval to utilize a
17 different procedure to enter into a Sole
18 Source Concession Agreement with New
19 York City Economic Development
20 Corporation, to operate and manage
21 activities and events, including through
22 sponsorships, permits, subconcessions
23 and public programming on a portion of
24 former streets consisting of sections of
25 Fulton Street, Front Street, and Water

1 Street generally bounded by South
2 Street, John Street, Water Street, Pearl
3 Street, and Beekman Street, located in
4 the South Street Seaport Special
5 District, Borough of Manhattan.

6 Please be advised that at the
7 request of the Agency, this item will be
8 held over to a subsequent FCRC meeting.

9 MS. BLANE: Thank you.

10 We ask that the reporter make the
11 entire Public Meeting Agenda, which was
12 made publicly available and distributed
13 at this meeting, part of the final
14 recording of this proceeding.

15 That completes the Calendar.

16 Thank you. Meeting is adjourned.

17 (Time noted: 2:41 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 13th day of November, 2019.



Julia M. Speros

Franchise & Concession Review Committee Public Meeting

13th 12:18	8:7 10:16	call 3:9 4:17 8:2	completes 11:15	8:3,19 10:12 (4)
able 6:10	approved 6:23	can 3:4 5:9,21 6:3 (4)	comptroller 2:9 3:14 7:14 9:24 (4)	desire 5:19
access 9:1	are 8:15 9:7	cantlocockfield 2:11 4:4 7:4	concerning 8:18	development 10:19
account 9:1	ask 5:5,9 8:13 11:10 (4)	cantor 2:6 3:17 7:17 9:14 10:2 (5)	concession 1:5 3:6 4:22 8:6 10:15,18 (6)	different 4:24 8:8 10:17
action 12:14	available 11:12	cause 6:11	conduct 6:4	diligence 6:5
activities 10:21	beekman 11:3	certification 12:2	confirm 5:21 6:3,9,13,19 (5)	distributed 11:12
addition 8:20	before 5:22	certify 12:6,12	conovitz 2:9 3:15 5:7,16 6:3,9,13,19 7:15 8:15 9:25 (11)	district 11:5
adjourned 11:16	behalf 7:21 10:6	chief 5:15	conservancy 8:10,24	due 6:5
adopted 7:25 10:11	being 3:3	city 4:19 5:17,23 6:4,6,10,14,20 8:3 10:12,19 (11)	consideration 8:22	duly 12:8
advised 11:6	benjamin 2:5	city's 5:19	consisting 10:24	e 2:2,2
afternoon 3:2	blane 2:3 3:2,11 4:14 5:4 6:25 7:2,5,8,11 8:1,12 9:9,12,15,18,21 11:9 (18)	cityowned 5:2	consult 8:21	economic 10:19
agency 5:10,13,15 11:7 (4)	blood 12:14	clarify 4:15	contracting 5:15	enforcement 6:15,21
agenda 11:11	borough 2:10,12,13,15 3:21,25 4:2,5,8,11 7:21,22 10:6,7 11:5 (15)	clerk 2:18 3:9,10, 12,14,16,18,21,24 4:2,5,8,11,17,19 5:12 7:8,10,12,14, 16,18,21,24 8:1,3 9:18,20,22,24 10:1,3,6,10 (34)	controls 6:1	enter 10:17
agreement 4:25 5:23 6:11,22 8:9 10:18 (6)	bounded 11:1	closed 9:3	corporation 2:6 3:16 7:16 10:1,20 (5)	entire 11:11
alexis 2:3	bronx 3:22,25	come 3:8	counsel 2:6 3:16 7:16 10:1 (4)	ethical 6:1
allan 2:14	brooklyn 2:10 4:3	committee 1:5 3:7 4:23 8:7 10:16 (5)	couple 5:9	events 9:4 10:21
alleyne 2:19	budget 2:7 3:19 7:19 10:4 (4)	community 8:22 9:6	court 1:19	everybody 3:4
also 5:18	business 4:20 10:13	community's 8:23	currently 6:14	example 8:25 9:5
always 5:16,19	c 2:2	company 5:1 6:5	daryl 5:14	expect 8:21
am 12:12,15	calendar 4:18,20 7:24 8:2,4 10:10,13 11:15 (8)		day 12:18	ferc 11:8
another 9:5,15			department 4:19	final 11:13
anything 6:25				first 4:17
appropriate 5:10 6:4,15 9:8 (4)				former 10:24
approval 4:23				forth 12:8
				franchise 1:5 3:6 4:22 8:6 10:15 (5)

Franchise & Concession Review Committee Public Meeting

front 10:25	include 5:24	license 4:25 5:22 8:9	move 7:3 9:13	obtain 9:6
fulton 10:25	including 5:25 10:21	licenses 6:16	moved 7:4 9:14	office 2:4,7 3:12,18 7:12,18 9:22 10:3 (8)
furnas 2:5 3:13 7:13 9:23 (4)	increase 5:17	limited 5:25	ms 3:2,11,15,17,20 4:4,7,13,14 5:4,7,16 6:3,9,13,19,25 7:2, 4,5,7,8,11,15,17,2 0 8:1,12,15 9:9,12, 14,15,17,18,21,25 10:2,5,9 11:9 (41)	officer 5:15
further 6:25 8:17,20 9:9 12:12 (5)	individuals 6:6	located 11:3	must 8:17	operate 10:20
generally 11:1	information 8:18,20	m 1:19 12:4	my 12:18	order 3:8
given 12:10	input 9:6	made 11:12	n 2:2	outcome 12:15
going 9:2	intends 5:23	maintain 5:19	necessary 9:7	over 11:8
golf 5:1	intent 4:21 8:5 10:14	make 5:5 7:3 8:13 9:13 11:10 (5)	needs 8:23	oversight 6:15,21
good 3:2,4 5:16	interest 9:1	manage 10:20	negotiate 4:24 5:24 8:8,23 (4)	p 2:2,2
great 3:5	interested 12:15	management 2:7 3:18 7:18 10:3 (4)	new 1:13,13 4:19 8:3 10:12,18 12:5 (7)	parks 8:4,19,21,25 9:5 (5)
greenbelt 8:10,11,18,24 9:2,3 (6)	into 8:22,25 10:17	manhattan 2:12 4:6 11:5	no 3:23 7:1 9:11 12:15 (4)	part 11:13
gregg 2:19	introduce 5:12	marriage 12:14	nonexclusive 5:2,22	parties 12:13
hand 12:18	is 4:1,15 5:4,18 6:23 7:25 8:12 9:2 10:11 11:16 12:9 (11)	matter 4:21 5:6 8:5,14 10:14 12:16 (6)	notary 12:4	pearl 11:2
hear 3:4	island 2:15 4:12 8:11 10:8 (4)	mayor 2:3,4 3:10,12 7:10,12 9:20,22 (8)	note 8:17	permit 9:2
held 11:8	item 4:18,20 7:3,24 8:2,4 9:13 10:10,13 11:7 (10)	me 3:4 12:8	noted 11:17	permits 10:22
here 3:3,13,15,17,20 4:4,7,10,13 (9)	its 5:18 6:16,16	meeting 1:4 3:7 4:16 11:8,11,13,16 (7)	november 1:11 12:18	please 3:9 4:17 5:12 6:9,13,19 7:2,5,8 8:1 9:12,16,18 11:6 (14)
hereby 12:6	jennifer 2:9	member 5:4 7:2,5 8:12 9:12,15 (6)	now 3:8	pm 1:2 11:17
herein 12:8	john 11:2	mendez 2:12 4:7	number 4:21 7:24 8:5 10:10,13 (5)	portion 9:3 10:23
hereunto 12:17	julia 1:19 12:4	merchandise 5:3	obligations 6:22	present 3:11 4:1
high 5:20	just 4:15	motion 7:3 9:13,16		president 2:10,12,13,15 3:21,25 4:2,5,8,11 7:22 10:7 (12)
however 5:18	lashay 2:15			presidents 7:22 10:7
improvements 9:7	let 3:24			
inc 5:1 8:10				

Franchise & Concession Review Committee Public Meeting

private 9:4	reflect 3:24	set 12:8,18	strong 6:20	use 5:2 6:6
procedure 4:24 8:8 10:17	regarding 8:10	sharon 2:6	subconcessions 10:22	utilize 4:23 8:7 10:16
proceed 8:16	regular 4:16	should 4:14 8:25 9:5	subsequent 11:8	vote 7:9 9:19
proceeding 11:14	related 12:13	signature 12:22	sure 5:12	voting 8:15
proceedings 3:1	reporter 1:19 11:10	small 4:20 10:12	swisher 2:14 4:10 7:23	water 10:25 11:2
program 6:17	reputation 5:20	so 7:4 8:17 9:14	sworn 12:8	way 12:15
programming 10:23	request 11:7	sole 4:24 8:8 10:17	take 7:9 8:22,25 9:19 (4)	whereof 12:17
provide 6:20	resolution 7:25 10:11	source 4:25 8:9 10:18	taking 5:17	which 11:11
provides 6:14	response 3:23 7:1 9:11	south 11:1,4	taylormade 4:25	while 8:15
public 1:4 3:7 4:16 9:4 10:23 11:11 12:4 (7)	revenue 5:18	special 3:7 4:15 11:4	terminate 6:10	who 5:4 8:12
public's 9:1	review 1:5 3:6 4:22 8:6 10:15 (5)	speros 1:19 12:4	testimony 12:7,10	whose 12:7
publicly 11:12	right 3:5	sponsorships 10:22	thank 3:2 4:14 5:7 11:9,16 (5)	will 3:7,9 4:17 5:24 6:4,6,10,20 7:2,5,8 8:1,16 9:12,15,18 11:7 (17)
quality 5:25	roll 3:9	standards 5:24 6:1	thinks 9:7	williams 5:11,14,14 6:2,8,12,18,24 (8)
queens 2:13 4:9 7:22	rosaura 2:12	state 12:5	through 10:21	wishes 5:5 8:13
question 5:6 8:14	s 2:2	statement 5:5 8:13	time 8:16 11:17	within 6:16 12:5,9
questions 5:9 9:10	said 12:10	statements 9:9	today 5:22	without 6:11
quintian 2:8 3:20 7:7,20 10:5 (5)	sbs 5:14	staten 2:15 4:12 8:11 10:7 (4)	tonya 2:11	witness 12:7,11,17
r 2:2	seaport 11:4	steps 5:17	trademark 6:16	x 1:2,7
reade 1:22	second 7:6,7 8:2 9:16,17 (5)	street 1:22 10:25,25 11:1,2,2,2,3,3,4 (10)	trademarks 5:3 6:7	yes 5:7,11 6:2,8,12,18,24 7:1 1,13,15,17,20,23 9:21,23,25 10:2,5,9 (19)
receive 8:17	sections 10:24	streets 10:24	transcript 12:9	york 1:13,13 4:19 8:3 10:12,19 12:5
record 3:24 12:10	see 5:17	strict 5:24	true 12:9	
recording 11:14	seek 4:22 8:6 10:14		ultimately 6:23	
recreation 8:4	services 4:20 10:13		under 6:22	
			us 5:22	

Franchise & Concession Review Committee Public Meeting

<p>(7)</p> <p>young 2:15 4:13 9:17 10:9 (4)</p> <p>yourself 5:13</p> <p>yvonne 2:8</p> <p>241 11:17</p> <p>2019 1:11 12:19</p>				
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PUBLIC MEETING

FRANCHISE AND CONCESSION REVIEW COMMITTEE

WEDNESDAY, NOVEMBER 13, 2019 @ 2:30 P.M.

22 READE 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 Joint Public Meeting
Wednesday, November 13th, 2019 @ 2:30 P.M.*

NEW YORK CITY DEPARTMENT OF SMALL BUSINESS SERVICES

No. 1: IN THE MATTER of the intent to seek Franchise and Concession Review Committee approval to utilize a different procedure to negotiate a non-exclusive sole source license agreement with TaylorMade Golf Company, Inc., for the non-exclusive use of city-owned trademarks on merchandise.

NEW YORK CITY DEPARTMENT OF PARKS AND RECREATION

No. 2: IN THE MATTER of the intent to seek Franchise and Concession Review Committee approval to utilize a different procedure to negotiate a sole source license agreement with the Greenbelt Conservancy, Inc. regarding the Greenbelt on Staten Island.

NEW YORK CITY DEPARTMENT OF SMALL BUSINESS SERVICES

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, for DSBS to enter into a non-exclusive, Sole Source concession agreement with New York City Economic Development Corporation to operate and manage activities and events, including through sponsorships, permits, subconcessions and public programming on a portion of former streets consisting of sections of Fulton Street, Front Street and Water Street generally bounded by South Street, John Street, Water Street, Pearl Street and Beekman Street, located in the South Street Seaport Special District, Borough of Manhattan. The Concession Agreement will provide for a license term commencing upon written Notice to

Proceed and shall continue for one (1) year, which may be renewed for up to four (4) additional one-year terms exercisable at the sole discretion of DSBS. NYCEDC shall pay to the City an annual concession fee in the amount of 5% of NYCEDC's Revenues (as defined in the Concession Agreement) for the initial one-year term and in each renewal term, as applicable.