



INSTRUCTIONS TO STAFF

The Commission hereby directs staff to draft for the Commission's approval (1) proposals consistent with the following instructions, (2) a final report reflecting the work of the Commission, and (3) the necessary amendments to the New York City Charter, ballot questions, and abstracts for such proposals to be presented to the voters at the November 2019 general election:

BALLOT GROUPING #1: ELECTIONS AND REDISTRICTING

Proposal 1: Ranked Choice Voting (RCV)

- Establish an RCV system for all municipal primary and special elections.
- Allow voters to rank five candidates, including write-in candidates.
- Have this system apply beginning with the elections in 2021.

Proposal 2: Timing of Special Elections

- Extend the time period between when a special election is announced and when it is held from 45 days (or 60 days for a mayoral special election) to 80-90 days in order to provide sufficient time to accommodate State and federal laws relating to military voting and early voting.

Proposal 3: Timing of Redistricting

- Amend the timeline for establishing Council district boundaries (i.e., redistricting) in order to ensure that such boundaries are established with sufficient time before the petitioning period established under the recent State law allowing early voting.
- Have such changes apply to the next occurring redistricting and to each redistricting thereafter.
- Do not alter the officials/entities responsible for appointing the members of the Districting Commission.

BALLOT GROUPING #2: CIVILIAN COMPLAINT REVIEW BOARD

Proposal 4: Structure of the Civilian Complaint Review Board (CCRB)

- CCRB is currently composed of 13 members. All of the members are ultimately appointed by the Mayor, but five are "designated" by the Council (one from each borough) and three are "designated" by the Police Commission (with each having law enforcement experience).
- Change the board structure so that:
 - The board would be expanded to 15 members by adding two new members.
 - One of the new members would be appointed by the Public Advocate.
 - The other new member would serve as the chair and would be jointly appointed by the Mayor and the Speaker, provided that a process shall be established for appointment of an interim chair if the Mayor and Speaker cannot agree on a chair in a timely fashion.
 - The Council would appoint its members directly, rather than designate them.

Proposal 5: Deviation from Disciplinary Recommendations

- Require that the Police Commissioner provide CCRB with an explanation in all cases where the Police Commissioner intends to depart from discipline recommended by the CCRB or by the New York City Department Deputy (or Assistant Deputy) Commissioner for Trials.

Proposal 6: Delegation of Subpoena Power

- Allow CCRB, through a majority vote, to delegate its subpoena power to (and withdraw its subpoena power from) the CCRB Executive Director.

Proposal 7: False Official Statements in CCRB Matters

- Allow CCRB to investigate and recommend discipline against a police officer who is the subject of a CCRB complaint, if that officer makes a false material statement within the course of CCRB's investigation or prosecution of such complaint.

Proposal 8: Guaranteed CCRB Budget

- Require that the CCRB personnel budget be no less than 0.3% of the personnel budget for the New York City Police Department (NYPD).
- In Fiscal Year 2019, this would have resulted in a CCRB personnel budget of \$15.2 million instead of \$12.8 million (an increase of about 19%).

BALLOT GROUPING #3: GOVERNANCE

Proposal 9: Appointment of the Corporation Counsel

- Provide for the City's Corporation Counsel to be appointed by the Mayor with the advice and consent of the Council.

Proposal 10: Conflicts of Interest Board (COIB) Structure

- COIB currently consists of five members appointed by the Mayor with the advice and consent of the Council.
- Change the structure of COIB to replace two of the mayoral appointees with one Comptroller appointee and one Public Advocate appointee.

Proposal 11: M/WBE Citywide Director and Office

- Require that the citywide director of the Minority- and Women-Owned Business Enterprise (M/WBE) program report directly to the Mayor and require further that such director be supported by a mayoral office of M/WBEs.

BALLOT GROUPING #4: FINANCE

Proposal 12: Units of Appropriation

- Establish a mechanism through which the Council and the Mayor can jointly establish a structure for units of appropriation (UAs) outside of the confines of the budget season (i.e., in July through December).

Proposal 13: Revenue Estimate

- Require the Mayor to submit a revenue estimate by May 25 (instead of June 5), but allow the Mayor to submit an updated revenue estimate after May 25 with the consent of the Council.

- If the Mayor does not provide a separate revenue estimate by May 25, then the Mayor's previous revenue estimate submitted with his or her April Executive Budget will control.

Proposal 14: Budget Modification Timing

- Require that periodic financial plan updates be accompanied by any proposed budget modifications necessitated by such update, provided that such modifications may be filed with the Council within 30 days after the relevant plan update is provided to the Council.

Proposal 15: "Rainy Day" Fund

- Make the necessary Charter changes to allow the City to create and use a "rainy day" fund, provided that such changes will have no practical effect until the State Financial Emergency Act expires or is repealed/amended.

Proposal 16: Guaranteed Budgets for the Public Advocate and Borough Presidents

- Require that the personnel budgets for the Public Advocate and Borough Presidents be set at or above their respective Fiscal Year 2019 personnel budgets, adjusted for inflation
- Provide for a mechanism in which the Mayor can propose (and the Council can adopt) a lower budget in cases where the Mayor has established that there is a fiscal necessity for doing so.

BALLOT GROUPING #5: LAND USE

Proposal 17: ULURP Pre-Certification Notice Period

- For projects subject to the Uniform Land Use Review Procedure (ULURP), require that a project summary, sufficient in detail so as to put the affected community on notice of impending land use action entering public review, be transmitted to the affected Borough President(s) and Community Board(s), and be published online, before such application is certified as complete by the Department of City Planning (DCP).
- This summary must be published/transmitted no later than 30 days before the application is certified, and the certified application must be consistent with the project summary that is published/transmitted.

Proposal 18: Additional ULURP Review Time for Community Boards

- Provide that Community Boards have 90 days (instead of 60 days) to review ULURP applications that are certified by DCP in June and 75 days to review ULURP applications certified by DCP between July 1 and July 15, inclusive.