

Minutes of the Advisory Council on Procurement Lobbying
Meeting of November 12, 2009, 11:00 am
Governor Nelson A. Rockefeller Empire State Plaza, Meeting Room 4
Albany, New York

Call to Order

Chair Anne Phillips called the meeting of the Advisory Council on Procurement Lobbying (“Council”) to order at 11:03 a.m.

Review and Acceptance of Minutes

Chair Phillips asked if there were any changes or comments to the October 15, 2009 Council meeting minutes. No changes or comments were offered and Chair Phillips asked for approval to accept the October 15, 2009 minutes. Gerard Minot-Scheuermann made a motion to accept the minutes and Ronald Younkens seconded. All approved.

Old Business

Report- Outreach and Training

Chair Phillips advised that she and the Commission on Public Integrity presented on Procurement Lobbying & Ethics in the Public Sector at the Dormitory Authority of the State of New York’s 24th Annual Minority and Women Business Enterprises Conference on Friday, October 23, 2009. She stated that the audience was primarily vendors, and therefore, the event was a good opportunity to get information on the Procurement Lobbying Law out to the business community. Chair Phillips asked that Council members advise her of any groups that they believe would be interested in a presentation.

Chair Phillips indicated that the changes the Council requested on the survey at the last meeting have been made by the New York State Office of General Services (“OGS”) and the survey has been reviewed internally in an effort to ensure that the document is user-friendly. She explained that OGS is finalizing the e-mailing list and intends to send the survey out the week of November 16th.

Report-Legislative Update

Chair Phillips advised that the Council’s legislative proposals would carryover and were added to OGS’ legislative list. She indicated that OGS would pursue the extension of the sunset of State Finance Law §§139-j and 139-k (S. 3360) as the current sunset date is March 10, 2010. Chair Phillips stated that OGS has not yet had any meetings with the Assembly on this issue, but indicated that the Assembly has begun to hold hearings on a variety of procurement issues. She explained that, at this point, the hearings have been focused on Information Technology issues but it is believed that there will be several additional hearings. Chair Phillips was not sure if a hearing would be devoted solely to the issue of procurement lobbying, but said that she would keep the Council apprised of any hearing that may affect the procurement lobbying law.

Discussion Items

2009 Annual Report

Chair Phillips indicated that the changes requested by the Council at the last meeting were added, and advised that one additional change was made in response to a comment received via e-mail from a Council member. Chair Phillips asked if there were any additional changes or comments to the report. No changes or comments were offered and Chair Phillips asked for approval to accept the report. Thomas Perreault made a motion authorizing OGS to complete and approve the report as prepared subject to removal of drafting notes for submission to the Governor and the Legislature and Bruce Fernald and Elisa Velazquez seconded. All approved.

Mr. Perreault thanked OGS for making sure that the Council consistently met its deadline for submission of the report.

Open Council Discussion

Chair Phillips asked if there was anything to consider and no issues were raised.

Chair Phillips stated that because the Council approved the report the December meeting would be cancelled unless the Council felt that it was necessary to meet. The Council agreed that the meeting should be cancelled and Chair Phillips advised that the Council's next meeting is scheduled for Wednesday, January 27, 2010 in Meeting Room 5. She explained that she would like to hold that meeting in order to discuss any legislative action which occurred and the status of the extender bill. In the interim, she said that would contact the Council if anything important occurred with respect to the legislation.

Thomas Perreault made a motion to adjourn and Elisa Velazquez seconded. The meeting was adjourned at 11:15 a.m.

Attachments

Voting Record Lists (2)

In Attendance

Michael Nevins	Bruce Fernald	Anne Phillips
Thomas Perreault	Gerard Minot-Scheuermann	
Elisa Velazquez (arrived at 11:06 a.m.)		Ronald Younkings

Absent:

S. John Campanie
Kevin King

ADVISORY COUNCIL ON PROCUREMENT LOBBYING

VOTING RECORD LIST

DATE: November 12, 2009

MOTION/RESOLUTION: Motion to approve minutes from the October 15, 2009 Council meeting.

MEMBER NAME	APPOINTING AUTHORITY	AYE	NO	ABSTAIN	ABSENT
Campanie, S. John, Madison County Attorney	Governor, Representing Local Governments				X
Fernald, Bruce, Special Assistant to the Secretary of the Senate, New York State Senate	Temporary President of the Senate	X			
King, Kevin, Supervising Attorney Office of the State Comptroller	State Comptroller				X
Minot-Scheuermann, Gerard, Division of the Budget	Director of the Division of the Budget	X			
Nevins, Michael J., Senior Vice President, JP Morgan Chase	Governor, Representing the Contracting Community	X			
Perreault, Thomas D., First Assistant Counsel, Dept. of Transportation	Commissioner of Transportation	X			
Phillips, Anne G., (Chair), Associate Counsel, Office of General Services	Commissioner of General Services	X			
* Velazquez, Elisa, General Counsel, NYC Mayor's Office of Contract Services	Mayor of the City of New York				X
Younkins, Ronald P., Chief of Operations Office of Court Administration	Chief Judge of the Court of Appeals	X			
Vacant	Governor representing Public Authorities				
Vacant	Speaker of the Assembly				

TOTALS:

AYES: 6

NOES: 0

ABSTENTIONS: 0

ABSENCES: 3

* Arrived late, not present for this vote.

ADVISORY COUNCIL ON PROCUREMENT LOBBYING

VOTING RECORD LIST

DATE: November 12, 2009

MOTION/RESOLUTION: Motion authorizing OGS to complete and approve the report as prepared subject to removal of drafting notes for submission to the Governor and the Legislature.

MEMBER NAME	APPOINTING AUTHORITY	AYE	NO	ABSTAIN	ABSENT
Campanie, S. John, Madison County Attorney	Governor, Representing Local Governments				X
Fernald, Bruce, Special Assistant to the Secretary of the Senate, New York State Senate	Temporary President of the Senate	X			
King, Kevin, Supervising Attorney Office of the State Comptroller	State Comptroller				X
Minot-Scheuermann, Gerard, Division of the Budget	Director of the Division of the Budget	X			
Nevins, Michael J., Senior Vice President, JP Morgan Chase	Governor, Representing the Contracting Community	X			
Perreault, Thomas D., First Assistant Counsel, Dept. of Transportation	Commissioner of Transportation	X			
Phillips, Anne G., (Chair), Associate Counsel, Office of General Services	Commissioner of General Services	X			
Velazquez, Elisa, General Counsel, NYC Mayor's Office of Contract Services	Mayor of the City of New York	X			
Younkins, Ronald P., Chief of Operations Office of Court Administration	Chief Judge of the Court of Appeals	X			
Vacant	Governor representing Public Authorities				
Vacant	Speaker of the Assembly				

TOTALS:

AYES: 7

NOES: 0

ABSTENTIONS: 0

ABSENCES: 2