CITY COUNCIL
CITY OF NEW YORK

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TRANSCRIPT OF THE MINUTES

Of the

COMMITTEE ON TECHNOLOGY

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May 3, 2016

Start: 1:06 p.m. Recess: 1:37 p.m.

HELD AT: Committee Room - City Hall

B E F O R E:

JAMES VACCA Chairperson

COUNCIL MEMBERS:

Annabel Palma

David G. Greenfield Barry S. Grodenchik Joseph C. Borelli A P P E A R A N C E S (CONTINUED)

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CHAIRPERSON VACCA: Everyone please take your seats; I'd like to start this committee hearing.

Good afternoon, my name is James Vacca and I'm chair of the Committee on Technology and today we're here to discuss my bill, Int. 0564-2014, which would expand online permits, applications and licenses. It's only fitting that today's hearing will serve as the New York City Council's pilot of a reduced paper hearing; this means that I, along with all the other members of the committee, who I'm sure will be here shortly, will have tablets with today's committee report and other documents loaded onto them.

Today anyone attending may scan the QR code displayed in this room to access today's documents digitally -- got that right, digitally. I didn't get it right, but I know what I meant. This initiative, announced by Speaker Melissa Mark-Viverito and I during Earth Week, will save a lot of paper, while bringing more technology into the hearing process. I want to thank the Speaker for allowing my committee to be the guinea pig, I guess you could say for this pilot and I hope it's successful enough to be expanded to other committees.

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And I wanna thank the Speaker's staff, my staff; everyone who put this together; I think it sets a role model of things to come here at the Council as we all try to be more environmentally sensitive.

I believe that paper and paper-pushing can be reduced on a citywide scale, which is why I'm the prime sponsor of the bill that we're considering today. My bill, Int. 0564-2014, would require all agencies' permits, licenses and applications to be available for online submission through a special web portal.

New York City's agencies offer and require hundreds of permits, applications and licenses for everyday New Yorkers, business owners and event planners; most of these are available on each agency's website in varying degrees of accessibility. For example, some agencies have all their forms in one place, such as the Department of Buildings or the Department of Health and Mental Hygiene.

Additionally, the administration announced last year a small business portal called "Small Business First," to be completed next year that will create a one-stop-shop for all small

typical New Yorker might seek out.

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business related permits and applications across
agencies. While this portal will be extremely
helpful to small business owners navigating the
regulatory process, it would still exclude a large
swath of permits, applications and licenses that a

This committee has found that although
the Department of Parks and Recreation has its own
permits and services webpage, not every permit can be
applied for online. For example, one may renew a
tennis permit online, but new tennis permits must be
applied for either in person or by mail.
Additionally, a special event permit in a park may be
applied for online, but if that event includes
amplified sound or the sale of food or merchandise,
two other permits, both of which cannot be applied
for online, would be required. These are just a few
examples.

What can and cannot be applied for online is seemingly arbitrary; increasing online applications would not only make it easier for the applicant, but it would reduce the amount of paperwork in need of processing on the agency's end as well. I look forward to hearing why certain

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applications are not available online and what the administration will do to make these processes easier.

I wanna stress that although the City can and should reduce paper as much as possible, it is understood that there are gonna be certain permits, applications and licenses that must be done by mail or in person, because proof of identity or fingerprints are required. Handgun licenses, for example, which require fingerprints, absolutely need to be done in person.

Additionally, electronic methods should not fully supplant paper methods, since we still have a senior citizen population that prefers paper and many New Yorkers that do not have access to the internet. With that, I want to turn it over to the administration; we look forward to hearing the administration's testimony. We've been joined by Council Member Borelli and I want to introduce Don Sunderland, Deputy Commissioner for Application Development Management at DoITT; would you please come up? And I want to administer the oath to you.

Do you affirm to tell the truth, the whole truth and nothing but the truth in your

permits, licenses and registrations be available for

online admission to the applicable city agency via a
single web portal located on the City's website. We
agree with the bill's intention to centralize
application resources for the small businesses and

appreciate the opportunity to discuss the general

direction we are heading as a city.

Since the bill was first drafted in 2014, both DoITT and the City have made great progress in how we do business and deliver services and we hope to partner with the Council as we continue to map out wide-reaching solutions to increasingly complex and unique challenges.

In recent years there are been significant developments in how we use the web to streamline government services and improve access to vital information. DoITT's role here is multifaceted; we are committed to modernizing government technology and to steward to the foundational information technology infrastructure and systems that touch every aspect of city life; we are diligently to foster a more transparent and open government. Further, facilitating greater access to the full spectrum of governmental operations and

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2 technology for all New Yorkers is central to our day
3 to day business.

To this end, DoITT is contributing to efforts to make city data and agency services more transparent and accessible to the public, expand high-speed broadband access for all communities and hold telecommunications providers accountable for providing high-quality services.

Our 2015-2017 Strategic Plan issued in April 2015 included a blueprint for becoming a more customer-centric service provider to empower and better support city agencies; some of these efforts include:

Expanding open data. We are working with the Mayor's Office of Data Analytics and city agencies to better leverage open data as a tool to problem-solve collaboratively with the public.

Making city data on the open data portal available to everyone reflects the City's commitment to good government and it is a great example of a forward-thinking approach to how a city can increase opportunity by increasing online access.

Installing Wi-Fi in city parks. We worked with Parks to install Wi-Fi access points in

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city parks through a \$10 million commitment from cable providers to bring affordable internet access to the public.

Implementing LinkNYC. We are working to replace an aging network of public pay phones with up to 10,000 Link kiosks to provide free high-speed public Wi-Fi and communications access across all five boroughs.

In addition, last year this administration announced the launch of the City's Government Publication Portal, a portal that enables New Yorkers to easily search and download thousands of city agency reports from a single source. Also last year, the Department of Small Business Services and DoITT announced the launch of the NYC Online Certification Portal, an online tool available for businesses looking to apply for, maintain or recertify as minority- and women-owned business enterprises, locally-based enterprise or emerging business enterprise.

All of this is to say we're not only eager to utilize new and existing technology to improve and enhance service offerings; we are making progress every day. But we are up against

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significant challenges and the complexity to the solutions we propose should not be understated; we need to carefully consider a pragmatic approach as we move forward.

Small Business First. DoITT's efforts, along with the efforts of the Mayor's Office of Operations and SBS on the Small Business First initiative to reduce the regulatory burden on small businesses in New York City is a strong foundation for achieving the goals of Int. 0564.

Small Business First includes 30 initiatives developed as a direct result of conversations with stakeholders, advocates, small business owners, neighborhood and community leaders, and elected officials representing a diverse slate of city neighborhoods.

Included among the initiatives are being developed our efforts to centralize a business' access to applications, permits and information across agencies, both in person and online. Small Business First will build on the City's existing online resources for business to create a new state-of-the-art online business portal that provides a central resource that businesses need and we believe

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this is where and how to accommodate the spirit of Int. 0564.

We agree that centralizing online city services for businesses will alleviate some of the administrative burdens small business owners currently face. Building on the City's existing online resources for businesses, Small Business First will create an online business portal that will allow a business owner to create an account to access personalized information from city records about its business, including licenses, permits, certifications, inspections, and violations. account will also allow a business owner to conduct all available online transactions with city agencies, including paying and applying for or renewing licenses and permits and checking the status of the applications.

In addition, the business owner will be able to receive information distributed by city agencies, such as updates on the law and renewal notices.

Small Business First and Int. 0564. While Int. 0564 proposes requiring that all city permits, licenses and registrations be available for

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online submission to the applicable city agency by a single web portal, we would want to further discuss this or any related legislation to ensure that its requirements align with a significant process that is already underway. We believe that the Small Business First initiative encompasses the desired functionality and intended spirit of Int. 0564.

The new online business portal will contain the relevant permit, license and registration information tools that are specifically being sought out by entrepreneurs and businesses across the city and we look forward to further examining how to make it easier for residents to find information on city permits, licenses and registrations through the portal.

There are also non-business-related

permits and licenses that New Yorkers want to apply

for online; many agencies have worked to make more

applications for permits, licenses and registrations

available online and are continuing to make efforts

towards this, but there may be some applications

where online application may not make the most sense

or where an approval might involve a more significant

review and discussion with the applicant or where

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there are currently additional security measures to 3 account for.

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It is also worth noting that 311 is an additional tool to leverage and promote; anyone can call 311 and ask how and where to find the relevant information and practically any city permit, license or registration.

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Looking forward. We see a great opportunity here for collaboration and partnership across the agencies as we move forward and DoITT's role is clear; DoITT must help government improve the availability and efficiency of key public services and we stand ready to do that. The discussion raised by this proposed bill is helpful in the ongoing conversation and while the Small Business First path is clear, we need to think ahead and prepare a practical and workable plan for more advanced technology solutions.

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We thank Council Member Vacca for his leadership on these issues and thank the Council for being a key partner as we look forward to the future. We look forward to answering any questions you might have.

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2	CHAIRPERSON VACCA: Thank you, sir.			
3	We've been joined by Council Member Grodenchik; thank			
4	you.			
5	Some questions I wanted to go through.			
6	Is there any written general policy that agencies			
7	follow about what applications should be online and			
8	which ones are not online; is there a general policy			
9	that dictates that or [interpose]			
10	DON SUNDERLAND: Not that I'm aware of,			
11	no.			
12	CHAIRPERSON VACCA: So agencies have			
13	discretion to determine what is going to be online			
14	and what is not going to be online, and what's going			
15	to be through paper and not through paper?			
16	DON SUNDERLAND: To the best of my			
17	knowledge, yes.			
18	CHAIRPERSON VACCA: Have you given			
19	consideration to looking at those policies to see if			
20	we can be more uniform; that agencies could have			
21	guidance; do you give agencies guidance on what they			
22	should be making available online to people?			
23	DON SUNDERLAND: In general, what we do			
24	is; we give agencies guidance as to what is			

technologically sound and feasible; the uses that

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they choose to put technology to becomes really a business decision, so it's something that would probably no emanate from DoITT if we were to make such a pronouncement.

CHAIRPERSON VACCA: I mentioned in my opening statement that certain applications involving fingerprints and other matters certainly need to continue to be on paper, but we need an agency, and I think it would fall to DoITT, to inventory what can be on paper; what should be on paper, as a continuing policy and what can be online, with the intent of maximizing what we could put online. So has that been done; have we inventoried all city applications, determining what can be paperless?

DON SUNDERLAND: Yeah, we haven't and in truth, that's a fairly massive task; we couldn't begin to tell you what all the city applications are of any sort; I mean the agencies, as you well know, have the applications that they deploy under their own control; we aren't necessarily privy to the information when they choose to deploy an application, so we don't have a means of researching that information, other than contacting the agencies immediately.

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If such a survey were to be done, I think it might focus around business players, for instance, the Small Business First Initiative; SBS is looking specifically to business users and doing a significant job of cataloging precisely those things

7 | within that space.

CHAIRPERSON VACCA: Well I'm gonna get into that and I would certainly agree that the Small Business Initiative is very important, because small business people need to know where to go and how to get there and having that type of inventory, at least for that sector of the community, is very important, but I also think that we need to have a census of all applications in the City of New York; we need to have an inventory of all these applications and then we need to determine what can we say can be done online. So it bothers me that we don't even have a census --I mean people are always complaining about government being too big and being too bureaucratic and here we have a city of eight million people plus and we have no knowledge of how many applications exist for various activities within our own city, so one would think that we perhaps have too much paper out there; we have too much bureaucracy out there; once perhaps

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we do the census we can begin to reduce how much paper is out there, but I don't even see the census to begin with, so how do we start to make government more efficient; there seems to be an efficiency issue first, and then I do wanna get to the paperless component of my statement.

DON SUNDERLAND: So on just the practicality of the census, I mean as I said, it's not only daunting; it's probably impossible for an outside entity to do that for every agency within the city, but there are approaches that you could take, which would be self-registration by the agency to the applications that they have. At this point, DoITT actually hosts a CIO portal for all the CIOs of all the agencies within the city and that might be an appropriate local for us to have agencies register the applications that they have so that we can start creating such a list.

CHAIRPERSON VACCA: As a legislator and as someone who was -- I've been in government now many, many years, before I was in the Council -- it would seem to be logical to ask every agency head to submit to an agency like DoITT a listing of their required applications. So if you call the Parks

2	commissioner, you say to the Parks commissioner,
3	designate someone in our agency who can give me a
4	listing of all your required applications; then
5	separate the listing based on what can be done online
6	and what is not now able to be done online; I don't
7	think that's a mammoth job; I think it's something
8	that's very if we give them a timeline and we tell
9	them exactly what we want, if we're very clear, I
10	think that that's the beginning of what we wanna do
11	there in this legislation.

DON SUNDERLAND: You know, I think so long as the onus is upon the agency to comply, that's a workable solution; what we can't be, we can't be detectives and we can't be research... [crosstalk]

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CHAIRPERSON VACCA: I agree; I don't want you to be detectives; I would assume that if -especially if the Mayor's office is involved, if the Mayor's office says we want to know from you,
commissioner and your agency what applications are required and permits, what's paperless and what's not; I don't think that's a ridiculous request; I would think that every commissioner would comply with a memo from the Mayor that requires that information;
I just think it's a question of putting it together

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and getting ourselves together. So this is what my legislation aims to do; we really can't determine what should be paperless and what should not be paperless until we determine how many damn permits are required in the city and for what.

DON SUNDERLAND: That's a pretty legitimate concern, yes.

Of how many -- we're a city so big, but how could this be something that's so difficult to do? I just think we don't have the will to do it; we think maybe it's overwhelming, but that speaks to the bureaucracy that the city is and imagine what the average person goes through.

 $\label{eq:DON SUNDERLAND: I know; I've actually} \\$ been such an average person.

[laughter]

CHAIRPERSON VACCA: Yes, I'm average too.

So just like... [laughter] thank... I appreciate that.

Alright, so this is the first step; so your agency cannot commit to get that... is your agency in a position to commit to get that underway or is this something that the Mayor's office has to commit to?

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2	DON SUNDERLAND: I think it would have to			
3	come from an executive level in order for agencies to			
4	comply; we have no power over the agencies regarding			
5	this.			
6	CHAIRPERSON VACCA: You have no power,			
7	but yet the Mayor's office would have to determine			
8	what agency oversees the effort, so if the Mayor			
9	determined that it was DoITT that was going to do it,			
10	so to speak			
11	DON SUNDERLAND: Yeah			
12	CHAIRPERSON VACCA: would you do it?			
13	DON SUNDERLAND: then it would be done.			
14	[laugh]			
15	CHAIRPERSON VACCA: It would be done.			
16	DON SUNDERLAND: Yeah.			
17	CHAIRPERSON VACCA: Okay. Alright, I			
18	appreciate this discussion, I think. Alright.			
19	Also, we need to develop a list and that			
20	list has to be inclusive also of non-mayoral			
21	agencies; I'm thinking of DOE, I'm thinking of Health			
22	and Hospitals Corporation, NYCHA; when you start to			
23	think what's required, it's overwhelming.			

DON SUNDERLAND: Yeah, that's the reaction you were just getting from me, so.

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CHAIRPERSON VACCA: Yes. No, it's

overwhelming, but I think if we decentralize the call to order, so to speak; if we decentralize getting that list agency by agency, it shouldn't be that overwhelming, and if these agencies don't know what permits are required for what, then shame on them and somebody has to be held to account. And perhaps we

can eliminate many redundancies that may exist that

people face and go through as part of this inventory

Okay, I'll go to my committee members; any questions? Yes, council member.

that I'd like to see created.

thank the chair for introducing this legislation,
which I'm happy to join, and you know, we all
represent very large areas and where mass transit is
often not an issue because there is no mass transit
to speak of and in Queens we have successfully, in
certain agencies, such as Buildings and City Planning
and HPD and DEP, we have centralized some of that so
that people don't have to schlep all over the borough
or come into Manhattan, but the amount of savings
that would be wrought for the environment on this
would be just tremendous because we are a city that

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stretches from Fort Totten in Queens to Tottenville in Staten Island and over 300 square miles and a lot of people just don't have the time; literally, it's a half-a-day or more to come into Manhattan or even to reach parts of Queens from where my constituents live, so I just wanted to say that I don't really have any questions, but I would hope that you would carry back a message to DoITT and we will certainly carry a message to the administration that this is something that is long overdue; I know we can apply for certain things online, but this is really something that -- there shouldn't be a single permit, barring some technical detail; you know, maybe maps that would need to be submitted or something, that really shouldn't be done, Mr. Chairman, so thank you; thank you for being here today.

CHAIRPERSON VACCA: Thank you, Council Member; I think that's the general consensus.

Do you have any statistics that tell us what amount of applications are done online versus done in person?

DON SUNDERLAND: I don't actually; I mean we… [interpose]

permit renewed online, but a new tennis permit must

be applied for in person. It doesn't make sense to

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me. There's not even a consistency within the tennis department of the Parks Department. I don't know how that could happen, and I think that that speaks to the inconsistencies across the board here; why is one required with paper, one without; why is one allowed to be online and one not? So I think that we have a problem that we have to address and that's what my legislation seeks to correct.

Now you're speaking today on behalf of DoITT and the administration; is DoITT in favor of my legislation or is the administration in favor; what is your position on the legislation?

DON SUNDERLAND: We favor the direction of the administration; believe it's a direction we need to go as a city and we need to provide better service to our citizens. I mean, the legislation's rather brief, so there's a lot of detail that's not — and that's probably the level in which DoITT would become involved, is just the practical details of making these things happen, but we're absolutely aligned with your legislation in its intent.

CHAIRPERSON VACCA: But that doesn't tell me; are you in favor of it or you think that this has to be -- are there revisions to it that you're

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appropriate places to do that on existing systems is probably a much more practicable approach.

where you have a user portal that will map you to the

CHAIRPERSON VACCA: When paper applications are received by agencies, do they scan them or enter them into databases?

DON SUNDERLAND: I think it's a combination, but once again, that's more of a business, you know question we can ask individual agencies.

CHAIRPERSON VACCA: It would appear to me that you would save time on both the agency and the

public's part if the application submitted the data online in the first place, so we're talking about saving time or we're talking about the productivity of our city's workforce as well if we maximize what we can have online.

DON SUNDERLAND: No argument.

CHAIRPERSON VACCA: Alright, so you're not arguing with me, so I'm gonna... [laughter] I'm gonna move the bill, right; is that... is that... [crosstalk]

DON SUNDERLAND: Right. Yeah. No, I mean, we... as we said, we believe in the direction of the bill; it's the details that become interesting, but yes.

CHAIRPERSON VACCA: What details are you specifically concerned about again?

uniform ways of doing all of the permits. The analysis you're talking about, as far as collecting all of this information regarding which applications are out there now, which of them are currently available online, which have to be submitted by paper; that's a good place to start; when you do the analysis of that, you're gonna have a very complex

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2	universe of different systems, different
3	methodologies; different processes that don't
4	necessarily align in a way that allows you to
5	implement a completely uniform mechanism. Right now
6	what we would need to do is leverage the existing
7	infrastructure that's already there, as far as the
8	agencies that are already providing online
9	application capabilities and provide a single map
10	into all of those individual processes that exist.
11	The idea of creating a consolidated system that does
12	this all in a uniform way across the city is just
13	it's enormous and probably unattainable in the long
14	run, but the idea of bringing the city into a
15	standardized way of connecting from a central point
16	so that users could be directed to the various agency
17	systems to do their applications is something that's
18	doable.

CHAIRPERSON VACCA: Well administratively we have to begin first to get a census...

DON SUNDERLAND: Agree; no argument.

CHAIRPERSON VACCA: that is important.

Don't you see a cost savings for the city if we do things online as opposed to all the paper and the...

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DON SUNDERLAND: Absolutely. I mean yeah, we're... yeah, we're in [inaudible] agreement.

CHAIRPERSON VACCA: Okay and there's a cost savings that we're also anticipating as part of this bill. We in the Council are concerned with the environment and we're also concerned with efficiency and it seems to me to be very inefficient where we can do it online and we're not and it's also an imposition on people who have to be running around with all these permit applications and agency people that are spending so much time processing when it could be done much more efficiently online.

DON SUNDERLAND: We agree.

CHAIRPERSON VACCA: 'Kay. Okay, any further questions? Yes, Council Member Borelli.

Question; I just want to really comment Chairman

Vacca on this bill. Living in a progressive city as

we do and one that prides itself on certain

positions, and even the democratic candidates for

president are citing some of the progressive models

of Scandinavia and one of the things that we don't

often hear about countries in Scandinavia are

essentially the Nordic model of business, which is

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extremely efficient and it prides itself on making things easier for entrepreneurs and small businesses to start up and to retain and grow, and this is something that's done in a number of countries already and I just wanna commend you for bringing this to our attention and I think it's a wonderful bill.

member. Okay, without further questions, I thank you for your testimony and we look forward to proceeding on this bill and I want the administration to know that we'll be looking for their support so we can finalize a version that can be passed by the Council soon. Okay, it is now 1:35; there being no speakers from the public and no further questions from council members, this hearing is now adjourned.

[gavel]

Thank you for coming to the first paperless hearing, or paper... paper-light hearing.

World Wide Dictation certifies that the foregoing transcript is a true and accurate record of the proceedings. We further certify that there is no relation to any of the parties to this action by blood or marriage, and that there is interest in the outcome of this matter.



Date May 18, 2016