

**New York State Council on the Arts
FY 2024 Appeals Panel Meeting Minutes
Pursuant to Section 6401.5 of the New York State Rules and Regulations**

March 08, 2024

Called for 10:00 am - 1:00 pm

411 Fifth Avenue, Suite 700, New York, NY 10016

Appointed Appeals Panel Members Present:

- Sierra Van Ryck DeGroot
- Asari Beale
- Ellen Weinstein
- Nigel Campbell
- Michelle Jaffe
- Leslie Boyce
- Stephanie Skaff
- Kerry Sclafani

Quorum present: Yes

Others in attendance:

Megan White, Deputy Director of Programs, NYSCA
Kimalea Campbell, Program Team Associate

Meeting was called to order at 10:02 am by Deputy Director Megan White.

Ms. White welcomed the appeals panel for the FY 2023 NYSCA grant cycle and reviewed the three specific grounds for appeal pursuant to Section 6401.2 of the New York State Rules and Regulations: (1) Non-presentation of information; (2) Misrepresentation of information; and (3) Improper procedure: (i) the review of the program request by the appropriate advisory panel was biased; or (ii) the program request decision of the council was arbitrary and capricious. Ms. White also explained the process set forth in Section 6401.2 regarding council and agency action on appeals panel decisions.

Ms. White led an introduction of the panelists and then requested that each appeal be presented to the meeting. The following materials were then represented with respect to the organizations listed below: written appeal materials of the relevant appellant, the grounds for appeal set forth in the appeal materials from the relevant appellant, and reviewed the relevant application and panel notes regarding the appeal grounds:

ORGANIZATION	GROUND FOR APPEAL
Cecelia Mahon	Improper Procedure; bias
Curatorial Program for Research	Misrepresentation of Information
Early Music Foundation	Non presentation of Information
Molly Mahon	Improper Procedure; bias
Montauk Chamber Music	Non presentation of Information
Nancy Seisel	Improper Procedure; bias
Raja Feather Kelly	Non presentation of Information
Richmond County Orchestra	Non presentation of Information
Riverside Opera	Non presentation of Information
Sybarite Chamber Players	Misrepresentation of Information
The Creative Place	Non presentation of Information
Park Avenue Chamber Symphony	Improper Procedure; arbitrary and capricious

The panelists then had an opportunity for discussion after the presentation of each appeal. Ms. White asked for a motion regarding each appeal.

For each appeal other than Nancy Seisel and Raja Feather Kelly, a motion and a second was duly made to deny the appeal. After each such motion and second, Ms. White asked if there was further discussion and then requested a vote, which vote was then taken for each such motion and unanimously taken in favor of such motion denying the appeals.

For Nancy Seisel and Raja Feather Kelly, a motion and a second were duly made to uphold each appeal. After such motion and second, Ms. White asked if there was further discussion and then requested a vote, which vote was then taken for such motion and unanimously taken in favor of such motion upholding the appeals.

Meeting adjourned at 12:10 pm.