

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Wednesday, October 27, 2004

1:30 PM

Council Chambers - City Hall

City Council

A. Gifford Miller, Speaker

Members: Joseph P. Addabbo, Jr., Tony Avella, Maria Baez, Charles Barron, Tracy L. Boyland, Gale A. Brewer, Yvette D. Clarke, Leroy G. Comrie, Jr., Bill de Blasio, Erik Martin Dilan, Simcha Felder, Lewis A. Fidler, Helen D. Foster, Dennis P. Gallagher, James F. Gennaro, Vincent J. Gentile, Alan J. Gerson, Eric N. Gioia, Sara M. Gonzalez, Robert Jackson, Letitia James, Allan W. Jennings, Jr., Melinda R. Katz, G. Oliver Koppell, Andrew J. Lanza, John C. Liu, Margarita Lopez, Miguel Martinez, Michael E. McMahon, Hiram Monserrate, Eva S. Moskowitz, Michael C. Nelson, James Oddo, Annabel Palma, William Perkins, Madeline Provenzano, Christine C. Quinn, Domenic M. Recchia, Jr., Philip Reed, Diana Reyna, Joel Rivera, James Sanders, Jr., Larry B. Seabrook, Helen Sears, Jose M. Serrano, Kendall B. Stewart, Peter F. Vallone, Jr., Albert Vann, David I. Weprin and David Yassky

The Public Advocate (Ms. Gotbaum)

1. Roll Call

Present,

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Excused,

Gioia and Palma

The presence of a quorum was announced by The Public Advocate (Ms. Gotbaum).

2. Invocation

The Invocation was delivered by: Father James P. Hayes, St. Andrew's Roman Catholic Church, Cardinal Hayes Place, New York, N.Y.

Council Member Foster moved to spread the Invocation in full upon the Record.

3. Adoption of Minutes

None.

4. Messages & Papers from the Mayor

**M 0324-2004 Communication for the Mayor – Submitting the Draft
Comprehensive Solid Waste Management Plan.**

Attachments: Hearing Transcript - Stated Meeting 10/27/04

This Mayor's Message was Referred to Comm by Council to the Committee on Sanitation and Solid Waste Management

**M 0325-2004 Communication for the Mayor – Submitting the Draft Environmental
Impact Statement supporting the Draft Comprehensive Solid Waste
Management Plan.**

Attachments: Hearing Transcript - Stated Meeting 10/27/04

5. Communications from City, County & Borough Offices

M 0326-2004 **Communication from the Kings County Republican County Committee – Recommending the name of Nancy Mottola Schacher to the Council regarding her appointment to the New York City Board of Elections, to serve a four-year term expiring on December 31, 2008.**

Attachments: Committee Report and Resolution, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript

M 0327-2004 **Communication from the Queens County Democratic Organization – Recommending the name of Terrence C. O’Connor to the Council regarding his appointment to the New York City Board of Elections, pursuant to Section 3-204 of the Election Law of the State of New York.**

Attachments: Committee Report and Resolution, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript

M 0328-2004 **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Fiat Express Corp, pursuant to Section 19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on Transportation due back on 11/3/2004.

M 0329-2004 **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Cibao Express Car & Limousine Inc, pursuant to Section 19-511(i), of the administrative code of the city of New York.**

M 0330-2004 **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Tovar Transportation Inc, pursuant to Section 19-511(i), of the administrative code of the city of New York.**

M 0331-2004 **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Cibao Radio Dispatcher Inc, pursuant to Section 19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on Transportation due back on 11/3/2004.

- M 0332-2004** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Preferred Car Service Inc, pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- M 0333-2004** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Mexicana High Class Inc, pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- M 0334-2004** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Masada II C/L Service Inc, pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- M 0335-2004** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Round Town Private Car Service Inc, pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- M 0336-2004** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Family Car Service, pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- M 0337-2004** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license 810 Car Service Corp, pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- M 0338-2004** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Cadman Exp Car & Limo Svc Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on Transportation due back on 10/28/2004.

- M 0339-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Delta Car Service, pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

- M 0340-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Dyker Car Service, LLC, pursuant to Section 19-511(i), of
the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

- M 0341-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license OCHS McGuinness Car Service Inc, pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

- M 0342-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Alex Exp-press Car & Limousine Inc, pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

- M 0343-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Hillside 24 Hours Radio Dispatch Inc, pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

- M 0344-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license King's Car Svce, pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

- M 0345-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license New Easy Way Radio Disp. Inc, pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

- M 0346-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Flushing Express Car Service, pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

- M 0347-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Samia Car Service, pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

- M 0348-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license B & R Car Service Inc, pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

- M 0349-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Bamadu Car Service, pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

- M 0350-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Liberty Car Service Inc, pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

**M 0351-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Andrea Car Service Inc, pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

**M 0352-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Bay Pkwy. Car Service Inc, pursuant to Section 19-511(i), of
the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

**M 0353-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Simcha Global Inc, pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

**M 0354-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Magnificent 7's Enterprises Inc, pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

**M 0355-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license J T Trans Co Inc, pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

**M 0356-2004 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license New Pronto Transp. Inc, pursuant to Section 19-511(i), of
the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation due back on 10/28/2004.

M 0358-2004 **Veronica Villanueva, Council candidate for re-appointment to the New York City Equal Employment Practices Commission, to serve for the remainder of a four-year term expiring on June 30, 2008.**

Attachments: Committee Report and Resolution, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

M 0359-2004 **Jane Carolyn Kalmus, Council candidate for re-appointment to the New York City Voter Assistance Commission, to serve for the remainder of a three-year term expiring on June 30, 2007.**

Attachments: Committee Report and Resolution, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

M 0360-2004 **Morshed Alam, Council candidate for re-appointment to the New York City Voter Assistance Commission, to serve for the remainder of a three-year term expiring on June 30, 2007.**

Attachments: Committee Report and Resolution, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

M 0361-2004 **Virginia Michels Dent, Council candidate for re-appointment to the New York City Soil and Water Conservation District Board of Directors, to serve for the remainder of a three-year term expiring on December 31, 2006.**

Attachments: Committee Report and Resolution, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

6. Petitions and Communications

7. Land Use Call-Ups

M 0357-2004 **By Council Member Moskowitz:
Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Transportation approving an enclosed sidewalk café located at 60 West 57th Street, Borough of Manhattan, Council District no. 4, shall be subject to review by the Council. (Application no. 20045009 TCM.)**

Attachments: Hearing Transcript - Stated Meeting 10-27-04

The Public Advocate (Ms. Gotbaum) put the question whether the Council would agree with and adopt such motion which was decided in the affirmative by the following vote:

Affirmative, 49 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Excused, 2 -

Gioia and Palma

8. Communication from the Speaker

9. Discussion of General Orders

10. Reports of Special Committees

None.

11. Reports of Standing Committees

Report of the Committee on Civil Service and Labor

Int 0418-2004 A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of citywide administrative services to create and submit a written report regarding eligible lists.

Attachments: Committee Report, Fiscal Impact Statement, Local Law, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Introduction be Approved by Council.

Enactment No: 2004/050

Report of the Committee on Finance

Int 0411-2004 A Local Law to amend the administrative code of the city of New York, in relation to the establishment of the Myrtle Avenue Brooklyn business improvement district.

Attachments: Memo In Support, Committee Report 9/9, Hearing Transcript 9/9, Fiscal Impact Statement, Local Law, Hearing Transcript 10/27, Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Introduction be Approved by Council.

Enactment No: 2004/049

Res 0620-2004 **Resolution calling upon the State Legislature to immediately introduce and adopt, and the Governor to sign, legislation which would provide an additional sales tax exemption week on all clothing and footwear costing up to \$110 per item from November 22, 2004 to November 28, 2004, for the area of Manhattan bounded by 30th Street in the south, 36th Street in the north, Park Avenue in the East and Tenth Avenue in the west.**

Attachments: Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Resolution be Approved, by Council.

Report of the Committee on Governmental Operations

Int 0124-2004 **A Local Law to amend the charter and the administrative code of the city of New York, in relation to the requirements of the campaign finance program for city elections, the requirements of transition and inauguration entities for candidates elected to the offices of mayor, public advocate, comptroller, borough president, and member of the city council, participation in the New York City Campaign Finance Program by self-funded candidates, the debate program, and limiting the use of government resources during an election year.**

Attachments: Hearing Transcript 2/11, Local Law, Committee Report 2/11, Committee Report 9/29, Hearing Transcript 9/29, Committee Report 10/26, Committee Report 12/15, Hearing Transcript 10/26, Hearing Transcript - Stated Meeting 12/15/04, Mayor's Veto Message, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript 12/15

Affirmative, 42 -

Speaker Miller, Addabbo Jr., Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Fidler, Foster, Gennaro, Gentile, Gerson, Gonzalez, Jackson, James, Katz, Koppell, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Perkins, Quinn, Recchia Jr., Reed, Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Negative, 7 -

Avella, Felder, Gallagher, Jennings Jr., Lanza, Oddo and Provenzano

Excused, 2 -

Gioia and Palma

Enactment No: 2004/058

Int 0371-2004 **A Local Law to amend the charter and the administrative code of the city of New York, in relation to application of contribution limits of the New York City Campaign Finance Program to all candidates for the offices of mayor, public advocate, comptroller, borough president, and member of the city council, and prohibiting candidates from accepting contributions, loans or security for such loans from corporations.**

Attachments: Committee Report 9/29, Hearing Transcript 9/29, Committee Report 10/26, Committee Report 12/15, Hearing Transcript 10/26, Hearing Transcript - Stated Meeting 12/15/04, Local Law, Mayor's Veto Message, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript 12/15

Affirmative, 42 -

Speaker Miller, Addabbo Jr., Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gonzalez, Jackson, James, Katz, Koppell, Liu, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Perkins, Quinn, Recchia Jr., Reed, Reyna, Rivera, Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Negative, 7 -

Avella, Felder, Jennings Jr., Lanza, Lopez, Provenzano and Sanders Jr.

Excused, 2 -

Gioia and Palma

Enactment No: 2004/060

Int 0466-2004 **A Local Law to amend the charter and the administrative code of the city of New York, in relation to application of the public disclosure requirements of the New York City Campaign Finance Program to all candidates for the offices of mayor, public advocate, comptroller, borough president, and member of the city council.**

Attachments: Committee Report 9/29, Hearing Transcript 9/29, Committee Report 10/26, Committee Report 12/15, Hearing Transcript 10/26, Hearing Transcript - Stated Meeting 12/15/04, Local Law, Mayor's Veto Message, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript 12/15

Affirmative, 43 -

Speaker Miller, Addabbo Jr., Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gonzalez, Jackson, James, Katz, Koppell, Lanza, Liu, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Perkins, Quinn, Recchia Jr., Reed, Reyna, Rivera, Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Negative, 6 -

Avella, Felder, Jennings Jr., Lopez, Provenzano and Sanders Jr.

Excused, 2 -

Gioia and Palma

Enactment No: 2004/059

Report of the Committee on Land Use

Int 0403-2004 A Local Law to amend the administrative code of the city of New York, in relation to civil penalties for failure to maintain landmark or historic district improvements.

Attachments: Hearing Transcript - Landmarks - 10/20/04, Hearing Transcript - Landmarks - 11/30/04, Hearing Transcript - Landmarks - 12/13/04, Local Law, Hearing Transcript - Land Use - 10/21/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Land Use - 1/13/05, Hearing Transcript - Stated Meeting - 1/19/05, Hearing Transcript - Stated Meeting 2/2/05

Enactment No: 2005/018

LU 0282-2004 Application no. 20045643 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 999 Restaurant Corp., d/b/a Nello's, to establish, maintain and operate an unenclosed small sidewalk café located at 696 Madison Avenue, Borough of Manhattan, Council District no. 4. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

Attachments: Hearing Transcript - Zoning - 10/19, Hearing Transcript - Land Use - 10/21

A motion was made by that this Land Use Application be Approved, by Council.

Res 0661-2004 Resolution approving the petition for a revocable consent for an unenclosed small sidewalk café located at 696 Madison Avenue, Manhattan (20045643 TCM; L.U. No. 282).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Resolution be Approved, by Council.

LU 0283-2004 **Application no. 20055061 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Poupetto, Inc., d/b/a Le Bilboquet, to establish, maintain and operate an unenclosed small sidewalk café located at 23 East 65th Street, Borough of Manhattan, Council District no. 4. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.**

Attachments: Hearing Transcript - Zoning - 10/19, Hearing Transcript - Land Use - 10/27, Hearing Transcript - Zoning - 10/27, Hearing Transcript - Land Use - 10/21

Affirmative, 48 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Nelson, Oddo, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Excused, 2 -

Gioia and Palma

Abstain, 1 -

Moskowitz

Res 0662-2004 **Resolution approving the petition for a revocable consent for an unenclosed small sidewalk café located at 25 East 63rd Street, Manhattan (20055061 TCM; L.U. No. 283).**

Attachments: Committee Report, Hearing Transcript - Stated Meeting 10/27/04

Affirmative, 48 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Nelson, Oddo, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Excused, 2 -

Gioia and Palma

Abstain, 1 -

Moskowitz

LU 0286-2004 **Uniform Land Use Review Procedure application no. 040443 ZMM, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Manhattan, Council District no. 9.**

Attachments: Hearing Transcript - Zoning - 10/5, Hearing Transcript - Land Use - 10/27, Hearing Transcript - Zoning - 10/27, Hearing Transcript - Zoning - 10/21, Hearing Transcript - Land Use - 10/21, Hearing Transcript - Stated Meeting 10/27/04

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 0287-2004 **Uniform land use review procedure application no. 040445 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 9 to allow a public parking garage with a capacity of over 369. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d(b)(2) of the Charter or called-up by vote of the Council**

Attachments: Hearing Transcript - Zoning - 10/5, Hearing Transcript - Land Use - 10/27, Hearing Transcript - Zoning - 10/27, Hearing Transcript - Zoning - 10/21, Hearing Transcript - Land Use - 10/21, Hearing Transcript - Stated Meeting 10/27/04

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 0288-2004 **Uniform land use review procedure application no. 040444 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 9 to allow to modify the height and set back regulations of 33-43 and the tower regulations of 33-45. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d(b)(2) of the Charter or called-up by vote of the Council pursuant to §197-d(b)(3) of the Charter.**

Attachments: Hearing Transcript - Zoning - 10/5, Hearing Transcript - Land Use - 10/27, Hearing Transcript - Zoning - 10/27, Hearing Transcript - Zoning - 10/21, Hearing Transcript - Land Use - 10/21, Hearing Transcript - Stated Meeting 10/27/04

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

Report of the Committee on Rules, Privileges, and Elections

M 0218-2004 Communication from the Mayor - Submitting the name of Richard M. Olcott to the Council for its advice and consent regarding his appointment as a member of the Landmarks Preservation Commission, pursuant to Sections 31 and 3020 of the New York City Charter.

Attachments: Committee Report and Resolution, Hearing Transcript, Hearing Transcript - Stated Meeting 9/28/04

A motion was made by that this Mayor's Message be Approved, by Council.

Res 0663-2004 RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF RICHARD MELVILLE OLCOTT AS A MEMBER OF THE NEW YORK CITY LANDMARKS PRESERVATION COMMISSION.

Attachments: Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Resolution be Approved, by Council.

M 0237-2004 Communication from the New York County Democratic Committee – Recommending the name of Douglas Arthur Kellner to the Council regarding his re-appointment to the New York City Board of Elections, to serve a four-year term expiring on December 31, 2008.

Attachments: Committee Report and Resolution, Hearing Transcript, Hearing Transcript - Stated Meeting 10/13/04

A motion was made by that this Communication be Approved, by Council.

Res 0664-2004 RESOLUTION APPROVING THE RE-APPOINTMENT BY THE COUNCIL OF DOUGLAS ARTHUR KELLNER AS THE NEW YORK COUNTY DEMOCRATIC COMMISSIONER OF ELECTIONS.

Attachments: Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Resolution be Approved, by Council.

M 0358-2004 Veronica Villanueva, Council candidate for re-appointment to the New York City Equal Employment Practices Commission, to serve for the remainder of a four-year term expiring on June 30, 2008.

Attachments: Committee Report and Resolution, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Communication be Approved, by Council.

Res 0665-2004 **RESOLUTION APPROVING THE RE-APPOINTMENT BY THE COUNCIL OF VERONICA VILLANUEVA AS A MEMBER OF THE NEW YORK CITY EQUAL EMPLOYMENT PRACTICES COMMISSION.**

Attachments: Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Resolution be Approved, by Council.

M 0359-2004 **Jane Carolyn Kalmus, Council candidate for re-appointment to the New York City Voter Assistance Commission, to serve for the remainder of a three-year term expiring on June 30, 2007.**

Attachments: Committee Report and Resolution, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Communication be Approved, by Council.

Res 0666-2004 **RESOLUTION APPROVING THE RE-APPOINTMENT BY THE COUNCIL OF JANE CAROLYN KALMUS AS A MEMBER OF THE NEW YORK CITY VOTER ASSISTANCE COMMISSION.**

Attachments: Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Resolution be Approved, by Council.

M 0360-2004 **Morshed Alam, Council candidate for re-appointment to the New York City Voter Assistance Commission, to serve for the remainder of a three-year term expiring on June 30, 2007.**

Attachments: Committee Report and Resolution, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Communication be Approved, by Council.

Res 0667-2004 **RESOLUTION APPROVING THE RE-APPOINTMENT BY THE COUNCIL OF MORSHED ALAM AS A MEMBER OF THE NEW YORK CITY VOTER ASSISTANCE COMMISSION.**

Attachments: Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Resolution be Approved, by Council.

M 0361-2004 **Virginia Michels Dent, Council candidate for re-appointment to the New York City Soil and Water Conservation District Board of Directors, to serve for the remainder of a three-year term expiring on December 31, 2006.**

Attachments: Committee Report and Resolution, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Communication be Approved, by Council.

Res 0668-2004 RESOLUTION APPROVING THE RE-CONFIRMATION BY THE COUNCIL OF VIRGINIA MICHELS DENT AS A MEMBER OF THE BOARD OF DIRECTORS NEW YORK CITY SOIL AND WATER CONSERVATION DISTRICT.

Attachments: Hearing Transcript - Stated Meeting 10/27/04

A motion was made by that this Resolution be Approved, by Council.

12. General Orders Calendar

Int 0127-2004 A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of health and mental hygiene to track and report deaths of homeless persons in the city of New York.

Attachments: Committee Report 2/12/04, Hearing Transcript 2/12/04, Committee Report 6/9/05, Committee Report 6/24/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting - 12/7/04, Hearing Transcript - Stated Meeting - 1/19/05, Hearing Transcript - Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05

Enactment No: 2005/063

T2004-0073 Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/7/04, Hearing Transcript - Stated Meeting 1/2/04, Hearing Transcript - Stated Meeting 2/4/04, Hearing Transcript - Stated Meeting 2/26/04, Hearing Transcript - Stated Meeting 3/10/04, Hearing Transcript - Stated Meeting 3/24/04, Hearing Transcript - Stated Meeting 4/1/04, Hearing Transcript - Stated Meeting 4/21/04, Hearing Transcript - Stated Meeting 5/5/04, Hearing Transcript - Stated Meeting 5/19/04, Hearing Transcript - Stated Meeting 6/7/04, Hearing Transcript - Stated Meeting 6/21/04, Hearing Transcript - Stated Meeting 6/22/04, Hearing Transcript - Stated Meeting 6/24/04, Hearing Transcript - Stated Meeting 6/28/04, Hearing Transcript - Stated Meeting 7/21/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Stated Meeting 12/7/04, Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting 1/19/05, Hearing Transcript - Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 6/8/05, Hearing Transcript - Stated Meeting 10/11/05

A motion was made by that this Commissioner of Deeds be Approved, by Council.

Coupled on General Order Calendar

Civil Service and Labor

Int 0418-2004 A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of citywide administrative services to create and submit a written report regarding eligible lists.

Attachments: Committee Report, Fiscal Impact Statement, Local Law, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

Enactment No: 2004/050

Finance

Int 0411-2004 A Local Law to amend the administrative code of the city of New York, in relation to the establishment of the Myrtle Avenue Brooklyn business improvement district.

Attachments: Memo In Support, Committee Report 9/9, Hearing Transcript 9/9, Fiscal Impact Statement, Local Law, Hearing Transcript 10/27, Hearing Transcript - Stated Meeting 10/27/04

Enactment No: 2004/049

Res 0620-2004 **Resolution calling upon the State Legislature to immediately introduce and adopt, and the Governor to sign, legislation which would provide an additional sales tax exemption week on all clothing and footwear costing up to \$110 per item from November 22, 2004 to November 28, 2004, for the area of Manhattan bounded by 30th Street in the south, 36th Street in the north, Park Avenue in the East and Tenth Avenue in the west.**

Attachments: Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

Governmental Operations

Int 0124-2004 **A Local Law to amend the charter and the administrative code of the city of New York, in relation to the requirements of the campaign finance program for city elections, the requirements of transition and inauguration entities for candidates elected to the offices of mayor, public advocate, comptroller, borough president, and member of the city council, participation in the New York City Campaign Finance Program by self-funded candidates, the debate program, and limiting the use of government resources during an election year.**

Attachments: Hearing Transcript 2/11, Local Law, Committee Report 2/11, Committee Report 9/29, Hearing Transcript 9/29, Committee Report 10/26, Committee Report 12/15, Hearing Transcript 10/26, Hearing Transcript - Stated Meeting 12/15/04, Mayor's Veto Message, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript 12/15

Enactment No: 2004/058

Int 0371-2004 **A Local Law to amend the charter and the administrative code of the city of New York, in relation to application of contribution limits of the New York City Campaign Finance Program to all candidates for the offices of mayor, public advocate, comptroller, borough president, and member of the city council, and prohibiting candidates from accepting contributions, loans or security for such loans from corporations.**

Attachments: Committee Report 9/29, Hearing Transcript 9/29, Committee Report 10/26, Committee Report 12/15, Hearing Transcript 10/26, Hearing Transcript - Stated Meeting 12/15/04, Local Law, Mayor's Veto Message, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript 12/15

Enactment No: 2004/060

- Int 0466-2004** **A Local Law to amend the charter and the administrative code of the city of New York, in relation to application of the public disclosure requirements of the New York City Campaign Finance Program to all candidates for the offices of mayor, public advocate, comptroller, borough president, and member of the city council.**

Attachments: Committee Report 9/29, Hearing Transcript 9/29, Committee Report 10/26, Committee Report 12/15, Hearing Transcript 10/26, Hearing Transcript - Stated Meeting 12/15/04, Local Law, Mayor's Veto Message, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript 12/15

Enactment No: 2004/059

Land Use

- Res 0661-2004** **Resolution approving the petition for a revocable consent for an unenclosed small sidewalk café located at 696 Madison Avenue, Manhattan (20045643 TCM; L.U. No. 282).**

Attachments: Committee Report, Hearing Transcript - Stated Meeting 10/27/04

- Res 0662-2004** **Resolution approving the petition for a revocable consent for an unenclosed small sidewalk café located at 25 East 63rd Street, Manhattan (20055061 TCM; L.U. No. 283).**

Attachments: Committee Report, Hearing Transcript - Stated Meeting 10/27/04

Rules, Privileges, and Elections

- Res 0663-2004** **RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF RICHARD MELVILLE OLCOTT AS A MEMBER OF THE NEW YORK CITY LANDMARKS PRESERVATION COMMISSION.**

Attachments: Hearing Transcript - Stated Meeting 10/27/04

- Res 0664-2004** **RESOLUTION APPROVING THE RE-APPOINTMENT BY THE COUNCIL OF DOUGLAS ARTHUR KELLNER AS THE NEW YORK COUNTY DEMOCRATIC COMMISSIONER OF ELECTIONS.**

Attachments: Hearing Transcript - Stated Meeting 10/27/04

- Res 0665-2004** **RESOLUTION APPROVING THE RE-APPOINTMENT BY THE COUNCIL OF VERONICA VILLANUEVA AS A MEMBER OF THE NEW YORK CITY EQUAL EMPLOYMENT PRACTICES COMMISSION.**

Attachments: Hearing Transcript - Stated Meeting 10/27/04

Res 0666-2004 RESOLUTION APPROVING THE RE-APPOINTMENT BY THE COUNCIL OF JANE CAROLYN KALMUS AS A MEMBER OF THE NEW YORK CITY VOTER ASSISTANCE COMMISSION.

Attachments: Hearing Transcript - Stated Meeting 10/27/04

Res 0667-2004 RESOLUTION APPROVING THE RE-APPOINTMENT BY THE COUNCIL OF MORSHED ALAM AS A MEMBER OF THE NEW YORK CITY VOTER ASSISTANCE COMMISSION.

Attachments: Hearing Transcript - Stated Meeting 10/27/04

Res 0668-2004 RESOLUTION APPROVING THE RE-CONFIRMATION BY THE COUNCIL OF VIRGINIA MICHELS DENT AS A MEMBER OF THE BOARD OF DIRECTORS NEW YORK CITY SOIL AND WATER CONSERVATION DISTRICT.

Attachments: Hearing Transcript - Stated Meeting 10/27/04

General Order Calendar

T2004-0073 Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/7/04, Hearing Transcript - Stated Meeting 1/2/04, Hearing Transcript - Stated Meeting 2/4/04, Hearing Transcript - Stated Meeting 2/26/04, Hearing Transcript - Stated Meeting 3/10/04, Hearing Transcript - Stated Meeting 3/24/04, Hearing Transcript - Stated Meeting 4/1/04, Hearing Transcript - Stated Meeting 4/21/04, Hearing Transcript - Stated Meeting 5/5/04, Hearing Transcript - Stated Meeting 5/19/04, Hearing Transcript - Stated Meeting 6/7/04, Hearing Transcript - Stated Meeting 6/21/04, Hearing Transcript - Stated Meeting 6/22/04, Hearing Transcript - Stated Meeting 6/24/04, Hearing Transcript - Stated Meeting 6/28/04, Hearing Transcript - Stated Meeting 7/21/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Stated Meeting 12/7/04, Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting 1/19/05, Hearing Transcript - Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 6/8/05, Hearing Transcript - Stated Meeting 10/11/05

A motion was made by that this be .

Affirmative, 49 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Excused, 2 -

Gioia and Palma

13. Introduction & Reading of Bills
See Attached
14. Discussion of Resolutions
15. Resolutons

Res 0238-2004 Resolution decrying the sexual violence and killing of women in Ciudad Juarez, Mexico over the past ten years, calling upon the Comptroller of the City of New York to develop and enforce procedures, short of disinvestment, that ensure that corporations receiving New York City pension funds respect the basic human rights of their employees and calling on the appropriate authorities in Mexico to take steps to end the killings in Ciudad Juarez.

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

Pursuant to Rule 8.50 of the Rules of the Council, the Public Advocate (Ms. Gotbaum) called for a voice vote. Hearing no objections, the Public Advocate (Ms. Gotbaum) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

Res 0395-2004 **Resolution strongly denouncing the crimes committed against civilian populations in the western region of Darfur and the actions of the government of Sudan in connection with those crimes, and urging the government of the United States to take immediate action to support the implementation of a United Nations multi-national peace-keeping force and humanitarian relief effort to end the reign of terror that exists in that region.**

Attachments: Committee Report 9/23, Committee Report 10/21, Hearing Transcript 9/23, Hearing Transcript 10/21, Hearing Transcript - Stated Meeting 10/27/04

Pursuant to Rule 8.50 of the Rules of the Council, the Public Advocate (Ms. Gotbaum) called for a voice vote. Hearing no objections, the Public Advocate (Ms. Gotbaum) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

Res 0399-2004 **Resolution supporting the “Berlin Declaration,” a document summary of the second international conference on anti-Semitism recently held by the Organization for Security and Co-operation in Europe.**

Attachments: Committee Report 9/23, Committee Report 10/21, Hearing Transcript 9/23, Hearing Transcript 10/21, Hearing Transcript - Stated Meeting 10/27/04

Pursuant to Rule 8.50 of the Rules of the Council, the Public Advocate (Ms. Gotbaum) called for a voice vote. Hearing no objections, the Public Advocate (Ms. Gotbaum) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

Affirmative,

Excused,

Gioia and Palma

Res 0589-2004 **Resolution urging New York State to allow persons who are in dating relationships and experience abuse to petition for orders of protection in Family Court.**

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

Pursuant to Rule 8.50 of the Rules of the Council, the Public Advocate (Ms. Gotbaum) called for a voice vote. Hearing no objections, the Public Advocate (Ms. Gotbaum) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

Res 0593-2004 Resolution recognizing October 12-20, 2004 as National Bone and Joint Decade Awareness Week, and encouraging the promotion of education and greater awareness of Fibrodysplasia Ossificans Progressiva in the City of New York.

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 10/27/04

Pursuant to Rule 8.50 of the Rules of the Council, the Public Advocate (Ms. Gotbaum) called for a voice vote. Hearing no objections, the Public Advocate (Ms. Gotbaum) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

- 16. General Discussion
- 17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Res 0649-2004 Resolution calling upon the Congress of the United States to pass S.2968, the “Emergency Flu Response Act of 2004”, introduced on October 8, 2004, by a bipartisan group of Senators, which would address the crisis created by the current shortage of flu vaccine.

Sponsors: By The Speaker (Speaker Miller) and The Speaker (Quinn), Council Members Baez, Brewer, Jackson, Dilan, Gennaro, Addabbo Jr., Avella, Barron, Clarke, Fidler, Gerson, James, Koppell, Liu, Martinez, McMahon, Monserrate, Nelson, Recchia Jr., Rivera, Seabrook, Stewart, Vann, Weprin, Gonzalez, Comrie Jr. and The Public Advocate (Public Advocate Gotbaum)

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 11/10/04

Res 0650-2004 Resolution urging the New York State Legislature to increase funding for Naturally Occurring Retirement Community Support Service Programs (“NORC-SSPs”) to meet the growing needs of seniors who wish to remain in their own homes as they age.

Sponsors: By Council Members Baez, Avella, Barron, Boyland, Clarke, Dilan, Fidler, Foster, Gennaro, Gerson, Jackson, James, Koppell, Liu, Martinez, Monserrate, Nelson, The Speaker (Quinn), Recchia Jr., Sanders Jr., Stewart, Vann, Weprin, Yassky and Gonzalez

This Resolution was Referred to Comm by Council to the Committee on Aging due back on 10/28/2004.

Res 0651-2004 Resolution urging the New York State Legislature to adopt a bill that establishes a minimum staffing level requirement in nursing homes.

Sponsors: By Council Members Baez, Avella, Barron, Clarke, Fidler, Foster, Gerson, Jackson, James, Nelson, The Speaker (Quinn), Recchia Jr., Sanders Jr., Seabrook, Stewart, Vann, Yassky, Gonzalez and Lopez

This Resolution was Referred to Comm by Council to the Committee on Aging due back on 10/28/2004.

Res 0652-2004 Resolution calling upon the New York City Department of Education to hold open for public use, outside of school hours, playgrounds located on school property.

Sponsors: By Council Members Brewer, Barron, Dilan, Foster, Gerson, Jackson, James, Koppell, Liu, Martinez, The Speaker (Quinn), Rivera, Sanders Jr., Stewart, Vann, Yassky, Gonzalez and Lopez

Attachments: Hearing Transcript, Committee Report

This Resolution was Referred to Comm by Council to the Committee on Education due back on 10/28/2004.

Int 0483-2004 A Local Law to amend the administrative code of the city of New York, in relation to limiting the issuance of notices of violations for litter during certain times.

Sponsors: By Council Members Felder, Avella, Clarke, Gerson, Monserrate, Nelson, Seabrook, Stewart, Weprin, Yassky, Gonzalez and Fidler

Int 0484-2004 A Local Law to amend the administrative code of the city of New York, in relation to establishing a joint task force on sidewalk maintenance.

Sponsors: By Council Members Fidler, Avella, Oddo, Recchia Jr., Nelson, Liu, The Speaker (Quinn), Stewart, Gerson, Seabrook, Reyna, Gennaro, Baez, Weprin, Koppell, Gentile, Barron, Comrie Jr., Addabbo Jr., Clarke, James, Katz, Martinez, McMahon, Vann and Gonzalez

This Introduction was Referred to Comm by Council to the Committee on Transportation due back on 10/28/2004.

Res 0653-2004 **Resolution calling upon the Mayor and the State to negotiate and reach a firm agreement with respect to the Summer Youth Employment Program in advance of the budget process so that youth participate in the SYEP at maximum possible enrollment levels, keeping in mind that as recently as two summers ago there was sufficient funding for the employment of 37,869 young people; and further calling upon the Mayor to include requisite funding in the Preliminary and Executive Budget proposals, in order to ensure the timely and effective implementation of the SYEP.**

Sponsors: By Council Members Fidler, Baez, Barron, Clarke, Dilan, Foster, Gennaro, Gentile, Gerson, Jackson, James, Koppell, Liu, Martinez, Nelson, The Speaker (Quinn), Recchia Jr., Rivera, Sanders Jr., Seabrook, Stewart, Vann, Weprin and Felder

Attachments: Committee Report 11/22/04, Committee Report 1/20/05, Hearing Transcript 1/20/05, Hearing Transcript 11/22/04, Hearing Transcript - Stated Meeting 2/2/05

This Resolution was Referred to Comm by Council to the Committee on Youth Services due back on 10/28/2004.

Res 0654-2004 **Resolution calling upon New York City and New York State to fund the Summer Youth Employment Program at Fiscal Year 2002 levels.**

Sponsors: By Council Members Fidler, Avella, Baez, Barron, Clarke, Dilan, Foster, Gennaro, Gentile, Gerson, Jackson, James, Martinez, Nelson, The Speaker (Quinn), Recchia Jr., Sanders Jr., Seabrook, Sears, Stewart, Vann and Weprin

Res 0655-2004 **Resolution calling upon the appropriate committee of the Council of the City of New York to hold a hearing on the practice of Department of Sanitation personnel not to attempt to serve summonses by personal delivery as required by the New York City Charter prior to serving them by mail.**

Sponsors: By Council Members Foster, Jackson, James, The Speaker (Quinn), Seabrook and Stewart

Res 0656-2004 **Resolution recognizing April 25, 2005 to April 29, 2005 as National Playground Safety Week.**

Sponsors: By Council Members Foster, Addabbo Jr., Avella, Baez, Boyland, Clarke, Dilan, Fidler, Jackson, James, The Speaker (Quinn), Recchia Jr., Vann and Weprin

Attachments: Committee Report, Hearing Transcript - Stated Meeting 4/20/05

Int 0485-2004 A Local Law to amend the administrative code of the city of New York, in relation to the posting of amendments to building permits.

Sponsors: By Council Members James, Clarke, Gerson, Martinez, McMahon, Seabrook, Stewart and Weprin

Int 0486-2004 A Local Law to amend the administrative code of the city of New York, in relation to re-inspections, increased penalties for false statements and additional remedies for failure to correct violations under the housing maintenance code.

Sponsors: By Council Members James, Gerson, Clarke, Koppell, Liu, The Speaker (Quinn), Weprin, Monserrate, Vann, Barron, Jackson, Comrie Jr., Brewer, Lopez, Martinez, Nelson, Sanders Jr., Seabrook, Reyna, Gonzalez, Reed, Yassky, Palma, Perkins, de Blasio, Moskowitz, Foster, Arroyo, Gentile, Avella, Katz, Gioia, Recchia Jr. and The Speaker (Speaker Miller)

This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings due back on 10/28/2004.

Res 0657-2004 Resolution calling upon the Council of the City of New York to support passage of S. 139, the Climate Stewardship Act, in the United States Senate, which would provide for a program of scientific research on abrupt climate change and accelerate the reduction of greenhouse gas emissions in the United States by establishing a market-driven system of greenhouse gas tradeable allowances that could be used interchangeably with passenger vehicle fuel economy standard credits.

Sponsors: By Council Members James, Clarke, Fidler, The Speaker (Quinn), Recchia Jr., Sanders Jr., Seabrook and Lopez

This Resolution was Referred to Comm by Council to the Committee on State and Federal Legislation due back on 10/28/2004.

Int 0487-2004 A Local Law to amend the administrative code of the city of New York, in relation to prohibiting or restricting the advertisement and promotion of tobacco products to protect children.

Sponsors: By Council Members Liu, Barron, Clarke, Fidler, Gennaro, Gerson, Jackson, James, Martinez, Nelson, The Speaker (Quinn), Recchia Jr., Sanders Jr., Seabrook, Vann, Weprin, Gonzalez and Lopez

Attachments: Cover Sheet

Int 0488-2004 **A Local Law to amend the charter of the city of New York, in relation to authorizing the Civilian Complaint Review Board to receive, investigate, hear, make findings and recommend action upon complaints by members of the public regarding the policies and procedures of the police department including, but not limited to, the unsanitary conditions at police managed facilities, the failure of the police to address medical or other health related needs of arrestees and inappropriately excessive detention periods.**

Sponsors: By Council Members Lopez, Perkins, James, Dilan, Stewart, Gerson, Palma, Barron, Clarke, Foster, Jackson, Martinez, Sanders Jr., Seabrook, Vann and Yassky

Res 0658-2004 **Resolution urging Governor Pataki, in coordination with Mayor Bloomberg, to request the \$4.45 million Congress made available to New York State for the Project Liberty Program in the FY 2005 Homeland Security Appropriations bill which was signed into law by the President, in order to continue the provision of counseling to personnel, families and retirees of the New York City Fire Department and the New York City Police Department who were seriously traumatized by the September 11, 2001 terrorist attacks in New York City, and thereby making more funds available to support the continuation of Project Liberty to meet the needs of the general public.**

Sponsors: By Council Members Lopez, Fidler, Foster, Gennaro, Jackson, James, Nelson, The Speaker (Quinn), Recchia Jr., Sanders Jr. and Seabrook

This Resolution was Referred to Comm by Council to the Committee on Mental Health, Mental Retardation, Alcoholism, Drug Abuse and Disability Services due back on 10/28/2004.

Res 0659-2004 **Resolution supporting the use and acceptance of the Mexican Consulate's Matrícula Consular identification card by the city of New York as valid identification for Mexican immigrants living in the United States.**

Sponsors: By Council Members Lopez, Palma, Clarke, Dilan, Gennaro, Martinez, Monserrate, The Speaker (Quinn) and Seabrook

Int 0489-2004 A Local Law to amend the administrative code of the city of New York, in relation to requiring the reporting of statistics relating to students receiving special education services.

Sponsors: By The Public Advocate (Public Advocate Gotbaum) and Council Members Avella, Baez, Clarke, Fidler, Gerson, Jackson, James, McMahon, Monserrate, The Speaker (Quinn), Recchia Jr., Rivera, Seabrook and Weprin

This Introduction was Referred to Comm by Council to the Committee on Education due back on 10/28/2004.

Res 0660-2004 Resolution honoring the special skills of the medical staff at The Children's Hospital at Montefiore who performed surgeries for Carl and Clarence Aguirre, honoring the bravery of these two young children and their mother, Arlene Aguirre, and expressing the enthusiasm of this City and the world in their successful recovery for a bright future.

Sponsors: By Council Members Rivera, Addabbo Jr., Avella, Baez, Dilan, Foster, Gennaro, Jackson, James, Koppell, Liu, The Speaker (Quinn), Seabrook, Weprin, McMahon and Recchia Jr.

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 11/23/04

Int 0490-2004 A Local Law to amend the administrative code of the city of New York, in relation to limiting the acquisition of a rifle or shotgun to one per ninety-day period.

Sponsors: By Council Members Vallone Jr., Clarke, Comrie Jr., Fidler, Gerson, Koppell, Liu, Monserrate, Nelson, Recchia Jr., Stewart, Weprin, Yassky, The Speaker (Quinn), Addabbo Jr., Gennaro, Jackson, Martinez, Sanders Jr., Vann, Reed, Foster, Katz and The Public Advocate (Public Advocate Gotbaum)

Attachments: Committee Report 11/15/04, Hearing Transcript 11/15/04, Committee Report 1/4/05, Local Law, Hearing Transcript - Charter Meeting

This Introduction was Referred to Comm by Council to the Committee on Public Safety due back on 10/28/2004.

Enactment No: 2005/009

- LU 0300-2004** **Application no. 20055079 HAX, an Urban Development Action Area Project located at 1412 Franklin Avenue and 1359 Webster Avenue, Council District no. 16, Borough of the Bronx. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**
- Sponsors:** By Council Member Katz
- Attachments:** Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16
- Attachments:** Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16
-
- LU 0301-2004** **Application no. 20055080 HAK, an Urban Development Action Area Project located at 5024 Church Avenue, Council District no. 45, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**
- Sponsors:** By Council Member Katz
- Attachments:** Hearing Transcript - Land Use - 12/2/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04
- Attachments:** Hearing Transcript - Land Use - 12/2/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04
-
- LU 0302-2004** **Application no. 20055081 HAK, an Urban Development Action Area Project located at 2324 Bedford Avenue, Council District no. 40, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**
- Sponsors:** By Council Member Katz
- Attachments:** Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16
- Attachments:** Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

LU 0303-2004 **Application no. 20055082 HAK, an Urban Development Action Area Project located at 1677 Prospect Place, Council District no. 41, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Planning - 2/28/05, Hearing Transcript - Planning - 2/8/05, Hearing Transcript - Planning - 1/25/05, Hearing Transcript - Land Use - 3/2/05

Attachments: Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Planning - 2/28/05, Hearing Transcript - Planning - 2/8/05, Hearing Transcript - Planning - 1/25/05, Hearing Transcript - Land Use - 3/2/05

LU 0304-2004 **Application no. 20055083 HAK, an Urban Development Action Area Project located at 266 56th Street, Council District no. 38, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

LU 0305-2004 **Application no. 20055084 HAK, an Urban Development Action Area Project located at 902 Utica Avenue, Council District no. 45, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Land Use - 12/2/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04

Attachments: Hearing Transcript - Land Use - 12/2/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04

LU 0306-2004 **Application no. 20055085 HAK, an Urban Development Action Area Project located at 2127 Gerritsen Avenue, Council District no. 46, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Land Use - 12/2/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04

Attachments: Hearing Transcript - Land Use - 12/2/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04

LU 0307-2004 **Application no. 20055086 HAM, an Urban Development Action Area Project located at 230 East 95th Street, Council District no. 4, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for an exemption from real property taxes.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Planning - 2/28/05, Hearing Transcript - Planning - 2/8/05, Hearing Transcript - Planning - 1/25/05, Hearing Transcript - Land Use - 3/2/05

Attachments: Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Planning - 2/28/05, Hearing Transcript - Planning - 2/8/05, Hearing Transcript - Planning - 1/25/05, Hearing Transcript - Land Use - 3/2/05

LU 0308-2004 **Application no. 20055087 HAM, an Urban Development Action Area Project located at 118 West 123rd Street, Council District no. 9, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for an exemption from real property taxes.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Land Use - 2/10/05, Hearing Transcript - Planning - 2/8/05, Hearing Transcript - Planning - 1/25/05

Attachments: Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Land Use - 2/10/05, Hearing Transcript - Planning - 2/8/05, Hearing Transcript - Planning - 1/25/05

LU 0309-2004

Application no. 20055088 HAM, an Urban Development Action Area Project located at 123 East 101st Street, Council District no. 8, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for an exemption from real property taxes.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

LU 0310-2004

Application no. 20055089 HAM, an Urban Development Action Area Project located at 470 Convent Avenue, Council District no. 7, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for an exemption from real property taxes.

Sponsors: By Council Members Katz and Jackson

Attachments: Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Planning - 2/28/05, Hearing Transcript - Planning - 2/8/05, Hearing Transcript - Planning - 1/25/05, Hearing Transcript - Land Use - 3/2/05

Attachments: Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Planning - 2/28/05, Hearing Transcript - Planning - 2/8/05, Hearing Transcript - Planning - 1/25/05, Hearing Transcript - Land Use - 3/2/05

LU 0311-2004 **Application no. 20055090 HAM, an Urban Development Action Area Project located at 536 West 163rd Street, Council District no. 10, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for an exemption from real property taxes.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

LU 0312-2004 **Application no. 20055091 HAM, an Urban Development Action Area Project located at 610 West 136th Street, Council District no. 9, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for an exemption from real property taxes.**

Sponsors: By Council Members Katz and Jackson

Attachments: Hearing Transcript - Land Use - 12/2/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04

Attachments: Hearing Transcript - Land Use - 12/2/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04

LU 0313-2004 **Application no. 20055092 HAQ, an Urban Development Action Area Project located at 144-34 Hillside Avenue, Council District no. 24, Borough of Queens. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

LU 0314-2004 **Application no. 20055093 HAQ, an Urban Development Action Area Project located at 90-41 Desarc Road, Council District no. 32, Borough of Queens. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

LU 0315-2004 **Application no. 20055094 HAR, an Urban Development Action Area Project located at 23 Clinton Avenue, Council District no. 49, Borough of Staten Island. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

LU 0316-2004 **Application no. 20055095 HAR, an Urban Development Action Area Project located at 348 Castleton Avenue, Council District no. 49, Borough of Staten Island. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16

LU 0317-2004 **Application no. 20055009 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 57 Restaurant Associates LLC, to establish, maintain and operate an unenclosed small sidewalk café located at 60 West 57th Street, Borough of Manhattan, Council District no. 4. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Zoning - 11/16

Attachments: Hearing Transcript - Land Use - 11/18, Hearing Transcript - Zoning - 11/16

At this point the Speaker (Council Member Miller) made the following announcements:

Whereupon on motion of the Speaker (Council Member Miller), the Clerk of the Council adjourned to meet again on Wednesday, November 10, 2004.

VICTOR L. ROBLES, City Clerk
Clerk of the Council