

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Wednesday, March 3, 2010

1:30 PM

Council Chambers - City Hall

City Council

Christine C. Quinn, Speaker

*Members: Maria del Carmen Arroyo, Charles Barron, Gale A. Brewer,
Fernando Cabrera, Margaret S. Chin, Leroy G. Comrie, Jr., Elizabeth S. Crowley,
Inez E. Dickens, Erik Martin Dilan, Daniel Dromm, Mathieu Eugene,
Julissa Ferreras, Lewis A. Fidler, Helen D. Foster,
Daniel R. Garodnick, James F. Gennaro, Vincent J. Gentile, Sara M. Gonzalez,
Daniel J. Halloran III, Vincent M. Ignizio, Robert Jackson, Letitia James,
Peter A. Koo, G. Oliver Koppell, Karen Koslowitz, Brad S. Lander, Jessica S. Lappin,
Stephen T. Levin, Melissa Mark-Viverito, Darlene Mealy, Rosie Mendez,
Michael C. Nelson, James S. Oddo, Annabel Palma, Domenic M. Recchia, Jr.,
Diana Reyna, Joel Rivera, Ydanis A. Rodriguez, Deborah L. Rose, James Sanders, Jr.,
Larry B. Seabrook, Eric A. Ulrich, James Vacca, Peter F. Vallone, Jr.,
James G. Van Bramer, Albert Vann, Mark S. Weprin, Thomas White, Jr., and Jumaane
D. Williams*

The President Pro Tempore (Council Member Rivera)

1. Roll Call

Present:

Arroyo, Barron, Brewer, Cabrera, Chin, Comrie Jr., Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Garodnick, Gennaro, Gentile, Gonzalez, Halloran III, Ignizio, Jackson, James, Koo, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Oddo, Palma, Speaker Quinn, Recchia Jr., Reyna, Rivera, Rodriguez, Rose, Sanders Jr., Seabrook, Ulrich, Vacca, Vallone Jr., Van Bramer, Vann, Weprin, White Jr. and Williams

Excused:

Foster

The presence of a quorum was announced by The President Pro Tempore (Council Member Rivera).

2. Invocation

The Invocation was delivered by: Rev. Patricia A. Singletary, Pastor, Elmendorf Reformed Church, 171 East 121 Street, New York, N.Y. 10035.

Council Member Mark-Viverito moved to spread the Invocation in full upon the Record.

3. Adoption of Minutes

Council Member Mendez moved that the Minutes of the Stated Meeting of December 21, 2009 be adopted as printed.

4. Messages & Papers from the Mayor

M 0023-2010 Communication from the Mayor – Submitting Preliminary Mayor’s Management Report (PMMR) for Fiscal Year 2010.

This Mayor’s Message was Rcvd, Ord, Prnt, Fld by Council

5. Communications from City, County & Borough Offices

M 0024-2010 Communication from the Office of Management & Budget – Pursuant to Section 107(b) of the New York City Charter, transfer City funds between various agencies in fiscal year 2010 to implement changes to the City’s expense budget. (MN -2)

Attachments: Hearing Testimony, Resolution, Committee Report, Memorandum

This Communication was Referred to Comm by Council to the Committee on Finance

M 0025-2010 **Communication from the Democratic Committee of Richmond County - Submitting for the Advice & Consent of the Council, the name of Michael J. Ryan, for appointment as the Richmond County Democratic Commissioner of Elections, pursuant to Section 3 – 204 (2) of the Election Law.**

This Communication was Referred to Comm by Council to the Committee on Rules, Privileges and Elections

6. Petitions and Communications

None

7. Land Use Call-Ups

M 0026-2010 **By The Speaker (Council Member Quinn):**
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 Consumer Affairs approving an unenclosed sidewalk café located at 216 8th Avenue, Community Board 4, Application 20095377 TCM shall be subject to review by the Council.

A motion was made that this Land Use Call-Up be Approved, by Council approved by Consent Roll Call.

M 0027-2010 **By Council Member Chin:**
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 Consumer Affairs approving an unenclosed sidewalk café located at 136 West Broadway, Community Board 1, Application 20105319 TCM shall be subject to review by the Council.

A motion was made that this Land Use Call-Up be Approved, by Council approved by Consent Roll Call.

M 0028-2010 **By Council Member Chin:**
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 Consumer Affairs approving an unenclosed sidewalk café located at 107 Rivington Street, Community Board 3, Application 20105293TCM shall be subject to review by the Council.

A motion was made that this Land Use Call-Up be Approved, by Council approved by Consent Roll Call.

M 0029-2010

By Council Member Mendez:

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 Consumer Affairs approving an unenclosed sidewalk café located at 33 Avenue B, Community Board 3, Application 20095496 TCM shall be subject to review by the Council.

A motion was made that this Land Use Call-Up be Approved, by Council approved by Consent Roll Call.

The President Pro Tempore (Council Member Rivera) put the question whether the Council would agree with and adopt such motion which was decided in the affirmative by the following vote:

Passed The Consent Agenda

A motion was made that these files be approved by consent vote.

Affirmative: 49 -

Arroyo, Barron, Brewer, Cabrera, Chin, Comrie Jr., Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Garodnick, Gennaro, Gentile, Gonzalez, Halloran III, Ignizio, Jackson, James, Koo, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Oddo, Palma, Speaker Quinn, Recchia Jr., Reyna, Rivera, Rodriguez, Rose, Sanders Jr., Seabrook, Ulrich, Vacca, Vallone Jr., Van Bramer, Vann, Weprin, White Jr. and Williams

Excused: 1 -

Foster

At this point, the President Pro Tempore (Council Member Rivera) declared that the aforementioned items were adopted and referred to the Committee on Land Use and to the appropriate Land Use Subcommittee.

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 Finance

Res 0058-2010 Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2007, Fiscal 2008, Fiscal 2009 and Fiscal 2010 Expense Budgets.

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

M 0024-2010 Communication from the Office of Management & Budget – Pursuant to Section 107(b) of the New York City Charter, transfer City funds between various agencies in fiscal year 2010 to implement changes to the City’s expense budget. (MN -2)

Attachments: Hearing Testimony, Resolution, Committee Report, Memorandum

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

Affirmative: 48 -

Arroyo, Brewer, Cabrera, Chin, Comrie Jr., Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Garodnick, Gennaro, Gentile, Gonzalez, Halloran III, Ignizio, Jackson, James, Koo, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Oddo, Palma, Speaker Quinn, Recchia Jr., Reyna, Rivera, Rodriguez, Rose, Sanders Jr., Seabrook, Ulrich, Vacca, Vallone Jr., Van Bramer, Vann, Weprin, White Jr. and Williams

Negative: 1 -

Barron

Excused: 1 -

Foster

Res 0063-2010 RESOLUTION APPROVING THE MODIFICATION (MN-2) OF UNITS OF APPROPRIATION AND THE TRANSFER OF CITY FUNDS BETWEEN AGENCIES PROPOSED BY THE MAYOR PURSUANT TO SECTION 107(b) OF THE CHARTER OF THE CITY OF NEW YORK

Attachments: Committee Report, Memorandum

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

Affirmative: 48 -

Arroyo, Brewer, Cabrera, Chin, Comrie Jr., Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Garodnick, Gennaro, Gentile, Gonzalez, Halloran III, Ignizio, Jackson, James, Koo, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Oddo, Palma, Speaker Quinn, Recchia Jr., Reyna, Rivera, Rodriguez, Rose, Sanders Jr., Seabrook, Ulrich, Vacca, Vallone Jr., Van Bramer, Vann, Weprin, White Jr. and Williams

Negative: 1 -
Barron

Excused: 1 -
Foster

LU 0037-2010 Medgar Evers Houses, Block 1629, Lot 1, Brooklyn, Council District No. 36, Section 577 of the Private Housing Finance Law.

Attachments: Memorandum, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0064-2010 Resolution approving a partial exemption from real property taxes for property located at (Block 1629, Lot 1) Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 37).

Attachments: Memorandum

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0038-2010 Dr. Betty Shabazz Houses, Block 1634, Lot 1, Brooklyn, Council District No. 36, Section 577 of the Private Housing Finance Law.

Attachments: Memorandum, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0065-2010 Resolution approving a partial exemption from real property taxes for property located at (Block 1634, Lot 1) Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 38).

Attachments: Memorandum

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0039-2010 Myrtle News, 101 Myrtle Avenue, Staten Island, Council District No.49, Section 577 of the Private Housing Finance Law.

Attachments: Memorandum, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0066-2010 **Resolution approving a partial exemption from real property taxes for property located at 101 Myrtle Avenue (Block 182, Lot 62) Staten Island, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 39).**

Attachments: Memorandum

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

Report of the Committee on Land Use

LU 0019-2010 **Application no. 20105186 HAK, an Urban Development Action Area Project located at 64 Harman Street, 1231 Putnam Avenue and 69 Cornelia Street, Council District no. 34 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, and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.**

Attachments: Land Use Calendar - Week of January 25 - January 29, 2010, Hearing Testimony - Planning 1/26/10, Hearing Transcript - Planning 1/26/10, Land Use Calendar - Week of February 8 - February 12, 2010, Hearing Transcript - Planning 2/8/10, Hearing Testimony - Planning 2/8/10, Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Planning 2/24/10, Hearing Transcript - Planning 2/24/10, Agenda of the Land Use Committee - February 25, 2010, Hearing Transcript - Land Use 2/25/10, Resolution, Committee Report

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0067-2010 **Resolution approving an Urban Development Action Area Project located at 64 Harman Street (Block 3285, Lot 22), 1231 Putnam Avenue (Block 3368, Lot 51), and 69 Cornelia Street (Block 3374, Lot 57), Borough of Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 19; 20105186 HAK).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0020-2010 **Application no. 20105213 HAM, an Urban Development Action Area Project located at 342 East 100th 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.**

Attachments: Land Use Calendar - Week of January 25 - January 29, 2010, Hearing Testimony - Planning 1/26/10, Hearing Transcript - Planning 1/26/10, Land Use Calendar - Week of February 8 - February 12, 2010, Hearing Transcript - Planning 2/8/10, Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Planning 2/24/10, Hearing Transcript - Planning 2/24/10, Agenda of the Land Use Committee - February 25, 2010, Hearing Transcript - Land Use 2/25/10, Committee Report, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0068-2010 **Resolution approving an Urban Development Action Area Project located at 342 East 100th Street (Block 1671, Lot 30), Borough of Manhattan, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 20; 20105213 HAM).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0028-2010 **Application no. N 100052 ZRM by the Department of Housing Preservation and Development, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York relating to Article IX, Chapter 6 (Special Clinton District), Borough of Manhattan.**

Attachments: Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Zoning 2/24/10, Hearing Transcript - Zoning 2/24/10, Agenda of the Land Use Committee - February 25, 2010, Hearing Transcript - Land Use 2/25/10, Committee Report, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0069-2010 **Resolution approving the decision of the City Planning Commission on Application No. N 100052 ZRM, for an amendment of the Zoning Resolution of the City of New York, for an amendment of the Zoning Resolution of the City of New York, relating to Article IX, Chapter 6 (Special Clinton District), in Community District 4, Borough of Manhattan (L.U. No. 28).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0029-2010 **Application no. C 100051 ZMM, submitted by the New York City Department of Housing and Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map of the City of New York, Section No 8c.**

Attachments: Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Zoning 2/24/10, Hearing Transcript - Zoning 2/24/10, Agenda of the Land Use Committee - February 25, 2010, Hearing Transcript - Land Use 2/25/10, Committee Report, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0070-2010 **Resolution approving the decision of the City Planning Commission on ULURP No. C 100051 ZMM, a Zoning Map amendment (L.U. No. 29).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0030-2010 **Application no. C 100053 ZSM submitted by the New York City Department of Housing and Preservation and Development., pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-681 (a) (1) of the Zoning Resolution to allow that portion of the railroad or transit right of way in connection with a proposed mixed use development on property located at 592-608 Eleventh Avenue a.k.a. 507-533 West 44th Street a.k.a. 508-558 West 45th Street (Block 1073, Lot 1), within a General Large Scale Development, Borough of Manhattan.. 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: Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Zoning 2/24/10, Hearing Transcript - Zoning 2/24/10, Agenda of the Land Use Committee - February 25, 2010, Hearing Transcript - Land Use 2/25/10, Committee Report, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0071-2010 **Resolution approving the decision of the City Planning Commission on ULURP No. C 100053 ZSM (L.U. No. 30), for the grant of a special permit pursuant to Section 74-681(a)(1) of the Zoning Resolution to allow that portion of the railroad or transit right-of-way which will be completely covered over by a permanent platform to be included in the lot area in connection with a proposed mixed-use development on property located at 592-608 Eleventh Avenue a.k.a. 507-533 West 44th Street a.k.a. 508-558 West 45th Street (Block 1073, Lot 1), within a General Large Scale Development, in R8/C2-5 and R10/C2-5 Districts, within the Special Clinton District (Excluded Area), Borough of Manhattan.**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0031-2010 **Application no. C 100054 ZSM submitted by the New York City Department of Housing and Preservation and Development., pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 74-743 (a)(1) and 74-743 (a) (2) of the Zoning Resolution to facilitate a proposed mixed use development on property located at 592-608 Eleventh Avenue a.k.a. 507-533 West 44th Street a.k.a. 508-558 West 45th Street (Block 1073, Lot 1), within a General Large Scale Development, Borough of Manhattan.. 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: Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Zoning 2/24/10, Hearing Transcript - Zoning 2/24/10, Agenda of the Land Use Committee - February 25, 2010, Hearing Transcript - Land Use 2/25/10, Committee Report, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0072-2010 **Resolution approving the decision of the City Planning Commission on ULURP No. C 100054 ZSM (L.U. No. 31), for the grant of a special permit pursuant to the following Sections of the Zoning Resolution: Section 74-743(a)(1) to allow the distribution of open space without regard for zoning district boundaries; and Section 74-743(a)(2) to modify the rear yard regulations of Sections 23-532 (Required rear yard equivalents) and 33-283 (Required rear yard equivalents), to modify the height and setback regulations of Sections 23-632 (Front setbacks in districts where front yards are not required), 33-43 (Maximum Height of Walls and Required Setbacks), 35-62 (Maximum Height of Wall in Initial Setback Distance) and 23-663 (Street wall location and height and setback regulations in certain districts), and to modify the minimum required distance between two or more buildings regulations of Section 23-711 (Standard minimum distance between buildings); to facilitate a proposed mixed-use development on property located at 592-608 Eleventh Avenue a.k.a. 507-533 West 44th Street a.k.a. 508-558 West 45th Street (Block 1073, Lot 1), within a General Large Scale Development, in R8/C2-5 and R10/C2-5 Districts, within the Special Clinton District (Excluded Area), in a general large-scale development, Borough of Manhattan.**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0032-2010 **Application no. C 100055 HAM, submitted by the Department of Housing Preservation and Development, an Urban Development Action Area Designation and Project, located at 592-608 Eleventh Avenue, 507-553 West 44th Street and 508-558 West 45th Street (Block 1073, p/o Lot 1) Borough of Manhattan, Council District no. 3. This matter is subject to council Review and action pursuant to § 197-c and § 197-d of the New York City Charter and Article 16 of the General Municipal Law.**

Attachments: Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Zoning 2/24/10, Hearing Transcript - Zoning 2/24/10, Agenda of the Land Use Committee - February 25, 2010, Hearing Transcript - Land Use 2/25/10, Committee Report, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0073-2010 **Resolution approving the decision of the City Planning Commission on an application submitted by the New York City Department of Housing Preservation and Development, ULURP No. C 100055 HAM, approving the designation of property located at 592-608 11th Avenue, 507- 553 West 44th Street and 508-558 West 45th Street (Block 1073, p/o Lot 1), Borough of Manhattan, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of a portion of Lot 1, Block 1073) to a developer selected by the Department of Housing Preservation and Development (L.U. No. 32; C 100055 HAM).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0033-2010 **Application no. 20105118 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Cantaloupe LLC d/b/a Lovely Day to continue, to maintain and operate an unenclosed sidewalk café located at 196 Elizabeth Street, Borough of Manhattan, Council District no. 1. 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: Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Zoning 2/24/10, Hearing Transcript - Zoning 2/24/10, Agenda of the Land Use Committee - February 25, 2010, Hearing Transcript - Land Use 2/25/10, Committee Report, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0074-2010 **Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 196 Elizabeth Street, Borough of Manhattan (20105118 TCM; L.U. No. 33).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0034-2010 **Application no. 20105167 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Ivy's Bistro LLC d/b/a Ivy's Bistro to continue, to maintain and operate an unenclosed sidewalk café located at 385 Greenwich Street, Borough of Manhattan, Council District no. 1. 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: Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Zoning 2/24/10, Hearing Transcript - Zoning 2/24/10, Agenda of the Land Use Committee - February 25, 2010, Hearing Transcript - Land Use 2/25/10, Committee Report, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0075-2010 **Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 385 Greenwich Street, Borough of Manhattan (20105167 TCM; L.U. No. 34).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0035-2010 **Application no. 20105061 SCR, a proposed site for a new 844 seat Primary School Facility to be located at 1034, 1050 Targee Street (Block 3168, Lot 4, 20 and 195), Council District 50, Borough of Staten Island. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.**

Attachments: Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Landmarks 2/24/10, Hearing Transcript - Landmarks 2/24/10, Agenda of the Land Use Committee - February 25, 2010, Hearing Transcript - Land Use 2/25/10, Committee Report, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0076-2010 **Resolution approving the site plan for an 844-Seat School Facility to be located at 1034-1050 Targee Street, between Venice Avenue and Ralph Place (Block 3168, Lots 4, 20, and 195), Borough of Staten Island (Non-ULURP No. 20105061 SCR; L.U. No. 35).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

LU 0036-2010 **Application no. 20105081 SCM, a proposed site for a new 630 seat Primary/Intermediate School Facility to be located at 515-533 West 44th Street (Block 1073, Lot 1), Council District 3, Borough of Manhattan . This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities.**

Attachments: Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Landmarks 2/24/10, Hearing Transcript - Landmarks 2/24/10, Agenda of the Land Use Committee - February 25, 2010, Hearing Transcript - Land Use 2/25/10, Committee Report, Resolution

A motion was made that this Land Use Application be Approved, by Council approved by Consent Roll Call.

Res 0077-2010 **Resolution approving a motion to file pursuant to withdrawal of the site plan for a 630-Seat Primary/Intermediate School Facility (P.S. 51 Replacement Facility-Manhattan) to be located at 515-533 West 44th Street (Block 1073, Lot 1 in part), Borough of Manhattan (Non-ULURP No. 20105081 SCM; L.U. No. 36).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by Consent Roll Call.

Report of the Committee on Parks and Recreation

Int 0004-2010 **A Local Law to amend the administrative code of the city of New York, in relation to replacement of trees.**

Attachments: Int. No. 4 - 2/3/10, Committee Report 2/23/10, Hearing Testimony 2/23/10, Hearing Transcript 2/23/10, Committee Report 3/2/10, Fiscal Impact Statement

A motion was made that this Introduction be Approved by Council approved by Consent Roll Call.

Enactment No: 2010/003

Report of the Committee on Rules, Privileges, and Elections

Res 0078-2010 **Resolution approving Membership Changes to Certain Standing Committees, a Subcommittee, Chair and Allowances.**

Attachments: Committee Report, Standing Committees of the Council

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

Affirmative: 48 -

Arroyo, Brewer, Cabrera, Chin, Comrie Jr., Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Garodnick, Gennaro, Gentile, Gonzalez, Halloran III, Ignizio, Jackson, James, Koo, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Oddo, Palma, Speaker Quinn, Recchia Jr., Reyna, Rivera, Rodriguez, Rose, Sanders Jr., Seabrook, Ulrich, Vacca, Vallone Jr., Van Bramer, Vann, Weprin, White Jr. and Williams

Negative: 1 -

Barron

Excused: 1 -

Foster

Int 0077-2010 **A Local Law to amend the New York city charter and the administrative code of the city of New York, in relation to streamlining approvals for environmentally beneficial technologies, design and construction techniques, materials and products.**

Attachments: Committee Report 2/25/10, Hearing Testimony 2/25/10, Hearing Transcript 2/25/10, Committee Report 3/2/10, Fiscal Impact Statement

A motion was made that this Introduction be Approved by Council approved by Consent Roll Call.

Enactment No: 2010/005

Report of the Committee on Waterfronts

Int 0054-2010 **A Local Law to amend the administrative code of the city of New York, in relation to increasing fines for violations of the law for illegal dumping along waterfront property into New York city waterways.**

Attachments: Int. No. 54 - 2/11/10, Committee Report 2/22/10, Hearing Testimony 2/22/10, Hearing Transcript 2/22/10, Committee Report 3/2/10, Fiscal Impact Statement

A motion was made that this Introduction be Approved by Council approved by Consent Roll Call.

Enactment No: 2010/004

12. General Orders Calendar

T2010-0002 **Commissioner of Deeds**

Attachments: Hearing Transcript - Charter Meeting 1/6/10, Hearing Transcript - Stated Meeting 1/21/10, Hearing Transcript - Stated Meeting 2/3/10, Hearing Transcript - Stated Meeting 2/11/10

A motion was made that this Commissioner of Deeds be Approved, by Council approved by Consent Roll Call.

Coupled on General Order Calendar

Finance

Res 0058-2010 **Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2007, Fiscal 2008, Fiscal 2009 and Fiscal 2010 Expense Budgets.**

Attachments: Committee Report

Res 0063-2010 RESOLUTION APPROVING THE MODIFICATION (MN-2) OF UNITS OF APPROPRIATION AND THE TRANSFER OF CITY FUNDS BETWEEN AGENCIES PROPOSED BY THE MAYOR PURSUANT TO SECTION 107(b) OF THE CHARTER OF THE CITY OF NEW YORK

Attachments: Committee Report, Memorandum

Res 0064-2010 Resolution approving a partial exemption from real property taxes for property located at (Block 1629, Lot 1) Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 37).

Attachments: Memorandum

Res 0065-2010 Resolution approving a partial exemption from real property taxes for property located at (Block 1634, Lot 1) Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 38).

Attachments: Memorandum

Res 0066-2010 Resolution approving a partial exemption from real property taxes for property located at 101 Myrtle Avenue (Block 182, Lot 62) Staten Island, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 39).

Attachments: Memorandum

Land Use

Res 0067-2010 Resolution approving an Urban Development Action Area Project located at 64 Harman Street (Block 3285, Lot 22), 1231 Putnam Avenue (Block 3368, Lot 51), and 69 Cornelia Street (Block 3374, Lot 57), Borough of Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 19; 20105186 HAK).

Attachments: Committee Report

Res 0068-2010 Resolution approving an Urban Development Action Area Project located at 342 East 100th Street (Block 1671, Lot 30), Borough of Manhattan, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 20; 20105213 HAM).

Attachments: Committee Report

Res 0069-2010 Resolution approving the decision of the City Planning Commission on Application No. N 100052 ZRM, for an amendment of the Zoning Resolution of the City of New York, for an amendment of the Zoning Resolution of the City of New York, relating to Article IX, Chapter 6 (Special Clinton District), in Community District 4, Borough of Manhattan (L.U. No. 28).

Attachments: Committee Report

Res 0070-2010 Resolution approving the decision of the City Planning Commission on ULURP No. C 100051 ZMM, a Zoning Map amendment (L.U. No. 29).

Attachments: Committee Report

Res 0071-2010 Resolution approving the decision of the City Planning Commission on ULURP No. C 100053 ZSM (L.U. No. 30), for the grant of a special permit pursuant to Section 74-681(a)(1) of the Zoning Resolution to allow that portion of the railroad or transit right-of-way which will be completely covered over by a permanent platform to be included in the lot area in connection with a proposed mixed-use development on property located at 592-608 Eleventh Avenue a.k.a. 507-533 West 44th Street a.k.a. 508-558 West 45th Street (Block 1073, Lot 1), within a General Large Scale Development, in R8/C2-5 and R10/C2-5 Districts, within the Special Clinton District (Excluded Area), Borough of Manhattan.

Attachments: Committee Report

Res 0072-2010 Resolution approving the decision of the City Planning Commission on ULURP No. C 100054 ZSM (L.U. No. 31), for the grant of a special permit pursuant to the following Sections of the Zoning Resolution: Section 74-743(a)(1) to allow the distribution of open space without regard for zoning district boundaries; and Section 74-743(a)(2) to modify the rear yard regulations of Sections 23-532 (Required rear yard equivalents) and 33-283 (Required rear yard equivalents), to modify the height and setback regulations of Sections 23-632 (Front setbacks in districts where front yards are not required), 33-43 (Maximum Height of Walls and Required Setbacks), 35-62 (Maximum Height of Wall in Initial Setback Distance) and 23-663 (Street wall location and height and setback regulations in certain districts), and to modify the minimum required distance between two or more buildings regulations of Section 23-711 (Standard minimum distance between buildings); to facilitate a proposed mixed-use development on property located at 592-608 Eleventh Avenue a.k.a. 507-533 West 44th Street a.k.a. 508-558 West 45th Street (Block 1073, Lot 1), within a General Large Scale Development, in R8/C2-5 and R10/C2-5 Districts, within the Special Clinton District (Excluded Area), in a general large-scale development, Borough of Manhattan.

Attachments: Committee Report

Res 0073-2010 Resolution approving the decision of the City Planning Commission on an application submitted by the New York City Department of Housing Preservation and Development, ULURP No. C 100055 HAM, approving the designation of property located at 592-608 11th Avenue, 507- 553 West 44th Street and 508-558 West 45th Street (Block 1073, p/o Lot 1), Borough of Manhattan, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of a portion of Lot 1, Block 1073) to a developer selected by the Department of Housing Preservation and Development (L.U. No. 32; C 100055 HAM).

Attachments: Committee Report

Res 0074-2010 Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 196 Elizabeth Street, Borough of Manhattan (20105118 TCM; L.U. No. 33).

Attachments: Committee Report

Res 0075-2010 **Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 385 Greenwich Street, Borough of Manhattan (20105167 TCM; L.U. No. 34).**

Attachments: Committee Report

Res 0076-2010 **Resolution approving the site plan for an 844-Seat School Facility to be located at 1034-1050 Targee Street, between Venice Avenue and Ralph Place (Block 3168, Lots 4, 20, and 195), Borough of Staten Island (Non-ULURP No. 20105061 SCR; L.U. No. 35).**

Attachments: Committee Report

Res 0077-2010 **Resolution approving a motion to file pursuant to withdrawal of the site plan for a 630-Seat Primary/Intermediate School Facility (P.S. 51 Replacement Facility-Manhattan) to be located at 515-533 West 44th Street (Block 1073, Lot 1 in part), Borough of Manhattan (Non-ULURP No. 20105081 SCM; L.U. No. 36).**

Attachments: Committee Report

Int 0004-2010 **A Local Law to amend the administrative code of the city of New York, in relation to replacement of trees.**

Attachments: Int. No. 4 - 2/3/10, Committee Report 2/23/10, Hearing Testimony 2/23/10, Hearing Transcript 2/23/10, Committee Report 3/2/10, Fiscal Impact Statement

Enactment No: 2010/003

Rules, Privileges, and Elections

Res 0078-2010 **Resolution approving Membership Changes to Certain Standing Committees, a Subcommittee, Chair and Allowances.**

Attachments: Committee Report, Standing Committees of the Council

Int 0077-2010 **A Local Law to amend the New York city charter and the administrative code of the city of New York, in relation to streamlining approvals for environmentally beneficial technologies, design and construction techniques, materials and products.**

Attachments: Committee Report 2/25/10, Hearing Testimony 2/25/10, Hearing Transcript 2/25/10, Committee Report 3/2/10, Fiscal Impact Statement

Enactment No: 2010/005

Waterfronts

Int 0054-2010 A Local Law to amend the administrative code of the city of New York, in relation to increasing fines for violations of the law for illegal dumping along waterfront property into New York city waterways.

Attachments: Int. No. 54 - 2/11/10, Committee Report 2/22/10, Hearing Testimony 2/22/10, Hearing Transcript 2/22/10, Committee Report 3/2/10, Fiscal Impact Statement

Enactment No: 2010/004

General Order Calendar

T2010-0002 Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/6/10, Hearing Transcript - Stated Meeting 1/21/10, Hearing Transcript - Stated Meeting 2/3/10, Hearing Transcript - Stated Meeting 2/11/10

The President Pro Tempore (Council Member Rivera) put the question whether the Council would agree with and adopt such reports, which were decided in the affirmative by the following vote:

Passed The Consent Agenda

A motion was made that these files be approved by consent vote.

Affirmative: 49 -

Arroyo, Barron, Brewer, Cabrera, Chin, Comrie Jr., Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Garodnick, Gennaro, Gentile, Gonzalez, Halloran III, Ignizio, Jackson, James, Koo, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Oddo, Palma, Speaker Quinn, Recchia Jr., Reyna, Rivera, Rodriguez, Rose, Sanders Jr., Seabrook, Ulrich, Vacca, Vallone Jr., Van Bramer, Vann, Weprin, White Jr. and Williams

Excused: 1 -

Foster

The following files were removed from the General Order Calendar and voted separately:

*M 24 & Res No. 63 - 48-1-0;
Res No. 78 - 48-1-0.*

See files for individual votes.

13. Introduction & Reading of Bills
See Attached

14. Discussion of Resolutions

15. Resolutions

Res 0002-2010 Resolution calling upon the New York State Legislature to fully fund summer youth employment programs.

Attachments: Hearing Testimony 2/12/10, Committee Report 2/12/10, Hearing Transcript 2/12/10

Pursuant to Rule 8.50 of the Council, the President Pro Tempore (Council Member Rivera) called for a voice vote. Hearing no objections, President Pro Tempore (Council Member Rivera) declared the Resolution to be adopted. Adopted unanimously by the Council by voice-vote.

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

Res 0003-2010 Resolution calling upon the United States Congress to include \$500 million in the 2010 jobs bill for a summer youth employment program and to pass the bill as soon as possible.

Attachments: Hearing Testimony 2/12/10, Committee Report 2/12/10, Hearing Transcript 2/12/10

Pursuant to Rule 8.50 of the Council, the President Pro Tempore (Council Member Rivera) called for a voice vote. Hearing no objections, President Pro Tempore (Council Member Rivera) declared the Resolution to be adopted. Adopted unanimously by the Council by voice-vote.

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

Res 0054-2010 Resolution calling upon the United States Department of Housing and Urban Development to approve the New York City Housing Authority's mixed-finance modernization plan to transfer or restructure the ownership of certain developments built by the City and State of New York in order to qualify for federal funding for those developments.

Attachments: Committee Report 3/1/10, Hearing Testimony 3/1/10, Committee Report 3/3/10, Committee Report - Stated Meeting 3/3/10

Pursuant to Rule 8.50 of the Council, The President Pro Tempore (Council Member Rivera) called for a voice vote. Hearing those in favor, the President Pro Tempore (Council Member Rivera) declared the Resolution to be adopted.

The following 2 Council Members formally voted against this item: Council Members Barron and Rose.

Adopted by the Council by voice-vote.

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

16. General Discussion
17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Res 0047-2010 Resolution adding a new rule to the Rules of the Council.

Sponsors: By Council Members Barron and James

This Resolution was Referred to Comm by Council to the Committee on Rules, Privileges and Elections

Int 0060-2010 A Local Law to amend the administrative code of the city of New York, in relation to damages for delay clauses in public contracts.

Sponsors: By Council Members Comrie Jr., Brewer, Fidler, Gentile, Gonzalez, James, Mealy, Nelson, Halloran III and Koo

This Introduction was Referred to Comm by Council to the Committee on Contracts

Int 0061-2010 A Local Law to amend the administrative code of the city of New York, in relation to firefighter applicants who have completed high school in the city.

Sponsors: By Council Members Comrie Jr., Barron, Brewer, Chin, Dickens, Ferreras, Gonzalez, James, Lander, Lappin, Mark-Viverito, Mealy, Recchia Jr., Vann, Williams, Koo and Rodriguez

This Introduction was Referred to Comm by Council to the Committee on Civil Service and Labor

Int 0062-2010 A Local Law to amend the administrative code of the city of New York, in relation to the repair of leaks occurring in certain portions of service pipes by the Department of Environmental Protection.

Sponsors: By Council Members Comrie Jr., Fidler, James, Koo and Oddo

This Introduction was Referred to Comm by Council to the Committee on Environmental Protection

Int 0063-2010 A Local Law to amend the administrative code of the city of New York, in relation to notices of violation issued by the department of sanitation for illegal postings.

Sponsors: By Council Members Crowley, Gonzalez, James, Koppell and Koslowitz

Attachments: Committee Report 3/23/10

This Introduction was Referred to Comm by Council to the Committee on Sanitation and Solid Waste Management

- Res 0048-2010** **Resolution calling upon the New York State Public Service Commission to include language in utility tariffs to prohibit the placement of utility meters in front of residential buildings throughout New York City.**
- Sponsors:** By Council Members Crowley, Dromm, James, Koppell and Halloran III
- This Resolution was Referred to Comm by Council to the Committee on Housing and Buildings
- Int 0064-2010** **A Local Law to amend the administrative code of the city of New York, in relation to the electrical code.**
- Sponsors:** By Council Members Dilan, Gonzalez and Koo (by request of the Mayor)
- Attachments:** Memo In Support
- This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings
- Int 0065-2010** **A Local Law to amend the administrative code of the city of New York, in relation to training requirements for all persons engaged in any hoisting or lowering activity.**
- Sponsors:** By Council Members Dilan, Fidler, James and Halloran III
- This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings
- Int 0066-2010** **A Local Law to amend the administrative code of the city of New York, in relation to benefits pursuant to section four hundred twenty-one-a of the real property tax law.**
- Sponsors:** By Council Member Dilan
- This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings
- Int 0067-2010** **A Local Law to amend the administrative code of the city of New York, in relation to the operation of material hoists.**
- Sponsors:** By Council Members Dilan, Fidler and James
- This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings
- Int 0068-2010** **A Local Law to amend the administrative code of the city of New York, in relation to penalties for unlicensed plumbing and fire suppression work.**
- Sponsors:** By Council Members Dilan, Fidler, Gentile, James, Koslowitz and Vann
- This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings

Int 0069-2010 **A Local Law to amend the administrative code of the city of New York, in relation to payment of notices of violation for parking violations at check cashing businesses.**

Sponsors: By Council Members Eugene, Fidler, James, Sanders Jr., Williams and Rodriguez

This Introduction was Referred to Comm by Council to the Committee on Finance

Int 0070-2010 **A Local Law to amend the administrative code of the city of New York, in relation to carbon monoxide and smoke detecting devices.**

Sponsors: By Council Members Garodnick, Brewer, Gennaro, James, Koppell, Vann and Halloran III

This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings

Int 0071-2010 **A Local Law to amend the administrative code of the city of New York, in relation to requiring the implementation of technology to allow traffic enforcement agents to issue idling tickets through their hand-held computers.**

Sponsors: By Council Members Garodnick, Brewer, Fidler, James, Koppell and Lander

This Introduction was Referred to Comm by Council to the Committee on Environmental Protection

Int 0072-2010 **A Local Law to amend the New York city charter in relation to authorizing the Civilian Complaint Review Board to prosecute cases of police misconduct the board has substantiated.**

Sponsors: By Council Members Garodnick, The Public Advocate (Mr. de Blasio), Barron, Brewer, Dilan, Dromm, Foster, Jackson, James, Koppell, Lander, Mark-Viverito, Sanders Jr., Vann, Williams, Lappin, Rodriguez, Reyna and Mendez

This Introduction was Referred to Comm by Council to the Committee on Public Safety

Int 0073-2010 **A Local Law to amend the administrative code of the city of New York, in relation to bicycles offered for rental.**

Sponsors: By Council Members Garodnick, Brewer, Gennaro and James

This Introduction was Referred to Comm by Council to the Committee on Consumer Affairs

Res 0049-2010 **Resolution urging the United States Congress to approve a health care reform bill that will not restrict women's reproductive health or burden their right to choose by forcing women to seek alternative or supplemental insurance to obtain an abortion.**

Sponsors: By Council Members Garodnick, Brewer, Chin, Dromm, Ferreras, Fidler, James, Koppell, Lander, Lappin, Mark-Viverito, Reyna and Rodriguez

This Resolution was Referred to Comm by Council to the Committee on Health

Int 0074-2010 **A Local Law to amend the administrative code of the city of New York, in relation to testing by the department of environmental protection for the presence of pharmaceuticals and personal care products in the New York City drinking water supply and the effluent from wastewater treatment plants.**

Sponsors: By Council Members Gennaro, Brewer, Chin, Dickens, Fidler, James, Koppell, Koslowitz, Lander, Nelson and Sanders Jr.

This Introduction was Referred to Comm by Council to the Committee on Environmental Protection

Int 0075-2010 **A Local Law to amend the administrative code of the city of New York, in relation to requiring city plantings to be storm water tolerant so as to facilitate storm water retention and filtration.**

Sponsors: By Council Members Gennaro, Brewer, Chin, Fidler, James, Koppell, Lander, Mark-Viverito, Nelson and Williams

This Introduction was Referred to Comm by Council to the Committee on Environmental Protection

Int 0076-2010 **A Local Law to amend the administrative code of the city of New York, in relation to the notification of schools concerning drug activity.**

Sponsors: By Council Members Gennaro, Fidler, James and Koppell

This Introduction was Referred to Comm by Council to the Committee on Public Safety

- Int 0077-2010** **A Local Law to amend the New York city charter and the administrative code of the city of New York, in relation to streamlining approvals for environmentally beneficial technologies, design and construction techniques, materials and products.**
- Sponsors:** By Council Members Gennaro, Garodnick, Chin, Fidler, Gentile, James, Lander, Lappin, Mark-Viverito, Reyna, Sanders Jr., White Jr., Williams, Halloran III, Koo and Vann
- Attachments:** Committee Report 2/25/10, Hearing Testimony 2/25/10, Hearing Transcript 2/25/10, Committee Report 3/2/10, Fiscal Impact Statement
- This Introduction was Referred to Comm by Council to the Committee on Technology**
- Enactment No:** 2010/005
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- Res 0050-2010** **Resolution denouncing the decision to tenure Joseph Massad at Columbia University.**
- Sponsors:** By Council Members Gennaro, Brewer, Fidler, Nelson and Halloran III
- This Resolution was Referred to Comm by Council to the Committee on Cultural Affairs, Libraries and International Intergroup Relations**
-
- Res 0051-2010** **Resolution calling upon the New York State Legislature to protect shoppers and store staff from dangerous shopping frenzies by mandating appropriate security measures and holding retailers accountable when people are injured.**
- Sponsors:** By Council Members Gennaro, Fidler, James, Koppell, Nelson, Sanders Jr. and Rodriguez
- This Resolution was Referred to Comm by Council to the Committee on Consumer Affairs**
-
- Int 0078-2010** **A Local Law to amend the administrative code of the city of New York, in relation to requiring reports to the city council of any variance or special permit granted despite the community board's recommendation of disapproval or approval with conditions.**
- Sponsors:** By Council Members Gentile, Chin, Dickens, Fidler, James, Lander, Nelson, Halloran III, Koo and Rodriguez
- This Introduction was Referred to Comm by Council to the Committee on Governmental Operations**

Res 0052-2010 Resolution in support of establishing March 31st as a national holiday honoring Cesar Chavez.

Sponsors: By Council Members Gonzalez, Dromm, Ferreras, James, Mark-Viverito, Nelson, Recchia Jr., Sanders Jr. and Williams

This Resolution was Referred to Comm by Council to the Committee on Cultural Affairs, Libraries and International Intergroup Relations

Int 0079-2010 A Local Law to amend the administrative code of the city of New York, in relation to requiring the Department of Homeless Services to notify the affected community prior to locating transitional housing for the homeless.

Sponsors: By Council Members Koppell, Vann, Vacca, Brewer, Dickens, Ferreras, Fidler, James, Koslowitz, Mark-Viverito, Nelson, Sanders Jr., Halloran III and Rodriguez

This Introduction was Referred to Comm by Council to the Committee on General Welfare

Int 0080-2010 A Local Law to amend the administrative code of the city of New York, in relation to regulating construction operations occurring near landmarks.

Sponsors: By Council Members Koppell, Brewer, Gentile and James

This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings

Int 0081-2010 A Local Law to amend the administrative code of the city of New York, in relation to energy efficient escalators.

Sponsors: By Council Members Koppell, James and Lander

This Introduction was Referred to Comm by Council to the Committee on Environmental Protection

Int 0082-2010 A Local Law to amend the administrative code of the city of New York, in relation to reducing the use of plastic carryout bags and the repeal of local law number one for the year 2008.

Sponsors: By Council Members Koppell and James

This Introduction was Referred to Comm by Council to the Committee on Sanitation and Solid Waste Management

- Int 0083-2010** **A Local Law to amend the New York city charter, in relation to maintaining a registry of people who may need to be evacuated in the event of a citywide emergency.**
- Sponsors:** By Council Members Koppell, Brewer, Gentile, James, Lander, Sanders Jr., Vann and Rodriguez
- This Introduction was Referred to Comm by Council to the Committee on Public Safety
- Int 0084-2010** **A Local Law to amend the administrative code of the city of New York, in relation to licensing eco-friendly dry cleaners.**
- Sponsors:** By Council Members Lappin, Chin, Ferreras, James and Lander
- This Introduction was Referred to Comm by Council to the Committee on Health
- Int 0085-2010** **A Local Law to amend the administrative code of the city of New York, in relation to the use of environmentally sustainable garment bags by dry cleaning establishments.**
- Sponsors:** By Council Members Lappin, Chin, Ferreras, Fidler, James, Koppell and Lander
- This Introduction was Referred to Comm by Council to the Committee on Sanitation and Solid Waste Management
- Res 0053-2010** **Resolution calling upon Governor Paterson and the New York State Legislature to enact legislation that would amend the J-51 Tax Exemptions/Tax Abatement Program to include costs associated with sidewalk bridging, scaffolding, engineers, and architects as part of reimbursable expenses for the renovation of landmarked buildings.**
- Sponsors:** By Council Members Lappin, Dickens and James
- This Resolution was Referred to Comm by Council to the Committee on Housing and Buildings

Res 0054-2010 **Resolution calling upon the United States Department of Housing and Urban Development to approve the New York City Housing Authority's mixed-finance modernization plan to transfer or restructure the ownership of certain developments built by the City and State of New York in order to qualify for federal funding for those developments.**

Sponsors: By Council Members Levin, Dilan, Chin, Fidler, Gennaro, Gonzalez, Lander, Recchia Jr., White Jr., Mark-Viverito, Nelson, Halloran III and Sanders Jr.

Attachments: Committee Report 3/1/10, Hearing Testimony 3/1/10, Committee Report 3/3/10, Committee Report - Stated Meeting 3/3/10

This Resolution was Referred to Comm by Council to the Committee on Public Housing

Res 0055-2010 **Resolution calling upon the New York State Legislature to pass, and the Governor to sign, Assembly bill A. 9487-A and its Senate companion bill S.8235, authorizing the New York City Housing Authority to transfer or restructure the ownership of developments built by the City and State of New York.**

Sponsors: By Council Members Levin, Brewer, Chin, Dickens, James, Lander, Nelson and Rodriguez

This Resolution was Referred to Comm by Council to the Committee on Public Housing

Int 0086-2010 **A Local Law to amend the administrative code of the city of New York, in relation to replacing horse drawn carriages with alternative fuel powered classic cars and repealing sections 20-377, 20-377.1, 20-380, 20-381, 20-381.1, 20-382 and 20-383(b-d) of such code.**

Sponsors: By Council Members Mark-Viverito, Dromm, James, Arroyo, Garodnick and Lappin

Attachments: Committee Report 3/12/10, Hearing Testimony - 3/12/10

This Introduction was Referred to Comm by Council to the Committee on Consumer Affairs

Int 0087-2010 **A Local Law to amend the administrative code of the city of New York, in relation to filing of registration statements by owners of dwellings.**

Sponsors: By Council Members Mark-Viverito, Reyna, Brewer, Chin, James, Lander, Williams and Vacca

This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings

- Int 0088-2010** **A Local Law to amend the administrative code of the city of New York, in relation to requiring the New York City Police Department to make certain domestic violence statistics available through its website.**
- Sponsors:** By Council Members Mark-Viverito, Ferreras, Fidler, James, Koppell, Lander, Sanders Jr., Williams and Rodriguez
- This Introduction was Referred to Comm by Council to the Committee on Public Safety**
- Int 0089-2010** **A Local Law to amend the administrative code of the city of New York, in relation to regulating removal of trees from private property.**
- Sponsors:** By Council Members Mark-Viverito, Brewer, Dromm and James
- This Introduction was Referred to Comm by Council to the Committee on Parks and Recreation**
- Res 0056-2010** **Resolution calling on the New York State Department of Motor Vehicles to insert a question on the driver's license application that inquires about veteran status, in an effort to obtain an accurate count of veterans in the State.**
- Sponsors:** By Council Members Mark-Viverito, Chin, Dromm, Ferreras, James, Sanders Jr. and Williams
- This Resolution was Referred to Comm by Council to the Committee on Veterans**
- Int 0090-2010** **A Local Law to amend the administrative code of the city of New York, in relation to providing legal counsel for senior citizens subject to eviction, ejectment or foreclosure proceedings.**
- Sponsors:** By Council Members Mendez, Barron, Brewer, Chin, Dromm, Ferreras, Gentile, James, Koppell, Koslowitz, Lander, Lappin, Mark-Viverito, Sanders Jr., Vann, Williams, Koo and Arroyo
- This Introduction was Referred to Comm by Council to the Committee on Aging**
- Res 0057-2010** **Resolution urging the U.S. State Department to reverse its decision to no longer require foreign governments to pay property taxes on non-exempt diplomatic residences.**
- Sponsors:** By Council Members Nelson, Dickens, Fidler, Gentile and Williams
- This Resolution was Referred to Comm by Council to the Committee on Cultural Affairs, Libraries and International Intergroup Relations**

- Int 0091-2010** **A Local Law to amend the New York city charter, in relation to small business regulatory flexibility.**
- Sponsors:** By Council Members Oddo, Ignizio, Koo, Ulrich, Halloran III, Fidler, James, Nelson, Rivera, Reyna and Vacca
- This Introduction was Referred to Comm by Council to the Committee on Small Business**
- Int 0092-2010** **A Local Law to amend the administrative code of the city of New York, in relation to repealing all provisions allowing for the operation of horse drawn cabs.**
- Sponsors:** By Council Members Palma and Brewer
- Attachments:** Committee Report 3/12/10, Hearing Testimony - 3/12/10
- This Introduction was Referred to Comm by Council to the Committee on Consumer Affairs**
- Int 0093-2010** **A Local Law to amend the administrative code of the city of New York, in relation to horse drawn cabs.**
- Sponsors:** By Council Members Palma and Brewer
- Attachments:** Committee Report 3/12/10, Hearing Testimony - 3/12/10
- This Introduction was Referred to Comm by Council to the Committee on Consumer Affairs**
- Int 0094-2010** **A Local Law to amend the administrative code of the city of New York, in relation to the creation of a division of LGBT youth services within the department of health and mental hygiene.**
- Sponsors:** By The Public Advocate (Mr. de Blasio) and Council Members Dromm, James, Koppell and Lander
- This Introduction was Referred to Comm by Council to the Committee on Youth Services**
- Int 0095-2010** **A Local Law to amend the New York city charter in relation to the budgets of the Public Advocate, Comptroller, Conflict of Interest Board, and the Civilian Complaint Review Board.**
- Sponsors:** By The Public Advocate (Mr. de Blasio) and Council Members Gentile, James, Lander, Jackson and Rodriguez
- This Introduction was Referred to Comm by Council to the Committee on Finance**

Res 0058-2010 **Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2007, Fiscal 2008, Fiscal 2009 and Fiscal 2010 Expense Budgets.**

Sponsors: By Council Member Recchia Jr.

Attachments: Committee Report

This Resolution was Referred to Comm by Council to the Committee on Finance

Res 0059-2010 **Resolution in support of legislation pending in the New York State Legislature that seeks to penalize businesses that are not licensed by the State Liquor Authority for selling alcohol to minors.**

Sponsors: By Council Members Rodriguez, Fidler, Rivera, Vann, Mendez, Chin, Ferreras, James, Lander, Mealy, Sanders Jr., Williams, Halloran III and Koo

This Resolution was Referred to Comm by Council to the Committee on Public Safety

Res 0060-2010 **Resolution in support of bringing World Cup Soccer to the United States and New York City.**

Sponsors: By Council Members White Jr., Chin, Fidler, James, Koppell, Mealy, Nelson, Sanders Jr., Williams, Halloran III and Koo

This Resolution was Referred to Comm by Council to the Committee on Cultural Affairs, Libraries and International Intergroup Relations

Res 0061-2010 **Resolution calling upon the New York State Legislature to allow New York City to create a seed stage investment tax credit for technology companies.**

Sponsors: By Council Members White Jr., Fidler, James, Sanders Jr., Halloran III and Koo

This Resolution was Referred to Comm by Council to the Committee on Economic Development

Res 0062-2010 **Resolution calling upon the New York State Legislature to pass Assembly Bill A.4496 and Senate Bill S.1667, which would eliminate the publication requirements for limited liability companies.**

Sponsors: By Council Members White Jr. and Koppell

This Resolution was Referred to Comm by Council to the Committee on Small Business

LU 0037-2010 Medgar Evers Houses, Block 1629, Lot 1, Brooklyn, Council District No. 36, Section 577 of the Private Housing Finance Law.

Sponsors: By Council Member Recchia Jr.

Attachments: Memorandum, Resolution

This Land Use Application was Referred to Comm by Council to the Committee on Finance

LU 0038-2010 Dr. Betty Shabazz Houses, Block 1634, Lot 1, Brooklyn, Council District No. 36, Section 577 of the Private Housing Finance Law.

Sponsors: By Council Member Recchia Jr.

Attachments: Memorandum, Resolution

This Land Use Application was Referred to Comm by Council to the Committee on Finance

LU 0039-2010 Myrtle News, 101 Myrtle Avenue, Staten Island, Council District No.49, Section 577 of the Private Housing Finance Law.

Sponsors: By Council Member Recchia Jr.

Attachments: Memorandum, Resolution

This Land Use Application was Referred to Comm by Council to the Committee on Finance

LU 0040-2010 Application no. 20105364 HAK, an Urban Development Action Area Project located at 917 Gates Avenue, 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 and pursuant to Section 696 of the General Municipal Law for a tax exemption.

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Planning 2/24/10, Hearing Transcript - Planning 2/24/10, Land Use Calendar - Week of March 8 - March 12, 2010

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

Attachments: Land Use Calendar - Week of February 22 - February 26, 2010, Hearing Testimony - Planning 2/24/10, Hearing Transcript - Planning 2/24/10, Land Use Calendar - Week of March 8 - March 12, 2010

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

- LU 0041-2010** **Application no. 20105319 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 136 West Broadway Inc. d.b.a. Edward's to continue, to maintain and operate an unenclosed sidewalk café located at 136 West Broadway, Borough of Manhattan, Council District no. 1.**
- Sponsors:** By Council Member Comrie Jr.
- Attachments:** Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Zoning 3/9/10
- This Land Use Application was Referred to Comm by Council to the Committee on Land Use**
- Attachments:** Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Zoning 3/9/10
- This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises**
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- LU 0042-2010** **Application no. 20105293 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of The Downtown LLC. d.b.a. Thor Lounge to continue, to maintain and operate an unenclosed sidewalk café located at 107 Rivington Street, Borough of Manhattan, Council District no. 1.**
- Sponsors:** By Council Member Comrie Jr.
- Attachments:** Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Zoning 3/9/10
- This Land Use Application was Referred to Comm by Council to the Committee on Land Use**
- Attachments:** Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Zoning 3/9/10
- This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises**
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- LU 0043-2010** **Application no. 20095496 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Becaf LLC d/b/a Poco NYC to continue, to maintain and operate an unenclosed sidewalk café located at 33 Avenue B, Borough of Manhattan, Council District no. 2.**
- Sponsors:** By Council Member Comrie Jr.
- Attachments:** Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Zoning 3/9/10
- This Land Use Application was Referred to Comm by Council to the Committee on Land Use**

Attachments: Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Zoning 3/9/10

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0044-2010

Application no. N 100134 ZRX by the New York City Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York concerning Article II, Chapter 5 and Article III, Chapter 6, relating to off-street regulations in Community District 10, Borough of the Bronx.

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Zoning 3/9/10

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

Attachments: Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Zoning 3/9/10

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0045-2010

Application no. 20105275 HKX (N 100193 HKX), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.424, LP-2339) by the Landmarks Preservation Commission of the Perry Avenue Historic District as a historic district, Council District no.11.

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Landmarks 3/9/10

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

Attachments: Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Landmarks 3/9/10

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0046-2010 **Application no. 20095377 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Q Chelsea, LLC, to establish, maintain and operate an unenclosed sidewalk café located at 216 Eighth Avenue, Borough of Manhattan, Council District no. 3.**

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Zoning 3/9/10

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

Attachments: Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Zoning 3/9/10

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0047-2010 **Application no. 20105401 P XK, submitted by the Department of Citywide Administrative Services pursuant to §195 of the New York City Charter, a Notice of Intent to acquire office space, for property located at 2 MetroTech, Borough of Brooklyn, Council District no. 33.**

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Landmarks 3/9/10

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

Attachments: Land Use Calendar - Week of March 8 - March 12, 2010, Agenda of the Land Use Committee - March 11, 2010, Hearing Testimony - Landmarks 3/9/10

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

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

Whereupon on motion of the Speaker (Council Member Quinn), the President Pro Tempore (Council Member Rivera) adjourned the proceedings to meet again on Thursday, March 25, 2010.

*MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council*