

# **The New York City Council**

**Recessed Meeting of Monday, June 5, 2000**

## **Council Agenda**

### **Stated Meeting**

**June 06, 2000**

**12:00 PM**

### **Council Chambers - City Hall**

**The President Pro Tem (Council Member Spigner) will call the meeting to order.**

**1. Roll Call**

**The Clerk will announce the presence of a quorum.**

**2. Invocation**

*NONE*

**3. Adoption of Minutes**

*NONE*

## 4. Messages and Papers from the Mayor

**M 0875-2000 Coliseum Bus Depot, Reconstruction (S.7969/A.11231)**

Communication from the Mayor - "AN ACT to authorize the city of New York to discontinue the use of park land of a portion of a park strip in the borough of the Bronx which is not needed for park purposes and to transfer such land to the metropolitan transportation authority for purposes related to the reconstruction of the coliseum bus depot in exchange for the transfer and dedication as park land of a greater amount of land of an equal or greater fair market value."

S.7969/A.11231

*Preconsidered - State & Federal Legislation*

**M 0876-2000 Prepayment of State-Collected Taxes (S.7967)**

Communication from the Mayor - "AN ACT to amend the tax law, the state finance law and the public authorities law, in relation to prepayment of state-collected taxes to certain public benefit corporations, the borrowing power of the New York city transitional finance authority and the bonds issued by such authority; and to amend chapter 16 of the law of 1997, amending the public authorities law and other laws relating to creating the New York city transitional finance authority, in relation to the continued authorization of such authority to issue such bonds." S.7967

*Preconsidered - State & Federal Legislation*

## 5. Communications from City, County, and Borough Offices

**M 0877-2000 OMB, Transfer funds within and between various city agencies. (MN-8)**

Communication from the Office of Management & Budget -

Transfer funds within and between various city agencies.  
(MN-8)  
*Preconsidered - Finance*

**M 0878-2000**      **OMB, Recognize an additional \$898.6 million in new revenues.**  
(MN-9)

Communication from the Office of Management & Budget -  
Recognize an additional \$898.6 million in new revenues.  
(MN-9)  
*Preconsidered - Finance*

## **6.      Petitions and Communications**

## **7.      Land Use Call-Ups**

**M 0879-2000**      **ULURP, 734 East 151st, Bronx (C000816PPX)**

By Council Member Espada:  
Pursuant to Rule 11.20b of the Council and Section 197-d(b)  
(3) of the New York City Charter, the Council resolves that  
the action of the City Planning Commission on Uniform Land  
Use Review Procedure Application Number 000186PPX shall  
be subject to review by the Council.  
*Coupled on Call-Up Vote*

## **ROLL CALL**

## **8.      Communications from the Speaker**

## **9.      Discussion of General Orders**

## **10.     Report of Special Committees**

*NONE*

## 11. Reports of Standing Committees

### Report of the Committee on Finance

**M 0825-2000 Capital Projects, Debt Certificate**

Communication from the Mayor - Submitting the certificate setting forth the maximum amount of debt & reserves which the City, the NYC Transitional Finance Authority, the NYC Municipal Water Finance Authority, the NYS Dormitory Authority & the NYC Health & Hospitals Corporation may soundly incur for capital projects the Fiscal Year 2001 & the ensuing three fiscal years, & the maximum amount of appropriations & expenditures for capital projects which may soundly be made during each fiscal year, pursuant to Section 250(16) of the New York City Charter.

*Coupled on GO*

**Res 1414-2000 Capital Projects, Debt Certificate**

RESOLUTION CONCURRING IN A COMMUNICATION FROM THE MAYOR TRANSMITTING THE CERTIFICATE SETTING FORTH THE MAXIMUM AMOUNT OF DEBT & RESERVES WHICH THE CITY, THE NYC TRANSITIONAL FINANCE AUTHORITY, THE NYC MUNICIPAL WATER FINANCE AUTHORITY, THE NYS DORMITORY AUTHORITY & THE NYC HEALTH & HOSPITALS CORPORATION MAY SOUNDLY INCUR FOR CAPITAL PROJECTS FOR FISCAL YEAR 2001 & THE ENSUING THREE FISCAL YEARS, & THE MAXIMUM AMOUNT OF APPROPRIATIONS & EXPENDITURES FOR CAPITAL PROJECTS WHICH MAY SOUNDLY BE MADE DURING EACH FISCAL YEAR, PURSUANT TO SECTION 250 (16) OF THE NY CITY CHARTER.

*Coupled on GO*

- M 0827-2000**      **Budget, Expense Revenue Contract**  
Communication from the Mayor - Submitting the Expense Revenue Contract, for Fiscal Year 2001, pursuant to Section 249 of the New York City Charter.  
*Coupled on GO*
- Res 1415-2000**      **Budget, Expense Revenue Contract**  
RESOLUTION TO ADOPT A BUDGET APPROPRIATING THE AMOUNTS NECESSARY FOR THE SUPPORT OF THE GOVERNMENT OF THE CITY OF NEW YORK AND THE COUNTIES THEREIN AND FOR THE PAYMENT OF INDEBTEDNESS THEREOF, FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2000 AND ENDING ON JUNE 30, 2001 IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER OF THE CITY OF NEW YORK.  
*Coupled on GO*
- Res 1416-2000**      **Budget, Expense Revenue Contract**  
RESOLUTION TO ADOPT A CONTRACT BUDGET SETTING FORTH, BY AGENCY, CATEGORIES OF CONTRACTUAL SERVICES FOR WHICH APPROPRIATIONS HAD BEEN PROPOSED FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2000 AND ENDING ON JUNE 30, 2001, IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER OF THE CITY OF NEW YORK.  
*Coupled on GO*
- M 0829-2000**      **Capital Budget**  
Communication from the Mayor - Submitting the Executive Capital Budget for Fiscal Year 2001, pursuant to section 249 of the New York City Charter.  
*Coupled on GO*
- Res 1417-2000**      **Capital Budget**

RESOLUTION BY THE NEW YORK CITY COUNCIL PURSUANT TO SECTION 254 OF THE NEW YORK CITY CHARTER, THAT THE CAPITAL BUDGET FOR FISCAL YEAR 2001 AND CAPITAL PROGRAM, BEING THE EXECUTIVE CAPITAL BUDGET FOR FISCAL YEAR 2001 AND PROGRAM AS SUBMITTED BY THE MAYOR ON APRIL 18, 2000, AND BY THE BOROUGH PRESIDENTS PURSUANT TO SECTION 249 OF THE NEW YORK CITY CHARTER, INCLUDING RESCINDMENT OF AMOUNTS FROM PRIOR CAPITAL BUDGETS, BE AND THE SAME ARE HEREBY APPROVED IN ACCORDANCE WITH THE FOLLOWING SCHEDULE OF CHANGES. (Resolution A)

*Coupled on GO*

**Res 1418-2000**

**Capital Budget**

RESOLUTION BY THE NEW YORK CITY COUNCIL PURSUANT TO SECTION 254 OF THE NEW YORK CITY CHARTER, THAT THE CAPITAL BUDGET FOR FISCAL YEAR 2001 AND CAPITAL PROGRAM FOR THE ENSUING THREE YEARS, AS SET FORTH IN THE EXECUTIVE CAPITAL BUDGET FOR THE FISCAL YEAR 2001 AND CAPITAL PROGRAM AS SUBMITTED BY THE MAYOR ON APRIL 18, 2000, AS AUGMENTED BY THE BOROUGH PRESIDENTS PURSUANT TO SECTION 249 OF THE NEW YORK CITY CHARTER, AND AMENDED BY THE SCHEDULE OF CHANGES APPROVED UNDER RESOLUTION A, INCLUDING AMOUNTS REALLOCATED BY THE RESCINDMENT OF AMOUNTS FROM PRIOR CAPITAL BUDGET APPROPRIATIONS, IS HEREBY ADOPTED IN THE TOTAL AMOUNTS FORM PRIOR CAPITAL BUDGET APPROPRIATIONS, IS HEREBY ADOPTED IN THE TOTAL AMOUNTS AS FOLLOWS. (Resolution B)

*Coupled on GO*

**M 0833-2000****Budget, Community Development Program**

Communication from the Mayor - Submitting the Proposed City Fiscal Year 2001 Community Development Program, the Proposed CFY'00 Budget, the Proposed Reallocations - the CD XXVI Funds, Proposed CD XXVII Statement of Objectives and Budget, dated April 18, 2000.

*Coupled on GO*

**Res 1419-2000****Budget, Community Development Program**

RESOLUTION APPROVING THE FISCAL YEAR 2001 COMMUNITY DEVELOPMENT PROGRAM, REALLOCATION OF TWENTY-SIXTH YEAR COMMUNITY DEVELOPMENT FUNDS, AND THE PROPOSED TWENTY-SEVENTH YEAR COMMUNITY DEVELOPMENT PROGRAM.

*Coupled on GO*

**M 0880-2000****Budget, Tax Rate for FY 2001**

Report of the Committee on Finance in favor of approving a resolution of the Council of the City of New York fixing the tax rate for the Fiscal Year 2001, adopted June 6, 2000 upon the recommendation of the Committee on Finance of the Council.

*Preconsidered - Coupled on GO*

**Res 1420-2000****Budget, Tax Rate for FY 2001**

Resolution to provide the amounts necessary for the support of the Government of the City of New York and the counties therein and for the payment of indebtedness thereof, for the Fiscal Year beginning on July 1, 2000 and ending on June 30, 2001 by the levy of taxes on the Real Property in the City of New York, in accordance with the provisions of the constitution of the State of New York, the Real Property Tax Law and the Charter of the City of New York.

*Coupled on GO*

**M 0848-2000      Taxes Real Estate, Discount Rates**

Communication from the New York City Banking Commission - Transmitting recommendation that the discount rate be allowed for prepayment of real estate taxes be continued at two percent (2%) per annum for Fiscal Year 2001, pursuant to Section 1519 of the City Charter.

*Coupled on GO*

**Res 1336-2000      Taxes Real Estate, Discount Rates**

Resolution to establish that the discount rate for the prepayment of real estate taxes be continued at 2% per annum for Fiscal Year 2001.

*Coupled on GO*

**M 0849-2000      Taxes Real Estate, Interest Rates**

Communication from the New York City Banking Commission - Transmitting recommendation that the interest rate for non-payment of real estate taxes where annual tax is more than \$2,750, or vacant or unimproved land; and non-payment of charges for work performed pursuant to orders of the Board of Health or Department of Health be 18 percent (18%) for fiscal year 2001.

*Coupled on GO*

**Res 1338-2000      Taxes Real Estate, Interest Rates**

Resolution to establish that the interest rate be 18% per annum for Fiscal Year 2001 for non-payment of taxes on real property where the annual tax on the parcel is more than \$2,750 or where, irrespective of the annual tax, the parcel consists of vacant or unimproved land; and for non-payment of charges for work performed pursuant to orders of the Board of Health or Department of Health.

*Coupled on GO*

**M 0850-2000      Real Estate Taxes, Interest Rates**

Communication from the New York City Banking



Commission - Transmitting resolution recommending that the interest rate to be charged for non-payment of taxes on real property where annual tax is not more than \$2,750 or where the real property taxes are held in escrow and paid by a mortgage escrow agent be eighteen percent (18%), and nine percent (9%) in all other such parcels.

*Coupled on GO*

**Res 1335-2000**

**Real Estate Taxes, Interest Rates**

Resolution to establish that the interest rate to be charged for non-payment of taxes on real property where the annual tax on the parcel, other than a parcel that consists of vacant or unimproved land, is not more than \$2,750, be 18% per annum for Fiscal Year 2001 in the case of any such parcel where the real property taxes are held in escrow and paid to the Commissioner of Finance by a mortgage escrow agent; and 9% per annum in the case of all other such parcels.

*Coupled on GO*

**M 0851-2000**

**Real Estate Taxes, Interest Rates**

Communication from the New York City Banking Commission - Transmitting recommendation that the interest rate to be charged for non-payment of water rents and sewer rents be eighteen percent (18%) where the annual tax on parcel is more than \$2,750 or where taxes are held in escrow or where parcel consists of vacant or unimproved land, and nine percent (9%) in all other cases.

*Coupled on GO*

**Res 1337-2000**

**Real Estate Taxes, Interest Rates**

Resolution to establish that the interest rate to be charged for Fiscal Year 2001 for non-payment of water rents and sewer rents be 18% per annum for any parcel where the annual real estate tax is more than \$2,750 or where the real estate taxes are held in escrow and paid to the Commissioner of Finance by a mortgage escrow agent or where the parcel consists of vacant

or unimproved land; and 9% per annum in all other cases.

*Coupled on GO*

**Res 1421-2000**      **OMB, Transfer funds within and between various city agencies.**  
(MN-8)

Communication from the Office of Management & Budget -  
Transfer funds within and between various city agencies.

(MN-8)

*Preconsidered - Coupled on GO*

**Res 1422-2000**      **OMB, Recognize an additional \$898.6 million in new revenues.**  
(MN-9)

Communication from the Office of Management & Budget -  
Recognize an additional \$898.6 million in new revenues.

(MN-9)

*Preconsidered - Coupled on GO*

**Res 1411-2000**      **Real Property Tax Law**

Resolution computing and certifying base percentage, current  
percentage and current base proportion of each class of real  
property for Fiscal 2001 to the State Board of Real Property  
Services pursuant to Section 1803-a, Real Property Tax Law.

*Preconsidered - Coupled on GO*

**Res 1412-2000**      **Real Property Tax Law**

Resolution computing and certifying adjusted base proportion  
of each class of Real Property for Fiscal 2001 to the State  
Board of Real Property Services pursuant to Section 1803-a,  
Real Property Tax Law.

*Preconsidered - Coupled on GO*

## **Report of the Committee on State and Federal Legislation**

**M 0838-2000**      **Contract for Public Work (S.2284/A.4222)**

Communication from the Mayor - "AN ACT to amend the general municipal law, in relation to contracts for public work." S.2284/A.4222

*Coupled on GO*

**M 0875-2000**

**Coliseum Bus Depot, Reconstruction (S.7969/A.11231)**

Communication from the Mayor - "AN ACT to authorize the city of New York to discontinue the use of park land of a portion of a park strip in the borough of the Bronx which is not needed for park purposes and to transfer such land to the metropolitan transportation authority for purposes related to the reconstruction of the coliseum bus depot in exchange for the transfer and dedication as park land of a greater amount of land of an equal or greater fair market value."

S.7969/A.11231

*Preconsidered - Coupled on GO*

**M 0876-2000**

**Prepayment of State-Collected Taxes (S.7967)**

Communication from the Mayor - "AN ACT to amend the tax law, the state finance law and the public authorities law, in relation to prepayment of state-collected taxes to certain public benefit corporations, the borrowing power of the New York city transitional finance authority and the bonds issued by such authority; and to amend chapter 16 of the law of 1997, amending the public authorities law and other laws relating to creating the New York city transitional finance authority, in relation to the continued authorization of such authority to issue such bonds." S.7967

*Preconsidered - Coupled on GO*

**SLR 0179-2000**

**In Rem, Staten Island (S.6353 A.9337)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Marchi, S.6353, and Assembly Member Connelly, A.9337, "AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the

borough of Staten Island to former owners Robert M. and Lillian McNee, without public auction and notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 69, Lot No. 98 on tax map for the borough of Staten Island".

*Coupled on GO*

**SLR 0193-2000      In Rem, Staten Island (S.6239, A.9300)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Marchi, S.6239 and Assembly Member Straniere, A.9300, "AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Staten Island to the former owners Philip and Georgette DePalma, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 238, Lot No. 136 on tax map for the borough of Staten Island".

*Coupled on GO*

**SLR 0263-2000      Combining the Correction Officers' Variable Supplements Fund (S.7976-A A.11239-A)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.7976-A, and by Committee on Rules, A.11239-A, "AN ACT to amend the administrative code of the city of New York, in relation to combining the correction officers' variable supplements fund provided for in such code and the correction captains' and above variable supplements fund provided for such code into a single correction officers' variable supplements fund for eligible service retirees of the uniformed force of the New York city department of correction in all ranks, the benefits payable by and the structure and assets of such variable supplements fund, the method of determining the payability and amount of investment earnings of the New York

city employees' retirement system which are eligible for transfer from such retirement system to such variable supplements fund, and in relation to providing for the transfer of assets from the New York city employees' retirement system to the transit police officer's variable supplements fund provided for in such code, the transit police superior officers' variable supplements fund provided for in such code, the housing police officer's variable supplements fund provided for in such code and the housing police superior officers' variable supplements fund provided for in such code in such amounts as are necessary for such variable supplements funds to pay benefits which are guaranteed to eligible beneficiaries of such funds, and repealing paragraph (d) of subdivision three of section 13-194 of such code, relating to arbitration of certain matters where the board of trustees of the correction officers' variable supplements fund deadlocks thereon, and repealing subdivisions 97 and 98 of section 13-101 of such code and section 13-195 of such code, relating to the provisions governing the correction captains' and above variable supplements fund ".

***Preconsidered - Coupled on GO***

## 12. General Order Calendar

**T1999-86**            **Commissioner of Deeds**  
Commissioner of Deeds  
*Coupled on GO*

### **Coupled on General Order**

#### **Finance**

**M 0825-2000**        **Capital Projects, Debt Certificate**  
*GO*

**Res 1414-2000**     **Capital Projects, Debt Certificate**  
*GO*

**M 0827-2000**        **Budget, Expense Revenue Contract**  
*GO*

**Res 1415-2000**     **Budget, Expense Revenue Contract**  
*GO*

**Res 1416-2000**     **Budget, Expense Revenue Contract**  
*GO*

**M 0829-2000**        **Capital Budget**  
*GO*

**Res 1417-2000**     **Capital Budget**  
*GO*

**Res 1418-2000**     **Capital Budget**  
*GO*

- M 0833-2000**      **Budget, Community Development Program**  
*GO*
- Res 1419-2000**      **Budget, Community Development Program**  
*GO*
- Res 1420-2000**      **Budget, Tax Rate for FY 2001**  
*Preconsidered - GO*
- M 0848-2000**      **Taxes Real Estate, Discount Rates**  
*GO*
- Res 1336-2000**      **Taxes Real Estate, Discount Rates**  
*GO*
- M 0849-2000**      **Taxes Real Estate, Interest Rates**  
*GO*
- Res 1338-2000**      **Taxes Real Estate, Interest Rates**  
*GO*
- M 0850-2000**      **Real Estate Taxes, Interest Rates**  
*GO*
- Res 1335-2000**      **Real Estate Taxes, Interest Rates**  
*GO*
- M 0851-2000**      **Real Estate Taxes, Interest Rates**  
*GO*
- Res 1337-2000**      **Real Estate Taxes, Interest Rates**  
*GO*
- Res 1421-2000**      **OMB, Transfer funds within and between various city agencies.**  
**(MN-8)**  
*GO*
- Res 1422-2000**      **OMB, Recognize an additional \$898.6 million in new revenues.**

(MN-9)

*GO*

**Res 1411-2000**      **Real Property Tax Law**  
*Preconsidered - GO*

**Res 1412-2000**      **Real Property Tax Law**  
*Preconsidered - GO*

## **State and Federal Legislation**

**M 0838-2000**      **Contract for Public Work (S.2284/A.4222)**  
*GO*

**M 0875-2000**      **Coliseum Bus Depot, Reconstruction (S.7969/A.11231)**  
*Preconsidered - GO*

**M 0876-2000**      **Prepayment of State-Collected Taxes (S.7967)**  
*Preconsidered - GO*

**SLR 0179-2000**      **In Rem, Staten Island (S.6353 A.9337)**  
*GO*

**SLR 0193-2000**      **In Rem, Staten Island (S.6239, A.9300)**  
*GO*

**SLR 0263-2000**      **Combining the Correction Officers' Variable Supplements Fund**  
**(S.7976-A A.11239-A)**  
*Preconsidered - GO*

## **General Order Calendar**

**T1999-86**      **Commissioner of Deeds**  
*GO*



**13. Introduction and Reading of Bills**

**See Attached**

**14. General Discussion**

**15. Extension of Remarks**

## INTRODUCTION AND READING OF BILLS

- Res 1411-2000**      *By Council Member Berman*
- Resolution computing and certifying base percentage, current percentage and current base proportion of each class of real property for Fiscal 2001 to the State Board of Real Property Services pursuant to Section 1803-a, Real Property Tax Law.  
***Preconsidered - Finance***
- Res 1412-2000**      *By Council Member Berman*
- Resolution computing and certifying adjusted base proportion of each class of Real Property for Fiscal 2001 to the State Board of Real Property Services pursuant to Section 1803-a, Real Property Tax Law.  
***Preconsidered - Finance***
- SLR 0262-2000**      *By Council Member Boyland ; also Council Member Robinson*
- State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Sampson, S.7913, and by Committee on Rules, A.11129, "AN ACT authorizing the city of New York to grant a retroactive partial tax exemption from real property taxes for the Sesame Flyers International, Inc.".  
***State and Federal Legislation***
- Res 1413-2000**      *By Council Members Perkins, Robles, Fisher, The Speaker (Speaker Quinn), Espada, Lopez, Marshall and Robinson ; also Council Member Eisland*
- Resolution calling upon the appropriate committee of the Council to conduct an oversight hearing on the HIV/AIDS issues pertaining to adolescents and youth.  
***Health***
- SLR 0263-2000**      *By Rivera, Council Members O'Donovan, Eisland and Pinkett*

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.7976-A, and by Committee on Rules, A.11239-A, "AN ACT to amend the administrative code of the city of New York, in relation to combining the correction officers' variable supplements fund provided for in such code and the correction captains' and above variable supplements fund provided for such code into a single correction officers' variable supplements fund for eligible service retirees of the uniformed force of the New York city department of correction in all ranks, the benefits payable by and the structure and assets of such variable supplements fund, the method of determining the payability and amount of investment earnings of the New York city employees' retirement system which are eligible for transfer from such retirement system to such variable supplements fund, and in relation to providing for the transfer of assets from the New York city employees' retirement system to the transit police officer's variable supplements fund provided for in such code, the transit police superior officers' variable supplements fund provided for in such code, the housing police officer's variable supplements fund provided for in such code and the housing police superior officers' variable supplements fund provided for in such code in such amounts as are necessary for such variable supplements funds to pay benefits which are guaranteed to eligible beneficiaries of such funds, and repealing paragraph (d) of subdivision three of section 13-194 of such code, relating to arbitration of certain matters where the board of trustees of the correction officers' variable supplements fund deadlocks thereon, and repealing subdivisions 97 and 98 of section 13-101 of such code and section 13-195 of such code, relating to the provisions governing the correction captains' and above variable supplements fund ".

*Preconsidered - State and Federal Legislation*

**LU 0790-2000**

*By Council Member Eisland*

Uniform land use review procedure application no. C 000186

PPX pursuant to §197-c and §197-d of the New York City Charter concerning the removal of the "Community Facility Use Only" restriction on property located at 734 East 151St, Borough of the Bronx, in Council District no. 17. 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.

***Planning, Dispositions and Concessions***