

The New York City Council

Council Agenda

Stated Meeting

September 28, 2004

1:30 PM

Council Chambers - City Hall

1. Roll Call

2. Invocation

Delivered by: Rev. Canon L. Franklin Reid, Rector, St. Luke's Episcopal Church, 777 East 222nd Street, Bronx, New York 10466.

Motion to spread the invocation in full upon the record by Council Member Seabrook.

3. Adoption of Minutes

None

4. Messages & Papers from the Mayor

M 0216-2004

Croton water filtration facility and the funding of certain eligible projects in the borough of the Bronx.

Communication from the Mayor dated September 9, 2004

transmitting the memorandum of understanding entered into pursuant to chapter 175 of the laws of 2003 in connection with the Croton water filtration facility and the funding of certain eligible projects in the borough of the Bronx.

Preconsidered - State and Federal Legislation

**M 0217-2004 Submitting the Mayor's Management Report, FY'04,
September 15, 2004**

Communication from the Mayor – Submitting the Mayor's Management Report, Fiscal 2004, dated September 15, 2004, pursuant to Section 12 of the New York City Charter.

Received, Ordered, Printed and Filed

M 0218-2004 Richard M. Olcott, Landmarks Preservation Commission

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

Rules, Privileges & Elections

5. Communications from City, County & Borough Offices

M 0219-2004 Base Station License, Womdor Car and Limo Service

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a new base station license Womdor Car and Limo SVC, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 0220-2004 Base Station License, Alnagar Car and Limo Service

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a new base

station license Alnagar Car and Limo SVC, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 0221-2004 Base Station License, CIA Car and Limo Service

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a new base station license CIA Car and Limo SVC, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 0222-2004 Base Station License, A to Z Car and Limo Service

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a new base station license A to Z Car and Limo SVC, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 0223-2004 Base Station License, Dinder Car and Limo Service

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a new base station license Dinder Car and Limo SVC, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 0224-2004 Base Station License, Brooklyn Heights Car and Limo Service

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a new base station license Brooklyn Heights Car and Limo SVC, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 0225-2004 Base Station License, Cornnel Car and Limo Service

Communication from the Taxi & Limousine Commission –

Submitting its approval of an application for a new base station license Cornnel Car and Limo SVC, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 0226-2004 Base Station License, Travelers Car and Limo Services

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a new base station license Travelers Car and Limo Services, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 0227-2004 Base Station License, BKF Car Service Inc.

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

Transportation

M 0228-2004 Base Station License, Cheetah Car Service

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

Transportation

M 0229-2004 Base Station License, Broadway Car Service Inc

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

Transportation

M 0230-2004 Base Station License, Pops Car Service

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

M 0231-2004 Base Station License, Wyckoff Car Services Inc

Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a new base
station license Wyckoff Car Services Inc, pursuant to Section
19-511(i), of the administrative code of the city of New York.
Transportation

M 0232-2004 Base Station License, Bakoss Trading Inc

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

M 0233-2004 Base Station License, Duke Car and Limo Service

Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a new base
station license Duke Car and Limo SVC, pursuant to Section
19-511(i), of the administrative code of the city of New York.
Transportation

6. Petitions and Communications

None

7. Land Use Call-Ups

M 0234-2004 ULURP, IKEA Red Hook, Brooklyn (C030412MMK)

By the Chair of the Land Use Committee Council Member

Katz:

Pursuant to Rule 11.20(c) of the Council, Section 197-d(b)(3) of the New York City Charter and Section 62-722(a) of the Zoning Resolution, the Council hereby resolves that the actions of the City Planning Commission on Uniform Land Use Procedure Applications no. C 030412 MMK, an amendment to the City Map; C 030414 ZSK, a special permit; C 030415 ZSK, a special permit and N 030416 ZAK, an authorization, shall be subject to Council review. These applications are related to Uniform Land Use Procedure Application no. C 030413 ZMK that is subject to Council review pursuant to Section 197-d of the New York City Charter.

Coupled on Call-Up Vote

M 0235-2004

Sidewalk cafe, 696 Madison Ave, Manhattan (20045643TCM)

By Council Member Moskowitz:

Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Transportation approving an enclosed sidewalk café located at 696 Madison Avenue, Borough of Manhattan, Council District no. 4, shall be subject to review by the Council. (Application no. 20045643 TCM.)

Coupled on Call-Up Vote

M 0236-2004

Sidewalk Café, 23 East 65th Street, Manhattan, CD#4 (20055061TCM)

By Council Member Moskowitz:

Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Transportation approving an enclosed sidewalk café located at 25 East 63rd Street, Borough of Manhattan, Council District no. 4, shall be subject to review by the Council. (Application no. 20055061 TCM.)

Coupled on Call-Up Vote

Roll Call

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 Environmental Protection

Int 0081-2004-A Prohibit the sale/installation of audible motor vehicle alarms.

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the sale and installation of audible motor vehicle alarms.

Coupled on GO

M 0206-2004 Mayor's Veto of Int. 81-A, Prohibit the sale/installation of audible motor vehicle alarms.

Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 81-A, A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the sale and installation of audible motor vehicle alarms.

Coupled to be Filed

Report of the Committee on Finance

Coupled on GO**Int 0407-2004** **In relation to the electrical code.**

A Local Law to amend the administrative code of the city of New York, in relation to the electrical code.

Coupled on GO**Report of the Committee on Land Use****Res 0502-2004** **LU 207 - Res 1043, public pay telephones, CityWide
(20055014GFY)**

Resolution amending Resolution No. 1043 (L.U. 423-A) adopted by the Council on October 15, 2003 (20055014 GFY; L.U. No. 207).

Coupled on GO**M 0207-2004** **Mayor's Veto of Res. 502 - LU 207 - Public pay telephones,
CityWide (20055014GFY)**

Communication for the Mayor - Mayor's veto and disapproval message of Resolution Number 502, Resolution amending Resolution No. 1043 (L.U. 423-A) adopted by the Council on October 15, 2003 (20055014 GFY; L.U. No. 207).

Coupled to be Filed**Res 0598-2004** **LU 143 - UDAAP, 59-61 & 62-72 E 4th St & 19 3rd St,
Manhattan (C040314HAM)**

Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 040314 HAM, approving the designation of 59-61 East 4th Street (Block 460, Lot 56), 62-72 East 4th Street (Block 459, Lots 17-19, 21-22) and 19 East 3rd Street (Block 459, Lot 40), Sites 4 and 5 within the Cooper Square Urban Renewal Area, 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 such property to a sponsor selected by the Department of Housing Preservation and Development (L.U. No. 143; C 040314 HAM).

Coupled on GO

**Res 0599-2004 LU 189 - UDAAP, 75 West 131st St., Manhattan
(20045616HAM)**

Resolution approving an Urban Development Action Area Project located at 75 West 131 Street (Block 1729/Lot 05), 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. 189; 20045616 HAM).

Coupled on GO

**Res 0600-2004 LU 197 - ULURP, Site 43 of the Melrose Commons URA,
Bronx (C040456HAX)**

Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 040456 HAX, approving the designation of 436 East 161st Street, 867, 869, 871 and 875 Elton Avenue; 421, 425, 429 and 433 East 160th Street and a portion of the demapped street bed of East 160th Street between Elton and Melrose Avenues, part of Site 43 within the Melrose Commons Urban Renewal Area (Block 2382, Lots 16, 20, 22-25, 27-28 and 30), the Bronx, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to a developer to be selected by the Department of Housing Preservation and Development (L.U. No. 197; C 040456 HAX).

Coupled on GO

**Res 0601-2004 LU 200 - UDAAP, 246 West 116th Street, Manhattan
(20040476HAM)**

Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 040476 HAM, approving the designation of 246 West 116th Street (Block 1831, Lot 56), 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 such property to a developer selected by the Department of Housing Preservation and Development (L.U. No. 200; C 040476 HAM).

Coupled on GO

Res 0602-2004 **LU 214 - Landmark, 100-118 North 11th St., Brooklyn (Non-ULURP no. 20045689HKK)**

Resolution affirming the designation by the Landmarks Preservation Commission of the Hecla Iron Works Building, located at 100-118 North 11th Street (Block 2296, Lot 14 in part), Brooklyn, Designation List No. 354, LP-2146 (L.U. No. 214; 20045689 HKK; N 040536 HKK).

Coupled on GO

Res 0603-2004 **LU 215 - ULURP, Brookville Rezoning, Queens (040446ZMQ)**

Resolution approving the decision of the City Planning Commission on ULURP No. C 040446 ZMQ, a Zoning Map change (L.U. No. 215).

Coupled on GO

Res 0604-2004 **LU 230 - UDAAP, Underhill & Bolton Avenues, Bronx (20055016HAX)**

Resolution approving an Urban Development Action Area Project located at Randall Avenue between Underhill and Bolton Avenues (Block 3562/Lot 1), the Bronx, 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. 230; 20055016 HAX).

*Coupled on GO***Res 0605-2004 LU 239 - Landmarks, St. Paul's Ave - Stapleton Heights Historic District, Staten Island (2005502HKR)**

Resolution affirming the designation by the Landmarks Preservation Commission of the St. Paul's Avenue-Stapleton Heights Historic District, Staten Island, Designation List No. 355, LP-2147 (L.U. No. 239; 20055021 HKR; N 050011 HKM).

*Coupled on GO***Res 0606-2004 LU 240 - Landmarks, 131 MacDougal Street House, Manhattan (20045687 HKM)**

Resolution affirming the designation by the Landmarks Preservation Commission of the 131 MacDougal Street House, located at 131 MacDougal Street (Block 543, Lot 57), Manhattan, Designation List No. 354, LP-2151 (L.U. No. 240; 20045687 HKM; N 040534 HKM).

*Coupled on GO***Res 0607-2004 LU 241 - Landmarks, 129 MacDougal Street House, Manhattan (20045686 HKM)**

Resolution affirming the designation by the Landmarks Preservation Commission of the 129 MacDougal Street House, located at 129 MacDougal Street (Block 543, Lot 58), Manhattan, Designation List No. 354, LP-2150 (L.U. No. 241; 20045686 HKM; N 040533 HKM).

*Coupled on GO***Res 0608-2004 LU 242 - Landmarks, 127 MacDougal Street House, Manhattan (20045685 HKM)**

Resolution affirming the designation by the Landmarks Preservation Commission of the 127 MacDougal Street House, located at 127 MacDougal Street (Block 543, Lot 59), Manhattan, Designation List No. 354, LP-2149 (L.U. No. 242; 20045685 HKM; N 040532 HKM).

Coupled on GO

- Res 0609-2004** **LU 243 - ULURP, Zoning Map Changes, Bronx, CD#11 (040516ZMX)**
- Resolution approving the decision of the City Planning Commission on ULURP No. C 040516 ZMX, a Zoning Map change (L.U. No. 243).
- Coupled on GO*
- Res 0610-2004** **LU 244 - ULURP, Zoning Map Changes, Bronx, CD#11 (040515ZMX)**
- Resolution approving the decision of the City Planning Commission on ULURP No. C 040515 ZMX, a Zoning Map change (L.U. No. 244).
- Coupled on GO*
- Res 0611-2004** **LU 245 - ULURP, Zoning Map Changes, Bronx, CD#13 (040479ZMX)**
- Resolution approving the decision of the City Planning Commission on ULURP No. C 040479 ZMX, a Zoning Map change (L.U. No. 245).
- Coupled on GO*
- Res 0612-2004** **LU 246 - Zoning, Establishing a new C3A zoning designation, Bronx, CD#13 (040480ZRX)**
- Resolution approving the decision of the City Planning Commission on Application No. N 040480 ZRY, an amendment to the text of the Zoning Resolution relating to Article I, Chapter 1; Article III, Chapter 4 and Article III, Chapter 5, establishing a C3A District (L.U. No. 246).
- Coupled on GO*
- Res 0613-2004** **LU 247 - Zoning, modifying the definition of Street for determining waterfront zoning lot (040481ZRY)**
- Resolution approving the decision of the City Planning Commission on Application No. N 040481 ZRY, an

amendment to the text of the Zoning Resolution relating to Article VI, Chapter 2, concerning the definition of a waterfront block and waterfront zoning lot (L.U. No. 247).

Coupled on GO

Res 0614-2004

LU 248 - Zoning, adding to the list of areas governed by the lower density growth management, Bronx (040482ZRX)

Resolution approving the decision of the City Planning Commission on Application No. N 040482 ZRX, an amendment to the text of the Zoning Resolution relating to Article I, Chapter 2; Article II, Chapter 5; Article II, Chapter 6; Article V, Chapter 3 and Article XI, Chapter 2, establishing Community District 10 in the Borough of the Bronx as a Lower Density Growth Management Area (L.U. No. 248).

Coupled on GO

Res 0615-2004

LU 251 - Landmarks, 81 Willoughby Street, Brooklyn (20055019HKK)

Resolution affirming the designation by the Landmarks Preservation Commission of the New York and New Jersey Telephone and Telegraph Building located at 81 Willoughby Street (Block 148, Lot 46), Brooklyn, Designation List No. 355, LP-2156 (L.U. No. 251; 20055019 HKK; N 050012 HKK).

Coupled on GO

Res 0616-2004

LU 265 - Zoning Reso., Franklin Rezoning, Brooklyn (040137ZRK)

Resolution approving the decision of the City Planning Commission on Application No. N 040137 ZRK, an amendment to the text of the Zoning Resolution relating to Article XII, Chapter 3 (Special Mixed Use District) specifying a Special Mixed Use District (MX-8) in Greenpoint, Brooklyn (L.U. No. 265).

Coupled on GO

- Res 0617-2004** **LU 266 - ULURP, Franklin Rezoning, Brooklyn (010384ZMK)**
- Resolution approving the decision of the City Planning Commission on ULURP No. C 030184 ZMK, a Zoning Map change (L.U. No. 266).
Coupled on GO
- Res 0618-2004** **LU 267 - Sidewalk Cafe, K. K. & D. of 79th St. Rest. Corp., Manhattan (20055006TCM)**
- Resolution approving the petition for a revocable consent for an unenclosed small sidewalk café located at 1022 Madison Avenue, Manhattan (20055006 TCM; L.U. No. 267).
Coupled on GO
- LU 0268-2004** **ULURP, 1063 Flushing Ave., Brooklyn (C040096PPK)**
- Uniform land use review procedure application no. C 040096 PPK, pursuant to §197-c and §197-d of the New York City Charter concerning the disposition of one city-owned properties, located at 1063 Flushing Avenue, Borough of Brooklyn, Council District no. 34. 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.
Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.
- Res 0619-2004** **LU 269 - Sidewalk Cafe, 601 Second Avenue, Manhattan (20045484TCM)**
- Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 601 Second Avenue, Manhattan (20045484 TCM; L.U. No. 269).
Coupled on GO

Report of the Committee on Public Safety

Int 0364-2004-A Increasing the penalties for drag racing.

A Local Law to amend the administrative code of the city of New York, in relation to increasing the penalties for drag racing.

Amended and Coupled on GO

Int 0443-2004-A Reporting by the police department.

A Local Law to amend the administrative code of the city of New York, in relation to reporting by the police department.

Amended and Laid Over

Report of the Committee on State and Federal Legislation

M 0216-2004 Croton water filtration facility and the funding of certain eligible projects in the borough of the Bronx.

Communication from the Mayor dated September 9, 2004 transmitting the memorandum of understanding entered into pursuant to chapter 175 of the laws of 2003 in connection with the Croton water filtration facility and the funding of certain eligible projects in the borough of the Bronx.

Preconsidered - Coupled on GO

Res 0594-2004 Croton water filtration facility and the funding of certain eligible projects in the borough of the Bronx.

Resolution ratifying the memorandum of understanding entered into pursuant to chapter 175 of the laws of 2003 in connection with the Croton water filtration facility and the funding of certain eligible projects in the borough of the Bronx.

Preconsidered - Coupled on GO

Report of the Committee on Transportation

Int 0098-2004-A Prohibition on sale, lease, rental or operation of motorized scooters.

A Local Law to amend the administrative code of the city of New York, in relation to the prohibition on the sale, lease, rental or operation of motorized scooters.

Amended & Coupled on GO

12. General Orders Calendar

Int 0127-2004-A DOHMH to track and report deaths of homeless persons in NYC.

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

Laid Over

Int 0205-2004-A All entities, engaged in the provision of electrical service to conduct annual equipment inspections, repairs and reports to the council regarding the status of such inspections and repairs.

A Local Law to amend the administrative code of the city of New York, in relation to the ownership and operation by local electric corporations of any piece of electrical-related infrastructure in the city of New York.

Coupled on GO

T2004-0073 Commissioner of Deeds

Commissioner of Deeds

Coupled on GO

Coupled on General Order Calendar

Environmental Protection

Int 0081-2004-A **Prohibit the sale/installation of audible motor vehicle alarms.**
GO

M 0206-2004 **Mayor's Veto of Int. 81-A, Prohibit the sale/installation of**
audible motor vehicle alarms.
Filed

Finance

Res **Queens Plaza / Court Square BID, Queens**
0523-2004-A
A and GO

Res **Fordham Road business improvement district.**
0571-2004-A
A and GO

Housing and Buildings

Int 0318-2004 **Exemption from taxation for alterations and improvements to**
multiple dwellings.
GO

Int 0407-2004 **In relation to the electrical code.**
GO

Land Use

Res 0502-2004 **LU 207 - Res 1043, public pay telephones, CityWide**
(20055014GFY)
GO

M 0207-2004 **Mayor's Veto of Res. 502 - LU 207 - Public pay telephones,**
CityWide (20055014GFY)

Filed

- Res 0598-2004** **LU 143 - UDAAP, 59-61 & 62-72 E 4th St & 19 3rd St,
Manhattan (C040314HAM)
GO**
- Res 0599-2004** **LU 189 - UDAAP, 75 West 131st St., Manhattan
(20045616HAM)
GO**
- Res 0600-2004** **LU 197 - ULURP, Site 43 of the Melrose Commons URA,
Bronx (C040456HAX)
GO**
- Res 0601-2004** **LU 200 - UDAAP, 246 West 116th Street, Manhattan
(20040476HAM)
GO**
- Res 0602-2004** **LU 214 - Landmark, 100-118 North 11th St., Brooklyn
(Non-ULURP no. 20045689HKK)
GO**
- Res 0603-2004** **LU 215 - ULURP, Brookville Rezoning, Queens (040446ZMQ)
GO**
- Res 0604-2004** **LU 230 - UDAAP, Underhill & Bolton Avenues, Bronx
(20055016HAX)
GO**
- Res 0605-2004** **LU 239 - Landmarks, St. Paul's Ave - Stapleton Heights
Historic District, Staten Island (2005502HKR)
GO**
- Res 0606-2004** **LU 240 - Landmarks, 131 MacDougal Street House,
Manhattan (20045687 HKM)
GO**
- Res 0607-2004** **LU 241 - Landmarks, 129 MacDougal Street House,**

Manhattan (20045686 HKM)**GO**

- Res 0608-2004** **LU 242 - Landmarks, 127 MacDougal Street House,
Manhattan (20045685 HKM)**
GO
- Res 0609-2004** **LU 243 - ULURP, Zoning Map Changes, Bronx, CD#11
(040516ZMX)**
GO
- Res 0610-2004** **LU 244 - ULURP, Zoning Map Changes, Bronx, CD#11
(040515ZMX)**
GO
- Res 0611-2004** **LU 245 - ULURP, Zoning Map Changes, Bronx, CD#13
(040479ZMX)**
GO
- Res 0612-2004** **LU 246 - Zoning, Establishing a new C3A zoning designation,
Bronx, CD#13 (040480ZRX)**
GO
- Res 0613-2004** **LU 247 - Zoning, modifying the definition of Street for
determining waterfront zoning lot (040481ZRY)**
GO
- Res 0614-2004** **LU 248 - Zoning, adding to the list of areas governed by the
lower density growth management, Bronx (040482ZRX)**
GO
- Res 0615-2004** **LU 251 - Landmarks, 81 Willoughby Street, Brooklyn
(20055019HKK)**
GO
- Res 0616-2004** **LU 265 - Zoning Reso., Franklin Rezoning, Brooklyn
(040137ZRK)**
GO

Res 0617-2004 **LU 266 - ULURP, Franklin Rezoning, Brooklyn (010384ZMK)**
GO

Res 0618-2004 **LU 267 - Sidewalk Cafe, K. K. & D. of 79th St. Rest. Corp.,**
Manhattan (20055006TCM)
GO

Res 0619-2004 **LU 269 - Sidewalk Cafe, 601 Second Avenue, Manhattan**
(20045484TCM)
GO

Public Safety

Int 0364-2004-A **Increasing the penalties for drag racing.**
A and GO

State and Federal Legislation

M 0216-2004 **Croton water filtration facility and the funding of certain**
eligible projects in the borough of the Bronx.
Preconsidered - GO

Res 0594-2004 **Croton water filtration facility and the funding of certain**
eligible projects in the borough of the Bronx.
Preconsidered - GO

Transportation

Int 0098-2004-A **Prohibition on sale, lease, rental or operation of motorized**
scooters.
A and GO

General Order Calendar

Int 0205-2004-A **All entities, engaged in the provision of electrical service to conduct annual equipment inspections, repairs and reports to the council regarding the status of such inspections and repairs.**
GO

T2004-0073 **Commissioner of Deeds**
GO

13. Introduction & Reading of Bills

See Attached

Roll Call

14. Discussion of Resolutions

15. Resolutons

Res 0445-2004 **September to be "Blood and Bone Marrow Donor Month" in NYC.**

Resolution declaring September to be "Blood and Bone Marrow Donor Month" in the City of New York.
Adopted by the Committee on Health

Res 0512-2004 **Plant trees in the communities of color, low income and highest rates of asthma.**

Resolution calling upon the United States Department of the Interior, the New York State and City Parks Departments and private sector nurseries to plant trees in communities of color, communities of low income and communities with the highest asthma rates, that have historically had the fewest tree plantings.
Adopted by the Committee on Parks and Recreation

16. General Discussion

17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Res 0587-2004 *By Council Members Addabbo Jr., Baez, Boyland, Clarke, Comrie Jr., Fidler, Gennaro, Gonzalez, Jackson, James, Katz, McMahon, Nelson, The Speaker (Speaker Quinn), Recchia Jr., Reed, Sanders Jr., Sears, Serrano, Weprin, Stewart, Gentile, Palma and Lopez*

Resolution declaring the month of October as National Disability Employment Awareness Month in New York City
Mental Health, Mental Retardation, Alcoholism, Drug Abuse & Disability Services

Int 0455-2004 *By Council Members Barron and Palma*

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the Mayor and any elected official from using the Police Department to limit dissemination of political speech and from employing the political process, or political influence inherent with the elective office, for the purpose of silencing political dissent.
Public Safety

Int 0456-2004 *By Council Members Clarke, Barron, Boyland, Brewer, Comrie Jr., Foster, Gerson, Gonzalez, James, Liu, The Speaker (Speaker Quinn), Stewart, Avella and The Public Advocate (Public Advocate Gotbaum)*

A Local Law to amend the New York City Charter, in relation to the creation of an annual report to assess the city's indigent legal representation.
Fire and Criminal Justice Services

Int 0457-2004 *By Council Members Clarke, Brewer, Comrie Jr., Foster, James, Liu, Martinez, Reed and Stewart*

A Local Law to amend the administrative code of the city of New York, in relation to creating disclosure requirements related to mobile telephone service.

Consumer Affairs

Res 0588-2004

By Council Members Clarke, Barron, Brewer, Comrie Jr., Gonzalez, Martinez, Palma, The Speaker (Speaker Quinn), Sanders Jr. and Weprin

Resolution calling upon the automobile industry to stop enticing consumers to purchase a new car while still paying a remaining balance on an old car loan that exceeds the old car's trade-in value.

Consumer Affairs

Res 0589-2004

By Council Members Fidler, Baez, Barron, Boyland, Brewer, Clarke, Foster, Gennaro, Gentile, Gonzalez, James, Martinez, Nelson, Palma, The Speaker (Speaker Quinn), Recchia Jr., Sears, Stewart, Weprin, Seabrook, Felder, Jackson, Liu, Sanders Jr. and The Public Advocate (Public Advocate Gotbaum)

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

Women's Issues

Int 0458-2004

By Council Members Gallagher and Oddo

A Local Law to amend the administrative code of the city of New York, in relation to imposing a juvenile curfew.

Public Safety

Int 0459-2004

By Council Members Gennaro, The Speaker (Speaker Miller), Avella, Brewer, Comrie Jr., Fidler, Jackson, Jennings Jr., Liu, Martinez, Nelson, The Speaker (Speaker Quinn), Recchia Jr., Reed, Sanders Jr. and Weprin

A Local Law to amend the administrative code of the city of New York, in relation to reporting on New York city's purchase and use of wood and recycled plastic lumber.

Contracts

Int 0460-2004

By Council Members Gentile, Baez, Barron, Clarke, Comrie Jr., Gennaro, Gonzalez, James, Koppell, Stewart, Vann, Weprin and Recchia Jr.

A Local Law to amend the administrative code of the city of New York, in relation to creating elder care information centers where persons can receive information on programs and services pertinent to senior citizens.

Aging**Int 0461-2004**

By Council Members Gentile, Avella, Comrie Jr., Gennaro, Gonzalez, Koppell, Weprin and McMahon

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the sale of sharpened samurai swords or other large swords of a similar kind.

Public Safety**Int 0462-2004**

By Council Members Gioia, Avella, Barron, Boyland, Clarke, Comrie Jr., Fidler, Gennaro, Gerson, Gonzalez, Koppell, Liu, Martinez, McMahon, Nelson, The Speaker (Speaker Quinn), Recchia Jr., Reed, Rivera, Sanders Jr., Weprin, Foster, Lanza, Gallagher and Moskowitz

A Local Law to amend the administrative code of the city of New York, in relation to posting beach inspection results, and to repeal section 18-131 of the administrative code of the city of New York, as enacted by local law number 14 for the year 1991.

Parks and Recreation**Int 0463-2004**

By Council Members James, Brewer, Comrie Jr., Foster, Gennaro, Gerson, Jackson, Jennings Jr., Koppell, Martinez, McMahon, Palma, Recchia Jr., Vann and Weprin

A Local Law to amend the administrative code of the city of New York, in relation to creating a database to track vehicle-related accidents and violations of traffic control signals, installing signs at the fifty locations with the highest number of vehicle-related accidents and installing traffic

control signal photo monitoring systems at the fifty locations with the highest number of summonses or notices issued for violations of traffic control signals in the city.

Transportation

Res 0590-2004 *By Council Members James, Barron, Foster, Gerson, Gonzalez, Liu, The Speaker (Speaker Quinn) and Recchia Jr.*

Resolution calling upon the Mayor of New York City to promote greater health equity in the City.

Health

Res 0591-2004 *By Council Members Lopez, Avella, Reed, Perkins, Martinez, James, Gerson, Barron, The Speaker (Speaker Quinn), Jackson, Comrie Jr., Fidler, Gennaro, Liu and Palma*

Resolution supporting S. 1510 and H.R. 832, the Permanent Partners Immigration Act of 2003, which would amend the Immigration and Nationality Act to allow United States citizens and permanent residents to sponsor their permanent partners for legal residence in the United States.

Immigration

Res 0592-2004 *By Council Members Lopez, Boyland, Barron, Clarke, Fidler, Foster, Jackson, Liu, Martinez, Perkins, The Speaker (Speaker Quinn), Recchia Jr., Seabrook, Stewart, Weprin, Baez, Brewer, Comrie Jr., Gennaro, Gonzalez, James, Koppell, Nelson, Palma, Rivera, Sanders Jr. and Vann*

Resolution calling upon the State to pass a law requiring that schools provide instruction on domestic violence and sexual assault in grades 7-12.

Education and Women's Issues

Int 0464-2004 *By Council Members Monserrate, Yassky, Barron, Comrie Jr., Gerson, Gonzalez, James, Koppell, Palma, Martinez, Reyna, Brewer, Clarke, Foster, Jackson, Liu, The Speaker (Speaker Quinn), Recchia Jr., Reed, Rivera, Sanders Jr., Sears, Stewart, Weprin, Dilan, de Blasio, Lopez, Vann, Gennaro, Arroyo, Nelson, Seabrook, Gioia, The Speaker (Speaker Miller) and The Public*

Advocate (Public Advocate Gotbaum)

A Local Law to amend the administrative code of the city of New York, in relation to the provision of language assistance services by the Department of Education.

Education**Int 0465-2004**

By Council Members Moskowitz, Vallone Jr., Gennaro, Gentile, James, Koppell, Liu, Martinez, Nelson, The Speaker (Speaker Quinn), Sanders Jr., Sears and The Public Advocate (Public Advocate Gotbaum)

A Local Law to amend the administrative code of the city of New York, in relation to the protection of domestic animals from injuries inflicted by dangerous dogs.

Health**Res 0593-2004**

By Council Members Oddo, Baez, Barron, Clarke, Comrie Jr., Fidler, Gennaro, Gentile, Gonzalez, Jackson, McMahon, Nelson, The Speaker (Speaker Quinn), Recchia Jr., Reed, Sanders Jr., Vann, Stewart, Liu, Seabrook, Boyland and Lanza

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

Health**Int 0466-2004**

By Council Members Perkins and Jackson

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

Governmental Operations**Int 0467-2004**

By Council Members Provenzano and Stewart (by request of the Mayor)

A Local Law to amend the administrative code of the city of New York, in relation to the requirements of the campaign finance program for city elections.

Governmental Operations

Int 0468-2004

By The Speaker (Speaker Quinn) and Council Members Jackson, Reyna, Rivera, Gioia, Gennaro, Addabbo Jr., Palma, Weprin, Yassky, Baez, Brewer, James, Gerson, Perkins, Katz, de Blasio, Martinez, Monserrate, Comrie Jr., Sanders Jr., Barron, Boyland, Clarke, Fidler, Gentile, Gonzalez, Koppell, McMahon, Nelson, Recchia Jr., Sears, Stewart, Vann, Foster, Liu, Reed, Moskowitz, Lopez, Seabrook, Vallone Jr., Arroyo, The Speaker (Speaker Miller) and The Public Advocate (Public Advocate Gotbaum)

A Local Law to amend the administrative code of the city of New York, in relation to requiring employers in the grocery industry to make prevailing health care expenditures on behalf of their employees.

Health

Res 0594-2004

By Council Members Rivera and Comrie Jr. (by request of the Mayor)

Resolution ratifying the memorandum of understanding entered into pursuant to chapter 175 of the laws of 2003 in connection with the Croton water filtration facility and the funding of certain eligible projects in the borough of the Bronx.

Preconsidered - State and Federal Legislation

Res 0595-2004

By Council Members Vallone Jr., Liu, Comrie Jr., Fidler, Gennaro, Gerson, Jackson, Nelson, Sanders Jr., Sears and Lanza

Resolution calling upon the Legislature of the State of New York to amend the Vehicle and Traffic Law to require national background checks and fingerprinting of all applicants to drive limousines, for-hire cars and taxicabs licensed by the New York City Taxi and Limousine Commission.

Transportation

Res 0596-2004

By Council Members Weprin, Felder and Jackson

Resolution approving the granting of an exemption from real property taxes pursuant to section 420-a of the real property tax law, for the parcel owned by Congregation Avnei Pinchos known as 5822 17th Avenue in the City of New York, borough of Brooklyn, being designated on the tax map as block 5503, lot 52 and 53 in such borough, and the cancellation of taxes, fines, penalties and interest remaining unpaid, and the making of appropriate correction of the subject assessment roll, if, upon accepting and reviewing the application or renewal application for such exemption, the Department of Finance is satisfied that such corporation or association would otherwise be entitled to such exemption if it had filed such application for exemption by the appropriate taxable status date, in accordance with Chapter 326 of the laws of 2003.

Finance

Int 0469-2004

By Council Members Yassky, The Speaker (Speaker Miller), Addabbo Jr., Brewer, Clarke, Comrie Jr., Fidler, Gennaro, Gerson, Gonzalez, James, Koppell, Liu, Martinez, Nelson, The Speaker (Speaker Quinn), Reed, Sanders Jr., Serrano, Stewart, Weprin, Recchia Jr., Vallone Jr., Foster and Katz

A Local Law to amend the administrative code of the city of New York, in relation to assault weapons.

Public Safety

Res 0597-2004

By Council Members Yassky, The Speaker (Speaker Miller), Addabbo Jr., Brewer, Clarke, Comrie Jr., Fidler, Gennaro, Gonzalez, Jackson, James, Koppell, Liu, Martinez, Nelson, The Speaker (Speaker Quinn), Rivera, Stewart, Weprin, Recchia Jr., Vallone Jr., Reed, Foster, Katz, Gerson, Felder, Seabrook, Sears and The Public Advocate (Public Advocate Gotbaum)

Resolution calling on the State Legislature to amend the Penal Law to include the denial of a weapons permit for any applicant convicted of violating New York City's assault weapons ban.

Public Safety

LU 0272-2004 *By Council Member Katz*

Uniform land use review procedure application no. C 030412 MMK, pursuant to §197-c and §197-d of the New York City Charter concerning an amendment to the City Map, Borough of Brooklyn, Council District no. 38. 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.

Zoning and Franchises

LU 0273-2004 *By Council Member Katz*

Uniform Land Use Review Procedure application no. C 030413 ZMK pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Brooklyn, Council District no. 38.

Zoning and Franchises

LU 0274-2004 *By Council Member Katz*

Uniform land use review procedure application no. C 030414 ZSK, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Borough of Brooklyn, Council District no. 38 to facilitate the development of a large retail establishments. 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.

Zoning and Franchises

LU 0275-2004 *By Council Member Katz*

Uniform land use review procedure application no. C 030415 ZSK, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning

Resolution in the Borough of Brooklyn, Council District no. 38 to modify the maximum building height requirements to facilitate a commercial building development. 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.

Zoning and Franchises

LU 0276-2004

By Council Member Katz

Land use review procedure application no. N 030416 ZAK, pursuant to §62-722 of the Zoning Resolution and §197-d of the Charter of the City of New York concerning an authorization to modify the waterfront public access and visual corridor requirements in the Borough of Brooklyn, Council District no. 38 to facilitate a commercial building development. 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.

Zoning and Franchises

LU 0277-2004

By Council Member Katz

Application no. N 040229 HAX, an Urban Development Action Area Designation and Project, located at 1425 Zerega Avenue, Borough of the Bronx, Council District no. 13. 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.

Planning, Disposition and Concessions

LU 0278-2004

By Council Member Katz

Application no. 20055060 HAM, an Urban Development Action Area Project located at 253 East 110th 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.

Planning, Disposition and Concessions

LU 0279-2004

By Council Member Katz

Zoning resolution amendment application no. N 040467 ZRM, pursuant to Sections 197-d and 201 of the New York City Charter, for an amendment to Section 42-451, relating to Article IV, Chapter 2, concerning sign regulations for theaters.

Zoning and Franchises

LU 0280-2004

By Council Member Katz

Uniform land use review procedure application no. C 040309 PPQ, pursuant to §197-c and §197-d of the New York City Charter concerning the disposition of one city-owned properties, located adjacent to JFK, bounded by Rockaway Boulevard, Eastern Road and North Boundary Road, Borough of Queens, Council District no. 31. 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, Disposition and Concessions

LU 0281-2004

By Council Member Katz

Uniform land use review procedure application no. C 040310 PPQ, pursuant to §197-c and §197-d of the New York City Charter concerning the disposition of one city-owned properties, located adjacent to JFK, bounded by Rockaway Boulevard, Eastern Road and North Boundary Road, Borough of Queens, Council District no. 31. 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, Disposition and Concessions

LU 0282-2004

By Council Member Katz

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

Zoning and Franchises

LU 0283-2004

By Council Member Katz

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

Zoning and Franchises