

The New York City Council Council Agenda

Stated Meeting

November 19, 2008

1:30 PM

Council Chambers - City Hall

1. Roll Call

2. Invocation

*Delivered by: Rev. Keith Bolden, First Calvary Baptist Church,
1781 Amsterdam Avenue, NYC 10031.*

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

3. Adoption of Minutes

*Motion that the Minutes of the Stated Meeting of October 7, 2008
be adopted as printed by Council Member Gerson.*

4. Messages & Papers from the Mayor

None

5. Communications from City, County & Borough

Offices

M 1211-2008 Julie Dent, Kings County Democratic Commissioner of Elections

Communication from the Kings County Democratic Committee - Submitting for the Advice & Consent of the Council, the name of Julie Dent, for appointment as the Kings County Democratic Commissioner of Elections, pursuant to Section 3 – 204 (2) of the Election Law.

Rules, Privileges and Election

6. Petitions and Communications

None

7. Land Use Call-Ups

None

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 1680-2008 Hudson Square BID, Manhattan

Resolution concerning the establishment of the Hudson Square Business Improvement District in the Borough of

Manhattan and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.

Coupled on GO

Res 1707-2008

Resolution approving or disclosing the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2009 Expense Budget.

Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2009 Expense Budget.

Preconsidered - Coupled on GO

Report of the Committee on Land Use

Res 1708-2008

LU 853 - UDAAP, 38 Martense Street, Brooklyn (20095004HAK)

Resolution approving an Urban Development Action Area Project located at 38 Martense Street (Block 5089, Lot 20), 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. 853; 20095004 HAK).

Coupled on GO

Res 1709-2008

LU 854 - UDAAP, 72, 74 Lott Street, Brooklyn (20095005HAK)

Resolution approving an Urban Development Action Area Project located at 72 and 74 Lott Street (Block 5127, Lots 15 and 16), 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. 854; 20095005 HAK).

Coupled on GO

Res 1710-2008

LU 855 - UDAAP, 39-22 29th Street, Queens (20095007HAQ)

Resolution approving an Urban Development Action Area Project located at 39-22 29th Street (Block 398, Lot 33), Borough of Queens, 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. 855; 20095007 HAQ).

Coupled on GO

Res 1711-2008

LU 919 - ULURP, Harborview, Manhattan (C080400ZSM)

Resolution approving the decision of the City Planning Commission on ULURP No. C 080400 ZSM (L.U. No. 919), for the grant of a special permit pursuant to Section 78-312(d) of the Zoning Resolution of the City of New York to allow modifications of the front height and setback regulations on the periphery of a Large-Scale Residential Development (Block 1083, Lots 1 and 15; and Block 1084, Lot 9), in connection with the development of two residential buildings on property located at 513 West 55th Street and 520 West 56th Street (Block 1084, p/o Lot 9), within the Clinton Urban Renewal Area, in an R8 District, Borough of Manhattan.

Coupled on GO

Res 1712-2008

LU 920 - ULURP, Harborview, Manhattan (C080401ZSM)

Resolution approving the decision of the City Planning Commission on ULURP No. C 080401 ZSM (L.U. No. 920), for the grant of a special permit pursuant to Section 74-681(a) (1) of the Zoning Resolution of the City of New York 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 the development of two residential buildings on property located at 513 West 55th Street and 520 West 56th Street (Block 1084, p/o Lot 9), in a Large-Scale Residential Development (Block 1083, Lots 1 and 15; and Block 1084, Lot 9), within the Clinton Urban Renewal Area, in an R8 District, within the Special Clinton District, Borough of Manhattan.

Coupled on GO**Res 1713-2008 LU 921 - Landmark, 500 Washington Street, Manhattan (C080281ZSM)**

Resolution approving the decision of the City Planning Commission on ULURP No. C 080281 ZSM (L.U. No. 921), for the grant of a special permit pursuant to Section 74-743(a) (2) of the Zoning Resolution to modify the requirements of Section 43-40 (Height and Setback Regulations) and Section 43-20 (Yard Regulations) to allow a proposed garage building to be located without regard for the applicable height and setback and rear yard regulations, on property located at 500 Washington Street (Block 596, Lot 50), in an M2-4 District, within a General Large-Scale Development, Borough of Manhattan.

Coupled on GO**Res 1714-2008 LU 922 - Zoning Reso., Special 125th Street District, Manhattan (N090031ZRM)**

Resolution approving the decision of the City Planning Commission on Application No. N 090031 ZRM, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX, Chapter 7 (Special 125th Street District), to modify height and bulk regulations within the C4-7 zoned portion of the Core Subdistrict (L.U. No. 922).

Coupled on GO**Res 1715-2008 LU 923 - Zoning Reso., East Village/Lower Eastside, Manhattan (C080397(A)ZMM)**

Resolution approving the decision of the City Planning Commission on ULURP No. C 080397 (A) ZMM, a Zoning Map change (L.U. No. 923).

Coupled on GO**Res 1716-2008 LU 924 - Zoning Reso., East Village/Lower Eastside, Manhattan (N080398(A)ZRM)**

Resolution approving the decision of the City Planning Commission on Application No. N 080398 (A) ZRM, proposed modification pursuant to Section 2-06(c)(1) of the Uniform Land Use Review Procedure, for an amendment of the Zoning Resolution of the City of New York, concerning Article II, Chapter 3 (Bulk Regulations for Residential Buildings in Residence Districts) (L.U. No. 924), Borough of Manhattan.

Coupled on GO

Res 1717-2008 LU 925 - Landmark, 553 Canal Street/297 West Street, Manhattan (C080279PSM)

Resolution approving the decision of the City Planning Commission on ULURP No. C 080279 PSM (L.U. No. 925), for the site selection of property located at 553 Canal Street/297 West Street (Block 595, Lot 87), Borough of Manhattan, for use as a salt storage facility.

Coupled on GO

Res 1718-2008 LU 926 - Landmark, 500 Washington Street, Manhattan (C080280PCM)

Resolution approving the decision of the City Planning Commission on ULURP No. C 080280 PCM (L.U. No. 926), for the site selection and acquisition of property located at 500 Washington Street (Block 596, lot 50), Borough of Manhattan, for use as a garage.

Coupled on GO

Res 1719-2008 LU 927 - Sidewalk Cafe, 1373 1st Café Inc. d.b.a. Banshee Pub, Manhattan (20085680TCM)

Resolution approving the motion to file pursuant to withdrawal of the petition for a revocable consent for an unenclosed sidewalk café located at 1373 First Avenue, Borough of Manhattan (20085680 TCM; L.U. No. 927).

Coupled to be Filed

Res 1720-2008 **LU 929 - UDAAP, 2950 Park Ave. & 635 Morris Ave., Bronx (20095181HAX)**

Resolution approving a tax exemption and a voluntary dissolution for a Project located at 2950 Park Avenue, 635 Morris Avenue (Block 2441, Lot 1), the Bronx, pursuant to the Private Housing Finance Law (L.U. No. 929; 20095181 HAX).

Coupled on GO

Report of the Committee on Public Safety

Int 0492-2006-A **Requiring the police department to submit to the council reports of crime involving illegally obtained firearms.**

A Local Law to amend the administrative code of the city of New York, in relation to requiring the police department to submit to the council reports of crime involving illegally obtained firearms.

Amended and Coupled on GO

12. General Orders Calendar

Int 0812-2008-A **Allowing parking at missing or broken meters or muni-meters up to the maximum time permitted in that parking meter zone.**

A Local Law to amend the administrative code of the City of New York, in relation to allowing parking at missing or broken meters or muni-meters up to the maximum time permitted in that parking meter zone.

Coupled on GO

Int 0860-2008 **The industrial and commercial abatement program.**

A Local Law to amend the administrative code of the city of New York, in relation to the industrial and commercial abatement program.

Coupled on GO

T2006-0001 **Commissioner of Deeds**

Commissioner of Deeds
Coupled on GO

Coupled on General Order Calendar

Finance

Res 1680-2008 **Hudson Square BID, Manhattan**
GO

Res 1707-2008 **Resolution approving or disclosing the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2009 Expense Budget.**
Preconsidered - GO

Land Use

Res 1708-2008 **LU 853 - UDAAP, 38 Martense Street, Brooklyn (20095004HAK)**
GO

Res 1709-2008 **LU 854 - UDAAP, 72, 74 Lott Street, Brooklyn (20095005HAK)**
GO

Res 1710-2008 **LU 855 - UDAAP, 39-22 29th Street, Queens (20095007HAQ)**
GO

Res 1711-2008 **LU 919 - ULURP, Haborview, Manhattan (C080400ZSM)**
GO

Res 1712-2008 **LU 920 - ULURP, Harborview, Manhattan (C080401ZSM)**
GO

Res 1713-2008 **LU 921 - Landmark, 500 Washington Street, Manhattan**

(C080281ZSM)

GO

**Res 1714-2008 LU 922 - Zoning Reso., Special 125th Street District,
Manhattan (N090031ZRM)**

GO

**Res 1715-2008 LU 923 - Zoning Reso., East Village/Lower Eastside,
Manhattan (C080397(A)ZMM)**

GO

**Res 1716-2008 LU 924 - Zoning Reso., East Village/Lower Eastside,
Manhattan (N080398(A)ZRM)**

GO

**Res 1717-2008 LU 925 - Landmark, 553 Canal Street/297 West Street,
Manhattan (C080279PSM)**

GO

**Res 1718-2008 LU 926 - Landmark, 500 Washington Street, Manhattan
(C080280PCM)**

GO

**Res 1719-2008 LU 927 - Sidewalk Cafe, 1373 1st Café Inc. d.b.a. Banshee
Pub, Manhattan (20085680TCM)**

Filed

**Res 1720-2008 LU 929 - UDAAP, 2950 Park Ave. & 635 Morris Ave., Bronx
(20095181HAX)**

GO

Public Safety

**Int 0492-2006-A Requiring the police department to submit to the council reports
of crime involving illegally obtained firearms.**

A and GO

General Order Calendar

Int 0812-2008-A **Allowing parking at missing or broken meters or muni-meters up to the maximum time permitted in that parking meter zone.**
GO

Int 0860-2008 **The industrial and commercial abatement program.**
GO

T2006-0001 **Commissioner of Deeds**
GO

13. Introduction & Reading of Bills
See Attached

14. Discussion of Resolutions

15. Resolutons
None

16. General Discussion

17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Int 0872-2008 *By Council Members Brewer, Comrie Jr., Felder, Gerson, Gonzalez, James, Koppell, Liu, Nelson, Stewart, Weprin, White Jr., Arroyo, Dickens, Lappin and Gentile*

A Local Law to amend the administrative code of the city of New York, in relation to the disposal of mattresses and furniture.

Sanitation and Solid Waste Management

Int 0873-2008 *By Council Members Brewer, Barron, Comrie Jr., Dickens, Eugene, Felder, Gerson, Gonzalez, James, Koppell, Liu, Nelson, Sears, Weprin, Vallone Jr., White Jr. and Lappin*

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 establish a bed bug technique training program for pest control.

Health

Int 0874-2008 *By Council Members Dickens, Comrie Jr., Eugene, Gerson, Gonzalez, Liu, Arroyo, Gioia, Katz, Mark-Viverito, Baez, de Blasio, Recchia Jr., Gentile, Lappin, Mitchell, Sears, Reyna, Crowley, Sanders Jr., Vallone Jr., Ferreras, Jackson, Oddo and Ulrich*

A Local Law to amend the administrative code of the city of New York, in relation to methane and radon gas vent piping, the approval of mechanical joint piping systems and the approval of non-code prescribed drainage vent systems.

Housing and Buildings

Res 1698-2008 *By Council Members Felder, Garodnick, Barron, Brewer, Comrie Jr., Dickens, Fidler, Gerson, Gonzalez, James, Liu, Recchia Jr., Stewart, de Blasio and Jackson*

Resolution calling upon the United States Congress and the New York State Legislature to pass legislation to allow early voting and no-excuse absentee ballots.

Governmental Operations

Int 0875-2008 *By Council Members Garodnick, Brewer, Gerson, Gonzalez, James, Lappin and White Jr.*

A Local Law to amend the administrative code of the city of New York, in relation to testing requirements for solar photovoltaic systems.

Housing and Buildings

Res 1699-2008 *By Council Members Gerson, Brewer, Gonzalez and Vann*

Resolution supporting the New York State Assembly's package of affordable housing bills, A.2894, A.7416-A, A.10823, A.799, A.10647, A.10055-A, A.4069, A.5677, A.6510, A.352, and A.4501 which protects tenants from extraordinary rent increases and landlord harassment in order to preserve New York City's affordable housing stock and urges the State Legislature to enact and the Governor to sign these bills.

Housing and Buildings

Res 1700-2008

By Council Members James, Gonzalez, Liu, Vann and de Blasio

Resolution calling upon the New York State Legislature to pass and the Governor to sign A.10258, which would provide that no applicant for, nor recipient of, child care assistance shall be required to pursue a court order for child support as a condition of eligibility for child care assistance.

General Welfare

Res 1701-2008

By Council Members James, Barron, Brewer, Fidler, Gerson, Gonzalez, Weprin, Vann, White Jr. and Lappin

Resolution supporting the Department of Education's health education programs and urging the Department of Education to ensure that all middle and high school students have access to an appropriate health education curriculum, and encouraging the Department of Education and the Department of Health and Mental Hygiene to provide regular status reports on teen pregnancy rates.

Education

Res 1702-2008

By Council Members Lappin, Yassky, Avella, Brewer, Fidler, Gerson, Gonzalez, James, Koppell, Liu, Vallone Jr. and White Jr.

Resolution calling upon the Metropolitan Transportation Authority to institute a public recycling program in all of its transit facilities within New York City.

Transportation

Res 1703-2008

By Council Members Nelson, Brewer, Comrie Jr., Dickens, Eugene, Felder, Fidler, Gonzalez, James, Liu, Stewart, Vacca, Weprin, Gerson, Mealy, Katz and White Jr.

Resolution Supporting the American Diabetes Association and other researchers and educators and individuals in their dedicated cause of fighting diabetes, and urging the Congress to authorize additional federal funding for diabetes research and prevention programs, and recognizing November as Diabetes Awareness Month in the City of New York.

Health**Res 1704-2008**

By Council Members Nelson, Avella, Barron, Brewer, Comrie Jr., Dickens, Dilan, Felder, Fidler, Gentile, Gonzalez, James, Koppell, Liu, Mendez, Vallone Jr., Weprin, Yassky, Stewart, Gerson, Mark-Viverito, Lappin, Mealy, White Jr., Vann and Oddo

Resolution calling upon the State Legislature and the Governor to support the passage of A.7812 and S.5291 which would reinstate the modest tax on non-City residents known as the “commuter tax” in the wake of the economic crisis facing New York City, so that New York City can continue to provide an adequate level of services to those who work and live in the City and can continue to serve as the economic engine for the state.

Finance**Res 1705-2008**

By Council Members Weprin, Brewer, Comrie Jr., Fidler, Gentile, Gerson, James, Koppell, Liu, Nelson, Rivera, Vacca, Vallone Jr. and White Jr.

Resolution calling upon the New York State Legislature to amend the state Public Authorities Law to allow the New York City Council to appoint at least three members of the New York City Water Board.

Environmental Protection**Res 1706-2008**

By Council Members Weprin, Gerson, Gonzalez and James

Resolution calling upon the New York City Taxi and

Limousine Commission to provide alternatives to the Accessible Dispatch System pilot program, which currently requires taxi and livery drivers to send and receive text messages to and from a central dispatcher while on duty.

Transportation

Res 1707-2008

By Council Members Weprin, Comrie Jr. and James

Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2009 Expense Budget.

Preconsidered - Finance

Int 0876-2008

By Council Members Yassky, Fidler, James and Koppell

A Local Law to amend the administrative code of the city of New York, in relation to replacement cycles for taxicabs and repealing paragraph 3 of subdivision b of section 19-535.

Transportation