



A.6138-B/S.8361
AUTHORIZING THE SALE OF LIMITED MARKET PROPERTY

NEW YORK CITY COUNCIL
COMMITTEE ON STATE & FEDERAL LEGISLATION

TESTIMONY BY RANDAL FONG
FIRST ASSISTANT COMMISSIONER, PLANNING
DEPARTMENT OF CITYWIDE ADMINISTRATIVE SERVICES
JUNE 29, 2010

Good morning Chair Foster and members of the State and Federal Legislation Committee. I am Randal Fong, First Assistant Commissioner of Planning for the NYC Department of Citywide Administrative Services (DCAS). On behalf of Commissioner Martha K. Hirst, I would like to thank you for this opportunity to discuss A.6138-B/S.8361, a bill before you today for a Home Rule Message. This bill will amend the NYC Charter, in relation to authorizing the City to sell to abutting property owners certain limited market property that cannot be independently developed due to the size, shape, applicable zoning, configuration, or topography of such lots.

DCAS has jurisdiction over various limited market properties, which are primarily located in Queens and Brooklyn, and according to the NYC Charter, DCAS is not authorized to conduct direct negotiated sales. These properties are not appropriate for sale through public auction, as they have no independent utility. Future utilization of these lots is completely dependent upon and associated with the privately-owned adjacent lots. The purpose of this legislation is to allow DCAS to transfer these limited market properties directly to abutting private ownership without the necessity of a public auction or sealed bidding process. Further, we note that this critical legislative proposal is the product of a collaborative effort between the City and the NYS Legislative Staff; the NYC Council also adopted Res. No. 1891 of 2009 last June in support of this legislation.

We urge the NYC Council to pass this Home Rule Message today in order for the NYS Legislature to act on this legislation and thank you again for this opportunity to testify about A.6138-B/S.8361. We are pleased to answer any questions you may have.

**New York City Taxi and Limousine Commission
Testimony in Support of
New York State Senate Bill Number S8172 and A11467
June 29, 2010**

Good Morning Council Member Foster and members of the Committee of State and City Legislation. My name is Conan Freud and I am the Deputy Commissioner for Administration for the New York City Taxi and Limousine Commission (TLC). Thank you for the opportunity to speak to you today in support of State Senate Bills S8172 and A11467. These bills amend the City Charter to enhance the docketing capability of decisions rendered by the Taxi and Limousine Commission's Administrative Tribunal.

We are here today to express our strong support of this bill to amend the subdivision c of section 2302 of the New York City Charter to allow the TLC to docket all eligible decisions and orders of its Administrative Tribunal as if they were money judgments, without court proceedings.

Currently, existing law allows the Taxi and Limousine Commission ("TLC") to docket unpaid fines issued by its Administrative Tribunal as money judgments, without court proceedings, only when those fines relate to unlicensed individuals or entities that are engaged in activities regulated by the TLC. Those fines can become liens against real property of the respondents. However, the great majority of unpaid TLC fines, both in number and in total amount, are issued to licensed individuals or entities that subsequently evade payment by abandoning their licenses. Those fines can be collected only by means of prohibitively costly and time-consuming Civil Court proceedings. As a result, the respondents can ignore their obligation to pay, depriving the City of much-needed revenue and the TLC of an effective enforcement mechanism. Allowing the TLC authority to docket all eligible debt will enhance our ability to collect as well provide an additional enforcement tool to encourage strict adherence to TLC rules and regulations.

Thank you so much for allowing us the time today to talk to you about this important issue.

**THE COUNCIL
THE CITY OF NEW YORK**

Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: _____

Name: CONAN Freud (PLEASE PRINT)

Address: _____

I represent: TLC

Address: _____

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Appearance Card

I intend to appear and speak on Int. No. _____ Res. No. _____

in favor in opposition

Date: 6.29.10

Name: Randal Fong (PLEASE PRINT)

Address: First Assistant Commissioner, Planning

I represent: Division of Real Estate Services,

Address: DCAS

Please complete this card and return to the Sergeant-at-Arms