

THE COUNCIL

Minutes of the Proceedings for the
CHARTER MEETING

of

Wednesday, January 6, 2016, 12:15 p.m.

The Public Advocate (Ms. James)
Acting President Pro Tempore and Presiding Officer

Council Members

Melissa Mark-Viverito, Speaker

Inez D. Barron	Vanessa L. Gibson	Rosie Mendez
Joseph C. Borelli	David G. Greenfield	I. Daneek Miller
Margaret S. Chin	Barry S. Grodenchik	Annabel Palma
Andrew Cohen	Corey D. Johnson	Antonio Reynoso
Costa G. Constantinides	Ben Kallos	Donovan J. Richards
Robert E. Cornegy, Jr	Andy L. King	Ydanis A. Rodriguez
Elizabeth S. Crowley	Peter A. Koo	Helen K. Rosenthal
Chaim M. Deutsch	Karen Koslowitz	Ritchie J. Torres
Inez E. Dickens	Rory I. Lancman	Mark Treyger
Daniel Dromm	Bradford S. Lander	Eric A. Ulrich
Rafael L. Espinal, Jr.	Stephen T. Levin	James Vacca
Mathieu Eugene	Mark Levine	Paul A. Vallone
Julissa Ferreras-Copeland	Alan N. Maisel	James G. Van Bramer
Daniel R. Garodnick	Steven Matteo	Jumaane D. Williams
Vincent J. Gentile	Carlos Menchaca	

Absent: Council Members Cabrera and Mealy.
Medical Leave: Council Members Rose and Wills.

The Public Advocate (Ms. James) assumed the Chair as the Acting President Pro Tempore and Presiding Officer.

There is presently one vacancy in the Council pending the swearing-in of the certified winner of the scheduled February 23, 2016 Special Election to be held in the 17th District (The Bronx).

After consulting with the City Clerk and Clerk of the Council (Mr. McSweeney), the presence of a quorum was announced by the Public Advocate (Ms. James).

There were 45 Council Members marked present at this Stated Meeting held in the Council Chambers of City Hall, New York, N.Y.

INVOCATION

The Invocation was delivered by Rev. Ayana Ajanaku-Vason, Senior Pastor, Ebenezer Christian Center Ministries, 308 Throop Avenue, Brooklyn, N.Y. 11206.

Let us pray. Almighty God.
 You who created things
 in heaven and in the earth,
 things visible and invisible.
 Whether thrones or powers or rulers or authorities,
 all things have been created through you and for you.
 We invoke your presence into this gathering today,
 and your blessings over all that is said and done.
 We thank you for your elected officials.
 We acknowledge that all of our elected officials
 are in their roles because of your order.
 We ask for forgiveness, grace
 and new mercies daily on their behalf.
 We pray that you grant them continued wisdom
 on how best to serve
 on behalf of all the citizens of New York City
 for your glory and your honor.
 Lord, as this [august] body
 and its leadership move forward
 to legislate for this great city,
 be with them as an authentic voice of conscience and reason.
 May your spirit compassionately give them your heart
 for justice and mercy for all the people who long for it,
 and a spirit of respect for all life, and the dignity of all people.
 Give them understanding to know
 that power, all power comes from you.
 We pray they use the gifts, talents and intelligence
 you have given them to faithfully weigh
 their courses of action and decision making.
 We pray in our diverse city oh, Lord.
 Open our eyes to see unity, always being acutely aware
 that we exist under one God
 known in a plethora of ways and by many names.
 We offer this prayer in your name and on our behalf.
 Amen.

On behalf of Council Member Cornegy, the Public Advocate (Ms. James) moved to spread the Invocation in full upon the record.

During the Communication from the Speaker segment of the Meeting, the Speaker (Council Member Mark-Viverito) asked for a Moment of Silence in memory of NYPD Detective and international Air Guardsman Joseph Lemm. Detective Lemm, 45, was killed on December 21, 2015 by a suicide bomber in Afghanistan. The Speaker (Council Member Mark-Viverito) offered her thoughts and prayers to Detective Lemm's family and friends and to the NYPD family. She noted that Detective Lemm made the ultimate sacrifice not only for his city but for his country as well.

ADOPTION OF MINUTES

Council Member Richards moved that the Minutes of the Stated Meeting of December 7, 2015 be adopted as printed

PETITIONS & COMMUNICATIONS

M-360

Communication from Council Member Maria del Carmen Arroyo - Submitting her resignation from the office of New York City Council Member of the 17th Council district effective at the end of the day, December 31, 2015.

To: Melissa Mark-Viverito
City Council Speaker

From: Maria del Carmen Arroyo
Council Member – 17th District

Subject: Resignation

As you know, my daughter Omi Davina Aguirre is a veteran of the United States Marine Corps. She dedicated her service after the attacks on September 11, 2001, and served our country for over eight years. Unfortunately, Omi sustained service related injuries and has been deemed 90% disabled by the U.S. Department of Veterans Affairs (VA).

To ensure she is provided assistance with her activities for daily living, I have been formally designated as her Primary Caregiver under the VAs Primary Caregiver Support program. In order to fulfill my obligations under the program, I have had to take time from my schedule at the Council to ensure my daughter adheres to her overall medical treatment plan. Additionally, due to her disability, I have assumed a very direct role in the care of her three children, two of which have special needs.

Although I have worked hard to minimize the impact this obligation has on my schedule, the last two months have been significantly challenging and I am very concerned regarding the perception my absences may create. Consequently and after much consideration and discussion with my family, I have decided to resign from the City Council effective December 31, 2015, at 11:59 P.M.

It has been a privilege to serve the people who live and work in the 17th Council District, the people of the Bronx, and of the great City of New York. It is an experience I will always cherish and I am proud to say we've made the Bronx and the City a better place.

I will always be thankful to you and my colleagues in the Council for yours and their continuous support.

Received, Ordered, Printed and Filed.

LAND USE CALL-UPS

M-361

By Council Member Mendez:

Pursuant to Rule 11.20(b) of the Council and §20-226 or §20-225 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, Borough of Manhattan, Community Board 3, Application No. 20165210 TCM shall be subject to review by the Council.

Coupled on Call-Up Vote.

M-362

By the Chair of the Land Use Committee Council Member Greenfield:

Pursuant to Rule 11.20(c) of the Council Rules and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Review Procedure Application No. C 150428 PPR shall be subject to Council review. This item is related to Application Nos. N 150421 ZRR and C 150422 ZMR which are subject to Council review pursuant to Section 197-d(b)(1) of the New York City Charter.

Coupled on Call-Up Vote.

LAND USE CALL-UP VOTE

The Public Advocate (Ms. James) put the question whether the Council would agree with and adopt such motions which were decided in the **affirmative** by the following vote:

Affirmative – Barron, Borelli, Chin, Cohen, Constantinides, Cornegy, Crowley, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Grodenchik, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Williams, Matteo, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **45**.

At this point, the Public Advocate (Ms. James) declared the aforementioned items **adopted** and referred these items to the Committee on Land Use and to the appropriate Land Use subcommittee.

REPORTS OF STANDING COMMITTEES

Report of the Committee on Finance

At this point the Speaker (Council Member Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for Int No. 1042

Report of the Committee on Finance in favor of approving and adopting a Local Law in relation to the date of submission by the mayor of the preliminary certificate regarding debt and reserves and appropriations and expenditures for capital projects, the date of submission by the mayor of the preliminary budget, the date by which the council shall hold hearings and submit recommendations in regard to the preliminary budget, relating to the fiscal year two thousand seventeen.

The Committee on Finance, to which the annexed preconsidered proposed local law was referred on January 6, 2016, respectfully

REPORTS:

ANALYSIS

Various provisions in chapter ten of the New York City Charter (the “Charter”) prescribe the actions that need to be taken as part of the annual budget submission process for the following fiscal year’s budget. The Charter specifies certain dates by which the Mayor must submit his or her Preliminary Budget, as well as the preliminary certificate on maximum capital debt and obligations. The Charter also prescribes the dates for preliminary budget actions taken by other governmental officials, such as the City Council.

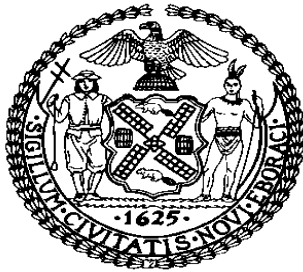
This Preconsidered Int. would provide for an extension of the date for the submission of the Fiscal 2017 Preliminary Budget and the Mayor’s certificate on maximum capital debt and obligations. It would also extend the date by which the Council must conduct its hearings and submit its recommendations on the Fiscal 2017 Preliminary Budget and the Mayor’s Preliminary Management Report (“PMMR”).

Each date was extended for five days beyond the Charter-mandated deadlines, and the new extended dates are noted below.

Pursuant to the proposed legislation, the dates for the Charter-prescribed actions of the budget submission and Council hearing process would be extended as follows:

	<u>Charter Date</u>	<u>Extended Date for Fiscal 2017</u>
Mayor’s preliminary certificate on maximum capital debt and obligations (sec. 235)	not later than January 16	not later than January 21
Mayor’s submission of preliminary budget (sec. 236)	not later than January 16	not later than January 21
Council’s preliminary budget hearings and submission of recommendations (sec. 247)	not later than March 25	not later than March 30

(The following is the text of the Fiscal Impact Statement for Int No. 1042:)



**THE COUNCIL OF THE CITY
OF NEW YORK
FINANCE DIVISION**

LATONIA MCKINNEY,
DIRECTOR

FISCAL IMPACT STATEMENT

**PRECONSIDERED INTRO.:
1042
COMMITTEE: Finance**

TITLE: A Local law relation to the date of submission by the mayor of the preliminary certificate regarding debt and reserves and appropriations and expenditures for capital projects, the date of submission by the mayor of the preliminary budget, the date by which the council shall hold hearings and submit recommendations in regard to the preliminary budget, relating to the fiscal year two thousand seventeen

SPONSOR(S): Council Member Ferreras-Copeland (by request of the Mayor)

SUMMARY OF LEGISLATION: This legislation would change certain budget-related, charter-mandated deadline dates to the following:

1. Mayor’s submission of the preliminary certificate regarding debt and reserves and appropriations and expenditures for capital projects to no later than January 21, 2016.
2. Mayor’s submission of the preliminary budget to no later than January 21, 2016.
3. Completion of the City Council’s public hearings on the preliminary budget and submission of recommendations to no later than March 30, 2016.

EFFECTIVE DATE: This local law would take effect immediately and would be retroactive to and deemed to have been in full force and effect as of January 16, 2016.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2016

FISCAL IMPACT STATEMENT:

	Effective FY16	FY Succeeding Effective FY17	Full Fiscal Impact FY16
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: There would no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: There would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Rebecca Chasan, Assistant Counsel

ESTIMATE REVIEWED BY: Tanisha Edwards, Chief Counsel

LEGISLATIVE HISTORY: This Preconsidered Intro. will be considered at a hearing of the Committee on Finance on January 6, 2016. Upon successful vote by the Committee, the Preconsidered Intro. will be introduced to the full Council and voted on at a Stated meeting on January 6, 2016.

DATE PREPARED: December 30, 2015

Staff: Finance Division
 Tanisha Edwards, Chief Counsel
 Rebecca Chasan, Assistant Counsel
 William Kyeremateng, Legislative Financial Analyst

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, January 6, 2016.

On motion of the Speaker (Council Member Mark-Viverito), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for Res No. 932-A

Report of the Committee on Finance in favor of approving, as amended, a Resolution concerning authorizing an increase in the amount to be expended annually in the Fulton Street Business Improvement District in the Borough of Brooklyn, an extension and modification of the boundaries of the Fulton Street Business Improvement District, and a change in the method of assessment upon which the district charge in the Fulton Street Business Improvement District is based, and setting the date, time and place for the public hearing of the local law authorizing such changes as set forth in the amended District Plan of the Fulton Street Business Improvement District.

The Committee on Finance, to which the annexed amended resolution was referred on December 16, 2015, (Minutes, page 4574) respectfully

REPORTS:

BACKGROUND

Pursuant to the authority granted by chapter 4 of title 25 of the Administrative Code of the City of New York (hereinafter the "Law"), the Mayor and the Council are authorized to establish and extend Business Improvement Districts (hereinafter "BIDs") in New York City and thereafter amend each BID's district plan or authorize an increase in annual expenditures. BIDs, which are specifically established areas, use the City's property tax collection mechanism to approve a special tax assessment with which to fund additional services that would enhance the area and improve local business. The additional services are normally in the areas of security, sanitation, physical/capital improvements (lighting, landscaping, sidewalks, etc.), seasonal activities (Christmas lighting) and related business services (marketing and advertising). The District Management Association of a BID carries out the activities described in the BID's district plan.

The Fulton Street BID, also known as the Fulton Area Business Alliance or FAB Alliance, was first established in 2008 and is primarily focused around Fulton Street in the Fort Greene/Clinton Hill neighborhoods of Brooklyn. The BID was created to provide services to the Fulton Street commercial corridor, an area of neighborhood retail shops. There are approximately 380 properties in the BID with approximately 225 businesses, including over 70 eating and drinking establishments and a mix of other retail stores. The retail vacancy rate within the BID is less than 1%.

The Fulton Street BID neighbors the Metrotech BID, which is currently seeking to expand its boundaries to include ten new blocks surrounding the cultural district in Downtown Brooklyn. The Fulton Street BID is requesting that the Council approve amendments to its district plan so that it can provide services to five other blocks that front the edge of Downtown Brooklyn that were not included in the proposed Metrotech BID expansion. Specifically, the BID is requesting the following changes:

- 1) an expansion of its boundaries to include nine existing properties, one property under construction, and a not-for-profit City-owned facility, and the removal of one residential property included in error when the BID was established;

- 2) a change in the method by the assessments are calculated to include both a front footage rate and an assessed value rate; and
- 3) an increase in its annual assessment from \$300,000 to \$500,000.

Boundary Expansion

The BID is proposing to include five new block fronts at the edge of Downtown Brooklyn that were not included in the neighboring proposed Metrotech BID expansion. The expansion would include nine existing properties, consisting of four businesses and approximately 40 residential units. It would also include one building under construction, the Gotham, which will include over 580 residential units and a ground floor commercial space once it is completed. A not-for-profit City-owned property would also be added, specifically the Brooklyn Academy of Music Harvey Theater. Lastly, the boundary change would also remove one residential property that was included in error when the BID was established.

Change in Method of Assessment

The Fulton Street BID is proposing to change its method of assessment to include an assessed value rate in its assessment of properties. Currently, the BID annually assesses properties within the BID under a front footage formula of \$48.09 per front foot and an additional \$120 fixed charge for corner properties. Under this new proposal, the BID would assess certain properties at a front footage rate of approximately \$45.31 per front footage plus a rate of 0.0025 of the property's assessed value. Corner lots would continue to be charged an additional flat fee of \$120, fully residential properties would continue to pay a rate of \$1 per year, and government and not-for-profit properties would continue to be exempt from assessment.

The following is a breakdown of the high, low, average, and median assessments expected to be paid under this proposed assessment scheme:

	Assessment Amount
High	\$ 17,341.25
Low	\$ 556.81
Median	\$ 1,138.58
Average	\$ 1,902.27

Increase in Annual Expenditures

The Fulton Street BID is proposing to increase its annual expenditures from \$300,000 to \$500,000 that would be phased in over five years, with the first year budget being \$375,000. The budget would be allocated as follows:

	First-Year Budget	Five-Year Projection
Sanitation and Graffiti Removal	\$130,000	TBD
Holiday Promotion	\$30,000	TBD
Marketing/Promotion	\$50,000	TBD
Safety Outreach Coordinator	\$42,000	TBD
General Administration	\$123,000	TBD
Total	\$375,000	\$500,000

PROPOSED RES. 932-A

This Resolution is required by law to set the public hearing date, time, and place for the consideration of the local law which would amend the district plan of the Fulton Street BID. The public hearing will be held on January 19, 2016, in the City Council Committee Room, 2nd Floor, City Hall at 10:00 a.m. before the Committee on Finance.

Because the proposal involves an amendment to the BID's district plan that would increase the amount it expends annually and change the method of assessment, the Resolution directs the Fulton Street District Management Association to, not less than ten nor more than thirty days before the date of the public hearing, mail a copy of the Resolution or a summary thereof to each owner of real property within the BID at the address shown on the latest City assessment roll, to such other persons as are registered with the City to receive tax bills concerning real property within the BID, and to the tenants of each building within the BID. The Resolution also directs Small Business Services (hereinafter "SBS") to arrange for the publication of a copy of this Resolution or a summary thereof at least once in the City Record or a newspaper in general circulation in the City, the first publication to be not less than ten nor more than thirty days before the date of the public hearing. The resolution further directs the Fulton Street District Management Association to publish in a newspaper having general circulation in the BID, not less than ten days prior to the public hearing, a notice stating the time and place of the public hearing and stating the increase in the amount to be expended annually in the BID.

(For text of the BID Plan, please refer to the Office of the City Clerk at 141 Worth Street, 1st Floor, Executive Offices, New York, N.Y. 10013)

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Res No. 932-A:)

Res. No. 932-A

Resolution concerning authorizing an increase in the amount to be expended annually in the Fulton Street Business Improvement District in the Borough of Brooklyn, an extension and modification of the boundaries of the Fulton Street Business Improvement District, and a change in the method of assessment upon which the district charge in the Fulton Street Business Improvement District is based, and setting the date, time and place for the public hearing of the local law authorizing such changes as set forth in the amended District Plan of the Fulton Street Business Improvement District.

By Council Members Ferreras-Copeland and Mealy.

Whereas, Pursuant to the authority granted by chapter 4 of title 25 of the Administrative Code of the City of New York ("the Law"), the Mayor, by authorization dated March 27, 2008, provided for the preparation of a district plan ("the Original Plan") for the Fulton Street Business Improvement District ("the District") in the Borough of Brooklyn; and

Whereas, Pursuant to Local Law No. 82 for the year 1990, the City Council assumed responsibility for adopting legislation relating to Business Improvement Districts; and

Whereas, pursuant to authority granted by the Law, the District was established by Local Law No. 62 for the year 2008; and

Whereas, The District wishes to increase the amount to be expended annually in the District to \$500,000, to extend and modify the District boundaries, and to amend the District Plan in order to change the method of assessment upon which the district charge is based; and

Whereas, Pursuant to section 25-405(c) of the Law, the New York City Department of Small Business Services (“SBS”) submitted an amended District Plan (“the Amended Plan”) for the District to the City Planning Commission (“the CPC”) on June 18, 2015; and

Whereas, Pursuant to section 25-405(c) of the Law, the CPC submitted the Amended Plan to the City Council on June 25, 2015; and

Whereas, Pursuant to section 25-405(c) of the Law, the CPC submitted the Amended Plan to the Council Member representing the council district in which the proposed extended district is located on June 25, 2015; and

Whereas, Pursuant to section 25-405(c) of the Law, the CPC submitted the Amended Plan to Brooklyn Community Board 2 (the “Community Board” or “CB 2”), in which the proposed extended district is located, on June 24, 2015; and

Whereas, Pursuant to section 25-405(c) of the Law, the CPC submitted the Amended Plan to the Brooklyn Borough President on June 24, 2015; and

Whereas, Pursuant to section 25-405(c) of the Law, the Community Board notified the public of the Amended Plan in accordance with the requirements established by the CPC; and

Whereas, Pursuant to section 25-405(c) of the Law, the Community Board conducted a public hearing on July 6, 2015; and

Whereas, On July 6, 2015, the Community Board voted to approve the Amended Plan; and

Whereas, Pursuant to section 25-405(c) of the Law, the CPC reviewed the Amended Plan, held a public hearing and prepared a report certifying its unqualified approval of the Amended Plan; and

Whereas, Pursuant to section 25-405(c) of the Law, the CPC submitted its report to the Mayor, to the Brooklyn Borough President, to the City Council and to the Council Members representing the council districts in which the district is located; and

Whereas, Pursuant to section 25-405(c) of the Law, a copy of the CPC’s report, the Original Plan, and the Amended Plan were transmitted for filing with the City Clerk on September 16, 2015; and

Whereas, Pursuant to section 25-406(a) of the Law, a copy of the Amended Plan and the CPC’s report are annexed hereto and are made part of this Resolution; and

Whereas, Pursuant to section 25-406(a) of the Law, the Amended Plan is on file for public inspection in the Office of the City Clerk, 141 Worth Street, New York, New York; and

Whereas, Pursuant to Section 25-406(b) of the Law, any owner of real property, deemed benefited and therefore within the proposed extended district, objecting to the Amended Plan must file an objection at the Office of the City Clerk within thirty days of the conclusion of the hearing held by the City Council, notice of which is provided by this Resolution, on forms made available by the City Clerk; and

Whereas, Pursuant to Section 25-406(b) of the Law, if owners of at least fifty-one percent of the assessed valuation of all the benefited real property situated within the boundaries of the District proposed for extension, as shown upon the latest completed assessment roll of the City, or at least fifty-one percent of the owners of benefited real property within the area included in the District proposed for extension, file objections to the Amended Plan with the City Clerk within the thirty-day objection period, the District will not be extended; now, therefore, be it

Resolved, That the Council of the City of New York, pursuant to Section 25-406 of the Law, hereby directs that January 19, 2016 is the date and 10:00 a.m. is the time and the City Council Committee Meeting Room, 2nd Floor, City Hall is the place for a public hearing (“the Public Hearing”) to hear all persons interested in the legislation that would authorize an increase in the amount to be expended annually in the District, extension and modification of the District, and a change in the method of assessment upon which the district charge in the District is based; and be it further

Resolved, That the Fulton Street District Management Association shall, not less than ten nor more than thirty days before the date of the Public Hearing, mail a copy of this Resolution or a summary thereof to each owner of real property within the proposed extended district at the address shown on the latest City assessment roll, to such other persons as are registered with the City to receive tax bills concerning real property within the proposed extended district, and to the tenants of each building within the proposed extended district; and be it further

Resolved, That the Department of Small Business Services (SBS) shall arrange for the publication of a copy of this Resolution or a summary thereof at least once in the City Record or a newspaper in general circulation in the City, the first publication to be not less than ten (10) nor more than thirty (30) days before the date of the Public Hearing; and be it further

Resolved, That in the event that the Fulton Street District Management Association mails, or SBS arranges for the publication of, a summary of this Resolution, such summary shall include the information required by section 25-406(c) of the Law; and be it further

Resolved, That on behalf of the City Council and pursuant to Section 25-410(b) of the BID Law, the Fulton Street District Management Association is hereby authorized to publish in a newspaper having general circulation in the District, not less than ten (10) days prior to the Public Hearing, a notice stating the time and place of the Public Hearing and stating the increase proposed in the maximum amount to be expended annually in the District.

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, January 6, 2016.

On motion of the Speaker (Council Member Mark-Viverito), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for Res No. 933-A

Report of the Committee on Finance in favor of approving, as amended, a Resolution concerning the increase in the annual expenditure for the Myrtle Avenue, Village Alliance, Bryant Park, 14th Street-Union Square, 180th Street, Montague Street, Columbus Avenue, Bay Ridge 5th Avenue, and Belmont Business Improvement Districts, and the Fulton Mall Special Assessment District, and the setting of the date, time and place for the hearing of the local law increasing the annual expenditure for such districts.

The Committee on Finance, to which the annexed amended resolution was referred on December 16, 2015, (Minutes, page 4578), respectfully

REPORTS:

Proposed Resolution 933-A sets a date, time, and place for a public hearing to consider a local law that would increase the annual expenditures of nine Business Improvement Districts (“BIDs”) and one Special Assessment District (“SAD”)¹, collectively referred to herein as “the BIDs,” as of July 1, 2015. The resolution sets January 19, 2016 at 10:00am in the City Council Committee Room, 2nd floor, City Hall, Manhattan as the date, time, and place for the hearing.

These increases, which have been requested by the BIDs and approved by the respective District Management Associations, would result in a higher assessment on all properties currently subject to the BIDs’ assessments as a result of the increase in the assessment rate.

Pursuant to §§ 25-410(b) and 25-416 of the Administrative Code, the BIDs may obtain an increase in its budget (i.e. the total amount allowed to be expended annually by the BIDs for

¹ Prior to the creation of the BID system as it is known today, in the 1970’s New York State created fourteen SADs which collected assessments from property owners to pay for pedestrian malls and street improvements. Four of these SADs were located in New York City, with the first being the Fulton Mall in Brooklyn which was established in 1976. In 1982, pursuant to authorization by State law, the Council adopted legislation governing the formation of BIDs.

improvements, services, maintenance, and operation) by means of the adoption of a local law amending the BID's district plan. Such a local law may be adopted by the City Council after a determination that it is in the public interest to authorize such an increase in the maximum annual amount and that the tax and debt limits prescribed in § 25-412 of the Administrative Code will not be exceeded. Notice of the public hearing to consider such a local law must be published in at least one newspaper having general circulation in the district specifying the time when, and the place where, the hearing will be held and stating the increase proposed in the maximum amount to be expended annually.

Accordingly, the resolution also directs the District Management Associations of each of the BIDs to publish in a newspaper of general circulation in each district, not less than ten days prior to the public hearing, a notice stating the time and place of the public hearing and setting forth the increase in the amount to be expended annually in each of the BIDs.

The following BIDs have requested increases to their budgets, as indicated below:

BID ASSESSMENT INCREASE REQUESTS
FISCAL YEAR 2016

BID Name	Last Increase Yr	Current Authorized Assessment Cap	Proposed Authorized Assessment Cap	\$ Increase Request	CM District (s)	Increase Justification
	Increase Amount			% Increase	Supporting Councilmember	
180th Street	FY '04	\$60,000	\$78,000	\$18,000	27	The 180th Street BID plans to increase security patrols from 3 to 5 days per week, commission a study on increasing parking in the BID and increase funding for capital improvements in the district (e.g., tree gates/guards). The increase will also cover costs that have increased since the BID's inception in FY '97.
	N/A			30.0%	I. Daneek Miller	
Bay Ridge 5th Ave	None	\$338,000	\$427,000	\$89,000	43	Bay Ridge/Fifth Avenue plans to increase funding for sanitation and security services in the district, seasonal programming, as well as hire additional part-time staff. The increase also includes a new office rental expense (previously their space was donated) and allocation of expenses that have increased over time (e.g., insurance).
	N/A			26.3%	Vincent Gentile	

Belmont	None	\$340,000	\$440,000	\$100,000	15	The Belmont BID plans to significantly increase security services in the district (from a 10 hrs/wk to 40 hrs/wk), increase staff capacity for sanitation, and increase marketing efforts in the district (e.g. district guide, advertising). Remaining funds will be allocated toward administrative costs that have increased since the BID was formed.
	N/A			29.4%	Ritchie Torres	
Bryant Park	FY '13	\$1,100,000	\$1,600,000	\$500,000	4	Bryant Park plans to increase its marketing/promotion and retail services for the district, increase funding for public events (hosts 800+ free events annually), and increase staff capacity for sanitation services in order to keep up with growing use of its space.
	\$200,000			45.5%	Daniel Garodnick	
Columbus Ave	FY '09	\$308,800	\$458,800	\$150,000	6	Columbus Avenue plans to make streetscape improvements in the BID over the next five years, (i.e. replace perennials, solar lights, add plantings to tree pits), add holiday lighting, increase marketing services for the district, allocate funds to sanitation for new minimum wage requirements, and increase salaries according to changes in cost of living.
	\$100,000			48.6%	Helen Rosenthal	
Fulton Mall	FY '14	\$1,537,500	\$1,829,500	\$292,000	33	Fulton Mall plans to launch a real estate development program to attract retail to the district, initially focusing on restaurants. Funds will also be allocated toward an increase staff capacity for its sanitation services, initiation of a contract for maintenance of district capital improvements (i.e. street furniture), new marketing initiatives to cultivate nighttime activity and bring late night business, and developing a contingency fund.
	\$36,000			19.0%	Stephen Levin	

Montague St	FY '10	\$175,000	\$210,000	\$35,000	33	Montague Street is requesting a minimal increase in assessment in order to install more tree pit signage, repair trash receptacles, and keep up with increasing tree maintenance and rent/utility costs.
	\$51,000			20.0%	Stephen Levin	
Myrtle Ave (Qu)	FY '09	\$406,141	\$507,676	\$101,535	34	Myrtle Avenue plans to increase beautification services (plaza maintenance and seasonal plantings), marketing and social media outreach for the district, and increase staff capacity and salaries to reflect cost of living increases.
	\$105,296			25.0%	Antonio Reynoso	
14th Street Union Square	FY '10	\$2,000,000	\$2,600,000	\$600,000	2	Union Square Partnership is increasing holiday lighting and landscape/beautification services, hiring an event management firm to increase community programming, and increasing marketing, which will include a comprehensive district rebranding effort. The increase will also be used to keep up with increasing costs due to inflation and changes in minimum wage policy.
	\$560,500			30.0%	Rosie Mendez	
Village Alliance	FY '09	\$984,900	\$1,400,000	\$415,100	1,2,3	The Village Alliance is requesting an increase to take on management of a new public plaza, Astor Place. The Alliance plans to provide sanitation services, add daytime security (services are currently nighttime only), add capital improvements, and implement marketing/promotion services for the plaza. Funds will also be used to add a Director of Operations to the BID staff and cover increases in costs due to changes in the minimum wage.
	\$249,900			42.1%	Margaret Chin, Rosie Mendez, Corey Johnson	

(For text of the BID Plan, please refer to the Office of the City Clerk at 141 Worth Street, 1st Floor, Executive Offices, New York, N.Y. 10013)

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Res No. 933-A:)

Res. No. 933-A

Resolution concerning the increase in the annual expenditure for the Myrtle Avenue, Village Alliance, Bryant Park, 14th Street-Union Square, 180th Street, Montague Street, Columbus Avenue, Bay Ridge 5th Avenue, and Belmont Business Improvement Districts, and the Fulton Mall Special Assessment District, and the setting of the date, time and place for the hearing of the local law increasing the annual expenditure for such districts.

By Council Members Ferreras-Copeland and Gentile.

Whereas, Pursuant to Chapter 4 of Title 25 of the Administrative Code of the City of New York or the predecessor of such Chapter (the “BID Law”), the City established the Myrtle Avenue, Village Alliance, Bryant Park, 14th Street-Union Square, 180th Street, Montague Street, Columbus Avenue, Bay Ridge 5th Avenue, and Belmont Business Improvement Districts, and the Fulton Mall Special Assessment District, in the City of New York; and

Whereas, Pursuant to Local Law No. 82 for the year 1990, the City Council assumed responsibility for adopting legislation relating to Business Improvement Districts; and

Whereas, Pursuant to Section 25-410(b) of the BID Law, an increase in the amount to be expended annually may be adopted by local law, provided that the City Council determines, after a public hearing, that it is in the public interest to authorize the increase and that the tax and debt limits prescribed in Section 25-412 of the BID Law will not be exceeded; and

Whereas, The nine Business Improvement Districts and one Special Assessment District wish to increase the amount to be expended annually beginning on July 1, 2015 as follows: Myrtle Avenue, \$507,676; Village Alliance, \$1,400,000; Bryant Park, \$1,600,000; 14th Street-Union Square, \$2,600,000; 180th Street, \$78,000; Montague Street, \$210,000; Columbus Avenue, \$458,800; Bay Ridge 5th Avenue, \$427,000; Belmont, \$440,000; and Fulton Mall, \$1,829,500.

Whereas, Pursuant to Section 25-410(b) of the BID Law, the City Council is required to give notice of the public hearing by publication of a notice in at least one newspaper having general circulation in the districts specifying the time when and the place where the hearing will be held and stating the proposed amount to be expended annually; now, therefore, be it

Resolved, That the Council of the City of New York, pursuant to Section 25-410(b) of the BID Law, hereby directs that January 19, 2016 is the date and the City Council Committee Room, 2nd floor, City Hall, Manhattan is the place and 10:00am is the time for a public hearing (the “Public Hearing”) to hear all persons interested in the legislation, which would increase the amount to be expended annually in the nine Business Improvement Districts and the Special Assessment District; and be it further

Resolved, That on behalf of the City Council and pursuant to Section 25-410(b) of the BID Law, the District Management Associations of the Myrtle Avenue, Village Alliance, Bryant Park, 14th Street-Union Square, 180th Street, Montague Street, Columbus Avenue, Bay Ridge 5th Avenue, and Belmont Business Improvement Districts, and the Fulton Mall Special Assessment District are hereby authorized to publish in a newspaper of general circulation in each district, not less than ten (10) days prior to the Public Hearing, a notice stating the time and place of the Public Hearing and setting forth the increase proposed in the maximum amount to be expended annually in each of the nine Business Improvement Districts and in the Special Assessment District.

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, January 6, 2016.

On motion of the Speaker (Council Member Mark-Viverito), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

GENERAL ORDER CALENDAR**Resolution approving various persons Commissioners of Deeds****By the Presiding Officer –**

Resolved, that the following named persons be and hereby are appointed Commissioners of Deeds for a term of two years:

Approved New Applicants

<u>Name</u>	<u>Address</u>	<u>District #</u>
Yvette M. Rivens	161 West 140th Street #52 New York, N.Y. 10030	9
Quantisha Jennings	12-21 35th Avenue #6F Long Island City, N.Y. 11106	26
Robert Talia	60-52 60th Road Maspeth, N.Y. 11378	30
Samuel Ross	146 Henry Street Brooklyn, N.Y. 11201	33
Anna Cruz	604 Clinton Street #4B Brooklyn, N.Y. 11231	38
Cynthia Ortiz	357 Wortman Avenue #4C Brooklyn, N.Y. 11207	42
Maria McCloud	1648 Kimball Street Brooklyn, N.Y. 11234	46
Volha Shauchenka	76 Slater Blvd #1 Staten Island, N.Y. 10305	50

Approved New Applicants and Reapplicants

<u>Name</u>	<u>Address</u>	<u>District #</u>
Richard A. Chipman	657 10th Avenue New York, N.Y. 10036	3

Jalitzia Poveda	2649 8th Avenue #3D New York, N.Y. 10039	9
Albertha L. Sears	45 East 135th Street #12E New York, N.Y. 10037	9
Leonard Abraham	4705 Henry Hudson Parkway #7F Bronx, N.Y. 10471	11
Rashann Melton	40-12D West Mosholu Parkway South Bronx, N.Y. 10468	11
Maureen Hinds	120 Aldrich Street #6B Bronx, N.Y. 10475	12
Rosary Graniela	1330 Vreeland Avenue Bronx, N.Y. 10461	13
Lisa Kaplan	2822 Wellman Avenue Bronx, N.Y. 10461	13
Jean-Paul Lozada	193-62 85th Road Queens, N.Y. 11423	23
Lynn C. Schulman	104-40 Queens Blvd #19E Forest Hills, N.Y. 11375	29
Carmen Standish	90-02 63rd Drive #2K Rego Park, N.Y. 11374	29
Glenda Hicks	171-05 143rd Road Jamaica, N.Y. 11434	31
Angelina Agosto	38 Clay Street Brooklyn, N.Y. 11222	33
Gerald A. Esposito	152 Conselyea Street Brooklyn, N.Y. 11211	34
Retoria Estaphan	876 Greene Avenue #4R Brooklyn, N.Y. 11221	36
Eunice Mateo	785 Marcy Avenue #3A Brooklyn, N.Y. 11216	36
Mattie Raysor	750 Gates Avenue #1C Brooklyn, N.Y. 11221	36
Quinton Waters	1462 Dean Street Brooklyn, N.Y. 11213	36

Elizabeth Marzan	1529 39th Street Brooklyn, N.Y. 11218	39
Mary Vouzonis-Lauriello	93 Rapelye Street #6D Brooklyn, N.Y. 11231	39
Shanda Swain	675 Lincoln Avenue #16J Brooklyn, N.Y. 11208	42
Ronald Murphy	9110 Ridge Blvd Brooklyn, N.Y. 11209	43
Zhanna Zak	1620 Ocean Avenue #5H Brooklyn, N.Y. 11230	45
Jeffrey C. Feldman	2650 Ocean Parkway #5G Brooklyn, N.Y. 11235	47
Janice Cook	11 Silver Lake Road Staten Island, N.Y. 10301	49
Robert O. Reeves	32 Woodchrest Road #1 Staten Island, N.Y. 10303	49
Melinda Colon	120 Quinlan Avenue #2 Staten Island, N.Y. 10314	50
Constance R. Raia	64 Draper Place Staten Island, N.Y. 10314	50
Elizabeth Talarico	691 Ionia Avenue Staten Island, N.Y. 10312	51
Michael D. Theodorakis	244 Woehrle Avenue Staten Island, N.Y. 10312	51

On motion of the Speaker (Council Member Mark-Viverito), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

**ROLL CALL ON GENERAL ORDERS FOR THE DAY
(Items Coupled on General Order Calendar)**

- (1) **Int 1042 -** Debt, reserves, appropriations and expenditures for capital projects.
- (2) **Res 932-A-** Fulton Street Business Improvement District.
- (3) **Res 933-A** Business Improvement Districts and the Fulton Mall Special Assessment District.
- (4) **Resolution approving various persons Commissioners of Deeds.**

The Public Advocate (Ms. James) put the question whether the Council would agree with and adopt such reports which were decided in the **affirmative** by the following vote:

Affirmative – Barron, Borelli, Chin, Cohen, Constantinides, Cornegy, Crowley, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Grodenchik, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Williams, Matteo, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **45**.

The General Order vote recorded for this Stated Meeting was 45-0-0 as shown above.

*The following Introduction was sent to the Mayor for his consideration and approval:
Preconsidered Int Nos. 1042.*

RESOLUTIONS

Presented for voice-vote

The following are the respective Committee Reports for each of the Resolutions referred to the Council for a voice-vote pursuant to Rule 8.50 of the Council:

Report for voice-vote Res No. 504-A

Report of the Committee on Housing and Buildings in favor of approving, as amended, a Resolution calling upon the State of New York to match the City of New York’s commitment to create 15,000 units of supportive housing over 15 years, and the State of New York and the City of New York to approve a fourth “New York/New York Agreement” to create permanent supportive housing.

The Committee on Rules, Privileges and Elections, to which the annexed amended resolution was referred on December 8, 2014, (Minutes, page 4357) respectfully

REPORTS:

Introduction

On January 6, 2016, the Committee on Housing and Buildings, chaired by Council Member Jumaane D. Williams held a hearing to consider Res. No. 504-A, a Resolution calling upon the State of New York to match the City of New York’s commitment to create 15,000 units of supportive housing over 15 years, and for the State of New York and the City of New York to approve a fourth “New York/New York Agreement” to create permanent supportive housing.

On November 19, 2015, the Committee on General Welfare, chaired by Council Member Stephen Levin and the Committee on Housing and Buildings held an oversight hearing to examine supportive housing in New York City. The Committees also heard Res. No. 504. At that hearing, the Committees heard from representatives of the Supportive Housing Network, the Corporation for Supportive Housing, Enterprise New York, the Coalition for the Homeless and other interested parties.

Background

The Supportive Housing Model

Supportive housing is a form of affordable housing that offers residents access to on-site support, including primary care, psychiatric care, and overall holistic care in order to help chronically homeless individuals and families remain stably housed. Services in supportive housing vary depending on the needs of the population, but may include mental and medical health care, vocational and employment services, child care, independent living skills training and substance abuse counseling.² Supportive housing is designed “primarily for people with long histories of homelessness due to persistent obstacles like serious mental illness, substance use disorders, or chronic medical conditions.”³ In New York, supportive housing originated in the 1970s and 1980s in response to the growing homeless population that “reflected changes in the economy, reductions in affordable housing and the deinstitutionalization of psychiatric patients.”⁴ Today, more than 32,000 supportive housing units exist in New York City.⁵ Supportive housing is considered to be the most successful existing model for ending homelessness among vulnerable populations.⁶

The New York/New York Agreements – I, II and III

Much of the existing supportive housing in New York City has been developed through a series of joint collaborations between New York State and City known as the NY/NY agreements.⁷ In 1990, the first NY/NY agreement was signed, creating 3,615 units of supportive housing for homeless mentally ill people in New York City. At the time, it was the largest housing initiative for homeless mentally ill individuals in history.⁸ Four years after the first NY/NY agreement, the number of single adults in the shelter system fell to a ten-year low of 6,000 individuals.⁹ To continue the development of supportive housing, NY/NY II was signed in 1999 and developed 1,500 apartments for mentally ill homeless adults

² Supportive Housing Network of New York, Frequently Asked Questions available at <http://shnny.org/learn-more/faq/> (“hereinafter FAQ”).

³ Corporation for Supportive Housing (CSH), Real Supportive Housing Need in New York State, A Statewide Supportive Housing Needs Assessment Based on data collected & evaluated by CSH, available at http://www.csh.org/wp-content/uploads/2015/10/Final_Real-SH-Need-in-NYS.pdf (hereinafter “CSH Report”).

⁴ Supportive Housing Network of New York, History of Supportive Housing, available at <http://shnny.org/learn-more/history-of-supportive-housing/>.

⁵ Supportive Housing Network of New York, New York City, available at <http://shnny.org/budget-policy/nyc/>.

⁶ FAQ, *supra* note 1.

⁷ Supportive Housing Network of New York, The New York/New York Agreements I, II and III, available at <http://shnny.org/budget-policy/nyc/ny-ny/>.

⁸ Supportive Housing Network of New York, NY/NY I, available at <http://shnny.org/budget-policy/nyc/ny-ny/ny-ny-i/>.

⁹ Raymond Hernandez, “Pataki and Giuliani Agree to Housing for the Mentally Ill,” THE NEW YORK TIMES, (April 22, 1999) available at <http://www.nytimes.com/1999/04/22/nyregion/pataki-and-giuliani-agree-on-housing-for-the-mentally-ill.html?scp=2&sq=raymond+hernandez&st=nyt>.

over the course of five years.¹⁰ However, at the time, advocates for the homeless asserted that significantly more units, at least 10,000, were necessary to adequately meet the need.¹¹

In 2005, Mayor Bloomberg and Governor Pataki signed the NY/NY III agreement, committing to create 9,000 units over ten years.¹² The agreement was the largest commitment to creating housing for homeless people in the nation's history.¹³ NY/NY III developed housing for both individuals and families with mental illnesses, substance abuse disorders, disabling medical conditions, and youth aging out of foster care who are at risk of homelessness. The populations which qualify for supportive housing under the NY/NY III agreement are as follows:¹⁴

¹⁰ *Id.*

¹¹ *Id.*

¹² The Supportive Housing Network, NY/NY III, available at <http://shnny.org/budget-policy/nyc/ny-ny/ny-ny-iii/>.

¹³ *Id.*

¹⁴ Supportive Housing Network of NY, Taking Stock of the New York/New York II Agreement: A Community View of the Achievements and Challenges Implementing the Nation's Largest Supportive Housing Initiative, (Feb. 2014) available at <file:///H:/10.16%20-%20Supportive%20housing%20hearing/ny-ny-iii-network-report.pdf>.

NY/NY III Agreement - Nine Distinct Groups to be Served

Population Category and Description*	Single-Site Units	Scattered- Site Units	Total Units
A - Homeless, with Serious and Persistent Mental Illness (SPMI): Chronically homeless single adults who suffer from a serious and persistent mental illness (SPMI) or who are diagnosed as mentally ill and chemically addicted (MICA)	3,200	750	3,950
B - SPMI - Psychiatric Centers: Single adults who are presently living in NYS-operated psychiatric centers or State-operated transitional residences and who could live independently in the community if provided with supportive housing and who would be at risk of street or sheltered homelessness if discharged without supportive housing	500	500	1,000
C - SPMI Youth: Young adults, ages 18-25, who have a serious mental illness being treated in NYS licensed residential treatment facilities, State psychiatric facilities or leaving or having recently left foster care and who could live independently in the community if provided with supportive housing and who would be at risk of street or sheltered homelessness if discharged without supportive housing	200	-	200
D - SPMI Families: Chronically homeless families, or families at risk of becoming chronically homeless, in which the head of the household suffers from SPMI or a MICA disorder	400	-	400
E - Substance Abuse (Active)**: Chronically homeless single adults who have a substance abuse disorder that is a primary barrier to independent living and who also have a disabling clinical condition (i.e. a medical or mental health (non-SPMI) condition that further impairs their ability to live independently)	250	500	750
F - Substance Abuse (In Recovery): Homeless single adults who have completed a course of treatment for a substance abuse disorder and are at risk of street homelessness or sheltered homelessness and who need transitional supportive housing (that may include half-way houses) to sustain sobriety and achieve independent living	250	500	750
G - Medical Family: Chronically homeless families, or families at serious risk of becoming chronically homeless, in which the head of the household suffers from a substance abuse disorder, a disabling medical condition, or HIV/AIDS	750	-	750
H - HIV/AIDS***: Chronically homeless single adults who are persons living with HIV/AIDS (who are clients of HASA or who are clients with symptomatic HIV who are receiving cash assistance from the City) and who suffer from a co-occurring serious and persistent mental illness, a substance abuse disorder, or a MICA disorder	600	400	1,000
I - Youth Aging Out of Foster Care: Young adults (aged 25 years or younger) leaving or having recently left foster care or who had been in foster care for more than a year after their 16th birthdays and who are at risk of street homelessness or sheltered homelessness	100	100	200
Totals:	6,250	2,750	9,000

*Unless noted for families, unit designations are for singles.

**In 2009 there were two changes in eligibility criteria: Individuals who had been homeless 6 of the past 12 months were now considered eligible and clients were no longer required to have a disabling clinical condition.

***In 2013 the eligibility was changed to remove the chronic homeless requirement.

According to advocates, NY/NY III reduced chronic homelessness among single adults by 47% over the first five years of the program.¹⁵ Additionally, 86% of NY/NY III tenants remained stably housed after one year.¹⁶ Further, the New York University Furman Center found that there was no evidence that the development of supportive housing decreases property values in surrounding areas, and properties within 500 feet of supportive housing show steady growth relative to other properties in the neighborhood

¹⁵ Campaign 4 NY/NY Housing, "Why New York a New Statewide Supportive Housing Agreement," available at <http://www.nynycampaign.org/platform/>.

¹⁶ *Id.*

NY/NY III Contract Rates per Unit

The City and State negotiated the following rates for the various populations in the Agreement. Unless otherwise noted the rates for single-site and scattered-site are the same.

Population	Total # Units	Total Rate	State Share	City Share
A - SPMI/Homeless* - Single Site	3,200	\$ 16,009	100%	0%
A - SPMI/Homeless - Scattered-Site	750	\$ 14,493	100%	0%
B - SPMI/PC* - Single Site	500	\$ 16,009	100%	0%
B - SPMI/PC - Scattered-Site	500	\$ 14,493	100%	0%
C - SPMI/Youth	200	\$ 38,619	100%	0%
D - SPMI/Family**	400	\$ 25,000	100%	0%
H - HIV/AIDS - Single Site	600	\$ 25,444	50%	50%
H - HIV/AIDS - Scattered Site	400	\$ 24,000	50%	50%
G - Medical Family	750	\$ 25,000	50%	50%
E - SA - Recovery	750	\$ 16,000	50%	50%
F - SA - Active	750	\$ 18,000	50%	50%
I - Youth	200	\$ 22,000	50%	50%

*This rate varies from \$14,493 to \$16,009 depending on the model of the housing and the procurement agency.

in the years after supportive housing opens.¹⁷ The final NY/NY III units are scheduled to become available in 2016.

Funding for Supportive Housing

Like most affordable housing, the funding for supportive housing is complex and comes from a variety of sources. However, there is a general structure to the funding for NY/NY supportive housing. For the units in New York City, the capital funding for the development or rehabilitation of units generally comes from the Department of Housing Preservation and Development's (HPD) Supportive Housing Loan Program (SHLP).¹⁸ The SHLP provides loans to developers of affordable housing, whether for-profit or not-for-profit, and may be for new construction or renovation.¹⁹ HPD's Division of Special Needs Housing works with sponsors to help secure additional sources of financing, including Low Income Housing Tax Credits, private loans or other subsidies.²⁰ Supportive housing developed with the SHLP must make 60% of units available for homeless, disabled individuals or heads of households, and the remaining 40% can be rented to other members of the community making up to 60% of the area median income.²¹

The services and operations costs for NY/NY III units are split between the City and State, with the State covering 100% of the costs for units housing individuals and families with mental illness, and the costs for the remaining units split with 50% covered by the State and 50% covered by the City. The chart below provides a breakdown of the cost per population and the City/State funding split.²²

Homelessness and the Demand for Supportive Housing

New York City continues to face record levels of homelessness with over 57,000 individuals spending each night in the Department of Homeless Services (DHS) shelter system.²³ While both families

¹⁷ Furman Center for Real Estate & Urban Policy, New York University, "The Impact of Supportive Housing on Surrounding Neighborhoods: Evidence from New York City," (Nov. 2008) available at http://furmancenter.org/files/FurmanCenterPolicyBriefonSupportiveHousing_LowRes.pdf.

¹⁸ NYC Housing Preservation & Development, Supportive Housing Loan Program, available at <http://www1.nyc.gov/site/hpd/developers/supportive-housing.page>.

¹⁹ *Id.*

²⁰ *Id.*

²¹ *Id.*

²² Supportive Housing Network of NY, Taking Stock of the New York/New York II Agreement: A Community View of the Achievements and Challenges Implementing the Nation's Largest Supportive Housing Initiative, (Feb. 2014) available at <file:///H:/10.16%20-%20Supportive%20housing%20hearing/ny-ny-iii-network-report.pdf>.

²³ As of Nov. 6, 2015, there were 57,390 individuals in the DHS system. DHS Daily Census (Nov. 9, 2014) available at <http://www1.nyc.gov/assets/dhs/downloads/pdf/dailyreport.pdf>.

and single adults are served by supportive housing, the vast majority of units are dedicated to chronically homeless single adults, a population that continues to increase. There are currently 12,511 single adults in the DHS shelter system.²⁴ Additionally, the length of stay for single adults has increased from an average of 250 days in Fiscal Year 2011, to 329 days in Fiscal Year 2015.²⁵

Supportive housing is one of the primary permanent housing options for homeless single adults; in Fiscal Year 2015, 1,782 homeless single adults were placed into supportive housing.²⁶ However, this is down from 2,172 in Fiscal Year 2014, an 18% reduction.²⁷ As the final NY/NY III units are developed, fewer new units are available. Further, turnover in existing supportive housing units are extremely low – approximately 5-10% annually.

According to advocates, more than 20,000 New York City households are found eligible for supportive housing each year, but currently there is only one housing unit available for every six eligible applicants.²⁸ A recent analysis by the Corporation for Supportive Housing (CSH) found that in 2013, in New York City an estimated 24,155 supportive housing units were needed to serve homeless populations (4,055 family units and 20,100 units for single adults).²⁹

NY/NY IV Proposals

Over 300 hundred organizations have endorsed a platform, titled the Campaign 4 NY/NY Housing, to advocate for a NY/NY IV agreement between Mayor Bill de Blasio and Governor Andrew Cuomo. The campaign primarily calls for the City and State to create 30,000 units of supportive housing in New York City. The campaign also seeks to continue initiatives established by previous NY/NY agreements, including prioritizing supportive housing for those “living with persistent mental illness, chronic health conditions including HIV/AIDS, and long term addiction;” prioritizing individuals, “particularly those with disabilities;” creating and using a referral system that has a risk assessment tool; and providing adequate funding for operations and support services in supportive housing communities.³⁰ According to the campaign, 15,000 of the 30,000 units would be for new supportive housing construction, and the other 15,000 would be scattered in new affordable housing developments and market rate housing.³¹

The call for 30,000 units of supportive housing in New York City is significantly higher than what Governor Cuomo has proposed, which is financing for 3,900 supportive housing units over the next seven years.³² This is a large reduction from previous agreements, and reflects what the Governor has stated is his intent to see a larger financial contribution from the City.³³ Mayor de Blasio recently announced that

²⁴ *Id.*

²⁵ Fiscal Year 2015 Mayor’s Management Report, Dept. of Homeless Services, *available at* http://www1.nyc.gov/assets/operations/downloads/pdf/mmr2015/2015_mmr.pdf.

²⁶ Local Law 19 Quarterly Reporting Requirements, Number and Type of Permanent Housing Placements, Fourth Quarter of City Fiscal Year 2015 (report on file with the New York City Council).

²⁷ Local Law 19 Quarterly Reporting Requirements, Number and Type of Permanent Housing Placements, Fourth Quarter of City Fiscal Year 2014 (report on file with the New York City Council).

²⁸ Campaign 4 NY/NY Housing, “Why do we need more supportive housing?” *available at* <http://www.nynycampaign.org/why-do-we-need-more-supportive-housing>.

²⁹ CSH report, *supra* note 2.

³⁰ “The Campaign 4 NY/NY Housing,” *available at* <http://static1.squarespace.com/static/537e2643e4b0ef07d069369c/t/562fb1afe4b0ff71148c7df8/1445966255278/Campaign+4+NY+NY+Housing+Platform+10.27.15.pdf>.

³¹ Corporation for Supportive Housing, “Campaign 4 NY/NY Housing,” *available at* <http://www.csh.org/csh-solutions/policy-and-advocacy/state-and-local-policy-work/campaign-4-nyny-housing/>.

³² Coalition for the Homeless, “Failure of Governor and Mayor to Complete a Robust ‘New York/New York IV Agreement’ to Create Permanent Supportive Housing Will Lead to More NYC Homelessness and Higher Costs for Taxpayers,” *available at* <http://www.coalitionforthehomeless.org/wp-content/uploads/2015/06/NY-NY-analysis-of-failure-to-create-new-agreement-June122015.pdf>.

³³ Will Bredderman, “Ground Breaks on de Blasio and Cuomo-Backed Development in Brooklyn,” *Observer*, (Oct. 19, 2015) *available at* <http://observer.com/2015/10/ground-breaks-on-de-blasio-and-cuomo-backed-development-in-brooklyn/>; *see also* Emily Saul and Carl Campanile, “De Blasio, Cuomo clash (again) over who does more for homeless,” *New York Post*, (Sept. 3, 2015) *available at* <http://nypost.com/2015/09/03/de-blasio-cuomo-clash-again-over-who-does-more-for-homeless/>.

the City will provide \$2.6 billion in funding to develop 15,000 units of supportive housing over the next 15 years, half would be new development and half will come online as the City converts existing units.³⁴ Currently, there is no agreement with the State for a joint agreement.

Res. No. 504-A

Res. No. 504-A calls on the State of New York to match the City of New York's commitment to create 15,000 units of supportive housing over 15 years. Further, it calls on the State of New York and the City of New York to approve a fourth "New York/New York Agreement" to create permanent supportive housing.

The resolution states that as of December 28, 2015, the New York City Department of Homeless Services (DHS) identified 57,896 New Yorkers in its homeless shelters, including 23,326 children and 12,127 families. Further, the resolution states that according to Coalition for the Homeless, another 5,000 homeless New Yorkers sleep in other public or private shelters that house domestic violence survivors, people living with HIV and AIDS, runaway youth and other homeless individuals and that there are also thousands of homeless people sleeping on the street, parks, or other public locations. The resolution mentions that Cities and States have invested in supportive housing to reduce the homeless population. The resolution notes that supportive housing provides tenants with housing stability while on-site support services help individuals and families overcome obstacles to independent living such as psychosocial, intellectual, or physical health problems.

Further, the resolution states that in prior NY/NY agreements, New York City and New York State have committed to building supportive housing units, which resulted in the creation of over 14,000 units. The resolution also states that according to the New York City Department of Health and Mental Hygiene (DOHMH), all of the 9,000 supportive housing units planned under the current agreement, New York/New York III (NY/NY III), will be completed by this year.

The resolution also states that there is not enough supportive housing to house the eligible homeless population. The resolution notes that according to a report by the Corporation for Supportive Housing, it is estimated that in New York City, four out of every five people found eligible for supportive housing have to remain in shelter or on the street because of the lack of available units. The resolution states that the shortage of supportive housing will worsen when the NY/NY III agreement ends.

The resolution also notes that a 2013 report from DOHMH titled "New York/New York III Supportive Housing Evaluation" compared the costs of government subsidized healthcare, social services and jail utilization of eligible applicants placed in NY/NY III supportive housing to those of NY/NY III applicants who were not placed in supportive housing over the period of 2007 to 2009, and found that with NY/NY III service and operation costs taken into consideration, costs for the supportive housing tenants were \$10,100 less than the costs for unplaced individuals for all social services, benefits and jail use. The resolution also states that supportive housing has demonstrated to be a humane and economical way to house formerly homeless people and other populations.

The resolution notes that on November 18, 2015, Mayor de Blasio announced a plan by the City of New York to fund and create 15,000 units of supportive housing over the next 15 years. The resolution goes on to state that on November 19, 2015, the City Council's Committees on General Welfare and Housing and Buildings held an oversight hearing, "Supportive Housing in New York City," where advocates including the Supportive Housing Network, Housing Works, the Coalition for the Homeless, the Legal Aid Society, Citizens' Committee for Children and others testified that the State must match the City's commitment and fund an additional 15,000 units of supportive housing in New York City.

Finally, the resolution states that a new NY/NY agreement can help reduce the current homeless shelter population, and would allow formerly homeless New Yorkers to live with as much independence as possible.

³⁴ Josh Dawsey, "New York City Plans \$3 Billion Homelessness Effort," Wall Street Journal (Nov. 17, 2015) available at <http://www.wsj.com/articles/new-york-city-plans-3-billion-homelessness-effort-1447804658>.

Amendments to Res. No. 504

- The resolution was amended to call on the State of New York to match the City of New York’s commitment to create 15,000 units of supportive housing over 15 years.
- The resolution was also amended to reflect Mayor de Blasio’s plan to fund and create 15,000 units of supportive housing over the next 15 years.
- The resolution was also amended to reflect the City Council’s November 19, 2015 oversight hearing, “Supportive Housing in New York City,” where advocates including the Supportive Housing Network, Housing Works, the Coalition for the Homeless, the Legal Aid Society, Citizens’ Committee for Children and others testified that the State must match the City’s commitment and fund an additional 15,000 units of supportive housing in New York City.
- Finally, the resolution was amended to update certain information and statistics.
-

Update

On Wednesday, January 6, 2016, the Committee adopted this legislation. Accordingly, the Committee recommends its adoption.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Res No. 504-A:)

Res. No. 504-A

Resolution calling upon the State of New York to match the City of New York’s commitment to create 15,000 units of supportive housing over 15 years, and the State of New York and the City of New York to approve a fourth “New York/New York Agreement” to create permanent supportive housing.

By Council Members Levin, Chin, Eugene, Mendez, Palma, Torres, Rosenthal, Rodriguez, Reynoso, Lander, Menchaca, Johnson, Kallos and Koo.

Whereas, On December 28, 2015, the New York City Department of Homeless Services (DHS), identified 57,896 New Yorkers in its homeless shelters, including 23,326 children and 12,127 families; and

Whereas, According to the Coalition for the Homeless, another 5,000 homeless New Yorkers sleep in other public or private shelters that house domestic violence survivors, people living with HIV and AIDS, runaway youth and other homeless individuals; and

Whereas, According to DHS, there are also thousands of homeless individuals sleeping on the street, parks, or other public locations; and

Whereas, Cities and states have invested in supportive housing to reduce the homeless population; and

Whereas, Supportive housing is a blend of affordable housing and support services to help individuals and families who have a chronic history of being homeless; and

Whereas, This model provides tenants with housing stability while on-site support services helps individuals and families overcome obstacles to independent living such as psychosocial, intellectual, or physical health problems; and

Whereas, Under the “New York/New York” (NY/NY) housing agreements, New York City and New York State have committed to build supportive housing units; and

Whereas, The NY/NY agreements have resulted in the creation of over 14,000 new supportive housing units since 1990; and

Whereas, According to the New York City Department of Health and Mental Health (DOHMH), all of the 9,000 supportive housing units planned under the current agreement, New York/New York III (NY/NY III), will be completed by this year; and

Whereas, There is not enough supportive housing to house the eligible homeless population; and

Whereas, According to a report by the Corporation for Supportive Housing, it is estimated that in New York City, four out of every five people found eligible for supportive housing have to either remain in shelter or on the street because of the lack of available units; and

Whereas, The shortage of supportive housing will worsen when the NY/NY III agreement ends; and

Whereas, A 2013 DOHMH report titled “New York/New York III Supportive Housing Evaluation,” compared the costs of government subsidized healthcare, social services and jail utilization of eligible applicants placed in NY/NY III supportive housing to those of NY/NY III applicants who were not placed in supportive housing over the period of 2007 to 2009, and found that with NY/NY III service and operational costs taken into consideration, costs for the supportive housing tenants were \$10,100 less than the costs for unplaced individuals for all social services, benefits and jail use; and

Whereas, Supportive housing has been demonstrated to be a humane and economical way to house formerly homeless people and other populations; and

Whereas, On November 18, 2015, Mayor Bill de Blasio announced a plan by the City of New York to fund and create 15,000 units of supportive housing over the next 15 years; and

Whereas, On November 19, 2015, the Committees on General Welfare and Housing and Buildings held an oversight hearing, “Supportive Housing in New York City,” where advocates including the Supportive Housing Network, Housing Works, the Coalition for the Homeless, the Legal Aid Society, Citizens’ Committee for Children and others testified that the State must match the City’s commitment and fund an additional 15,000 units of supportive housing in New York City; and

Whereas, A new NY/NY agreement can help reduce the current homeless shelter population, and would allow formerly homeless New Yorkers to live with as much independence as possible; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the State of New York to match the City of New York’s commitment to create 15,000 units of supportive housing over 15 years, and the State of New York and the City of New York to approve a fourth “New York/New York Agreement” to create permanent supportive housing.

JUMAANE D. WILLIAMS, *Chairperson*; YDANIS A. RODRIGUEZ, RAFAEL L. ESPINAL, Jr., MARK LEVINE, ANTONIO REYNOSO, HELEN K. ROSENTHAL, RITCHIE J. TORRES, BARRY S. GRODENCHIK, ERIC A. ULRICH; Committee on Housing and Buildings, January 6, 2016. *Others attending: The Public Advocate (Ms. James).*

Pursuant to Rule 8.50 of the Council, the Public Advocate (Ms. James) called for a voice vote. Hearing no objections, the Public Advocate (Ms. James) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

INTRODUCTION AND READING OF BILLS

Int. No. 1041

By Council Member Dromm.

A Local Law in relation to renaming two thoroughfares and public places in the Borough of Queens, 84th Place, and to amend the official map of the city of New York accordingly.

Be it enacted by the Council as follows:

Section 1. The following street name, in the Borough of Queens, is hereby renamed as hereafter indicated.

New Name	Present Name	Limits
84 th Place	Madison Street	Between 55 th Avenue and 57 th Avenue

§2. The following street name, in the Borough of Queens, is hereby renamed as hereafter indicated.

New Name	Present Name	Limits
84 th Place	84 th Street	Between 57 th Avenue and 57 th Road

§3. The official map of the city of New York shall be amended in accordance with the provisions of sections one and two of this local law.

§4. This local law shall take effect immediately.

Referred to the Committee on Parks and Recreation.

Preconsidered Int. No. 1042

By Council Members Ferreras-Copeland and Koo (by request of the Mayor).

A Local Law in relation to the date of submission by the mayor of the preliminary certificate regarding debt and reserves and appropriations and expenditures for capital projects, the date of submission by the mayor of the preliminary budget, the date by which the council shall hold hearings and submit recommendations in regard to the preliminary budget, relating to the fiscal year two thousand seventeen.

Be it enacted by the Council as follows:

Section 1. During the calendar year 2016 and in relation to the 2017 fiscal year:

1. Notwithstanding any inconsistent provisions of section 235 of the New York city charter, as added by vote of the electors on November 7, 1989, the mayor shall pursuant to such section submit and publish a preliminary certificate regarding debt and reserves and appropriations and expenditures for capital projects as therein described not later than January 21, 2016.

2. Notwithstanding any inconsistent provisions of section 236 of the New York city charter, as amended by local law number 25 of the year 1998, the mayor shall pursuant to such section submit a preliminary budget as therein described not later than January 21, 2016.

3. Notwithstanding any inconsistent provisions of section 247 of the New York city charter, as added by vote of the electors on November 7, 1989, the council shall pursuant to such section hold hearings and submit recommendations as therein described not later than March 30, 2016.

§ 2. This local law takes effect immediately, except that if it becomes law after January 16, 2016, it is retroactive to and deemed to have been in full force and effect as of January 16, 2016.

Adopted by the Council (preconsidered and approved by the Committee on Finance).

Int. No. 1043

By Council Members Levin and Koo.

A Local Law to amend the administrative code of the city of New York, in relation to requiring that all new and substantially renovated buildings conduct blower door testing.

Be it enacted by the Council as follows:

Section 1. Chapter 3 of Title 28 of the administrative code of the city of New York is amended by adding a new article 318 to read as follows:

ARTICLE 318

BLOWER DOOR TESTING

§ 28-318.1 Required blower door testing. *For any building undergoing new construction or substantial improvement, as such term is defined in appendix G of the New York city building code, to determine building envelope air leakage the owner shall conduct a blower door test that is verified by an independent third-party who is approved by the department. Such owner shall report, in a form developed or approved by the department, the results of each blower door test to the department no later than 90 days after the completion of such test. The department shall adopt rules and/or reference standards governing such blower door tests.*

§ 28-318.1.1 Reporting on blower door testing. *The department shall make publicly available online in a non-proprietary format that permits automated processing the following information, at a minimum, for each blower door test result received by the department:*

1. *The date of such test;*
2. *The borough, block and lot number, and street address, of the building upon which such test was conducted;*
3. *The envelope air leakage of such building as indicated by the results of such test;*

4. *The floor area of such building; and*
5. *The main use or dominant occupancy of such building.*

§ 2. This local law takes effect 120 days after it becomes law, except that the commissioner of buildings shall take such steps as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Housing and Buildings.

Int. No. 1044

By The Public Advocate (Ms. James) and Council Members Williams, Vallone, Chin, Gentile and Rodriguez.

A Local Law to amend the administrative code of the city of New York, in relation to denying building permits where a residential building has an excessive number of violations.

Be it enacted by the Council as follows:

Section 1. Article 105 of chapter 1 of title 28 of the administrative code of the city of New York is amended by adding a new section 28-105.1.2 to read as follows:

§ 28-105.1.2 Denial of permits for excessive violations. *The department shall, not issue permits for a multiple dwelling where (i) such multiple dwelling contains fewer than 35 units and has a ratio of open hazardous or immediately hazardous housing maintenance code violations or immediately hazardous or major construction code violations that equal in the aggregate three or more such violations for every dwelling unit in such multiple dwelling or (ii) such multiple dwelling contains 35 units or more and has a ratio of open hazardous or immediately hazardous housing maintenance code violations or immediately hazardous or major construction code violations that equal in the aggregate two or more such violations for every dwelling unit in such multiple dwelling.*

Exception: *The commissioner may issue a permit for a property where the issuance of such permit is necessary to correct an outstanding violation of this code, the housing maintenance code or any other applicable provisions of law or rule or where the commissioner determines that issuance of such permit is necessary to perform work to protect public health and safety.*

§ 2. This local law takes effect 120 days after it becomes law, except that the commissioner of buildings may take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Housing and Buildings.

Int. No. 1045

By the Public Advocate (Ms. James) and Council Members Rodriguez, Kallos and Gentile.

A Local Law to amend the administrative code of the city of New York, in relation to enforcement of the nuisance abatement law.

Be it enacted by the Council as follows:

Section 1. Subdivision (a) of section 7-706 of the administrative code of the city of New York is amended to read as follows:

(a) Generally. Upon the direction of the mayor, or at the request of the head of a department or agency of the city, or at the request of a district attorney of any county within the city, or at the request of a member of the city council, *including the public advocate* with respect to the public nuisances defined in subdivisions (a), (b), (c), (e), (g), and (h) [and] of section 7-703 of this chapter, or upon his or her own initiative, the corporation counsel may bring and maintain a civil proceeding in the name of the city in the supreme court to permanently enjoin a public nuisance within the scope of this subchapter, and the person or persons conducting, maintaining or permitting the public nuisance from further conducting, maintaining or permitting the public nuisance. The owner, lessor and lessee of a building, erection or place wherein the public nuisance as being conducted, maintained or permitted shall be made defendants in the action. The venue of such action shall be in the county where the public nuisance is being conducted, maintained or permitted. The existence of an adequate remedy at law shall not prevent the granting of temporary or permanent relief pursuant to this subchapter.

§ 2. This local law takes effect 90 days after it becomes law.

Referred to the Committee on Governmental Operations.

Int. No. 1046

By Council Members Torres, Van Bramer, Kallos, Chin and Koo.

A Local Law to amend the New York city charter, in relation to posting information about community board members online.

Be it enacted by the Council as follows:

Section 1. Chapter 48 of the New York city charter is amended by adding a new section 1076 to read as follows:

§ 1076 *Community Board Data. The department of information technology and telecommunications, or such other agency or office as the mayor may designate, shall develop and maintain a portal on the city's website that provides information about the members of community boards. Such portal shall be available to the public at no charge and without any registration requirement. The information on such portal shall be updated as frequently as practicable, but in no case less often than once every two months. Such portal shall include, but not be limited to, the following information, which shall be in a machine readable and externally searchable format:*

- a. the name of each community board member;*
- b. the neighborhood, as designated by the department of city planning, within which each such member resides;*
- c. the employer and occupation of each such member, if any;*
- d. the attendance record of each such member at full board meetings and meetings of committees to which they are assigned;*
- e. the council member who recommended each such member, if any, and the name of the borough president who appointed each such member;*
- f. the original appointment date for each such member;*

g. the committees upon which each such member sits and the committees for which each such member acts as chairperson;

h. the number of members serving on each community board who currently reside in each neighborhood, as designated by the department of city planning, served by each such board;

i. the number of vacancies on each community board;

j. the average length of time members have served on a community board; and

k. demographics information for (1) each community board in the aggregate, (2) each borough in the aggregate and (3) all community boards in the city in the aggregate, which demographics information shall include race, gender, religion, sexual orientation, income, age, employment status, disability status, level of education, language spoken at home, marital status, veteran status, and status as an automobile owner or lessor, as determined by an optional survey of community board members.

§ 2. This local law shall take effect 180 days after it becomes law; provided, however, that the department of information technology and telecommunications, or such other office or agency as the mayor may designate to carry out this local law, shall take such actions prior to such time as are necessary for timely implementation of this local law.

Referred to the Committee on Governmental Operations.

L.U. No. 320

By Council Member Greenfield:

Application No. 20165210 TCM pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Becaf, LLC, d/b/a Poco NYC for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 33 Avenue B, Borough of Manhattan, Community Board 3, Council District 2. 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 Section 20-226 of the New York City Administrative Code.

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 321

By Council Member Greenfield:

Application No. N 150340 ZRR submitted by BIRB Realty Inc. pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix A of Article X, Chapter 7, concerning the boundaries of Designated Open Space, within the Special South Richmond Development District, Borough of Staten Island, Community Board 3, Council District 51.

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 322

By Council Member Greenfield:

Application No. N 150421 ZRR submitted by NFC Associates, LLC and New York City Economic Development Corporation pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article X Chapter 5, and related sections, concerning the bulk, parking, grading, and private roads regulations in a Tier I site within the Special Natural Area District and the New York City Farm Colony-Seaview Hospital Historic District, Borough of Staten Island, Community Board 2, Council District 50.

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 323

By Council Member Greenfield:

Application No. C 150422 ZMR submitted by NFC Associates, LLC and New York City Economic Development Corporation pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 26c and 27a, to establish within an existing R3-2 District a C1-3 District near the intersection of Brielle Avenue and Walcott Avenue in the New York City Farm Colony-Seaview Hospital Historic District, Borough of Staten Island, Community Board 2, Council District 50.

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 324

By Council Member Greenfield:

Application No. C 150428 PPR submitted by the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the disposition of one (1) city-owned property located at 475 Brielle Avenue (Block 1955, p/o Lot 1) Borough of Staten Island, Community Board 2, Council District 50. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to Charter Section 197-d(b)(2) or called up by vote of the Council pursuant to Charter Section 197-d(b)(3).

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 325

By Council Member Greenfield:

Application No. C 160002 ZMK submitted by the Department of Housing Preservation and Development and New Van Sinderen Lots LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of Zoning Map, Section No. 17d, changing from an M1-1 District to an R7A/C2-4 District property bounded by a line 185 feet southerly of Newport Avenue, a line midway between Van Sinderen Avenue and Snediker Avenue, 430 feet northerly of Linden Avenue, and Van Sinderen Avenue, Borough of Brooklyn, Community Board 5, Council District 42.

Referred to the Committee on Land Use and the Subcommittee on Planning, Dispositions and Concessions.

L.U. No. 326

By Council Member Greenfield:

Application No. C 160003 HAK submitted by NYC Department of Housing Preservation and Development pursuant to Article 16 of the General Municipal Law for the designation of property located at 679, 669 Van Sinderen Avenue, and 169-182 New Lots Avenue (Block 3850, Lot 1 and Block 3865, Lots 24, 25, 26, 27, 128 and 129), as an Urban Development Action Area and Project and pursuant to Section 197-c of the New York City Charter for the disposition of such property, Borough of Brooklyn, Community Board 5, Council District 42.

Referred to the Committee on Land Use and the Subcommittee on Planning, Dispositions and Concessions.

<http://legistar.council.nyc.gov/Calendar.aspx>

ANNOUNCEMENTS

Thursday, January 7, 2016

[Committee on Aging](#) 10:00 a.m.
Oversight - Social Adult Day Care Follow-Up
Council Chambers – City Hall Margaret Chin, Chairperson

Monday, January 11, 2016

★Deferred
[Committee on Transportation](#) 10:00 a.m.
Agenda to be announced
Committee Room – City Hall Ydanis Rodriguez, Chairperson

Tuesday, January 12, 2016

[Subcommittee on Zoning & Franchises](#) 9:30 a.m.
See Land Use Calendar
Committee Room – 250 Broadway, 16th Floor Donovan Richards, Chairperson

[Committee on Education](#)10:00 a.m.

Tour: J.H.S. 50 John D. Wells
Location: 183 SOUTH 3 STREET
 BROOKLYN, NY 11211

Details Attached.....Daniel Dromm, Chairperson

[Subcommittee on Landmarks, Public Siting & Maritime Uses](#)11:00 a.m.

[See Land Use Calendar](#)

Committee Room – 250 Broadway, 16th Floor

Peter Koo, Chairperson

[Subcommittee on Planning, Dispositions & Concessions](#)1:00 p.m.

[See Land Use Calendar](#)

Committee Room – 250 Broadway, 16th Floor

Inez Dickens, Chairperson

Wednesday, January 13, 2016

[Committee on General Welfare](#) 10:00 a.m.

Oversight - Hunger in New York City.
 Council Chambers – City Hall

Stephen Levin, Chairperson

[Committee on Veterans](#) 1:00 p.m.

Oversight - Veterans Advisory Board: Impact of Last Year's Reforms

Res 938 - By Council Member Van Bramer, the Speaker (Council Member Mark-Viverito), Constantinides, Gentile, Lander, Rodriguez and Ulrich - **Resolution** calling on the State Legislature to pass and the Governor to sign S.6087, the New York Restoration of Honor Act.

Proposed Res 939-A - By Council Member Van Bramer, the Speaker (Council Member Mark-Viverito), Constantinides, Gentile, Lander, Rodriguez and Rose - **Resolution** calling upon Congress to pass and the President to sign S. 1766 and H.R. 3068, the Restore Honor to Service Members Act.

Committee Room – 250 Broadway, 14th Floor

Eric Ulrich, Chairperson

Thursday, January 14, 2016

★ Note Topic Additions

[Committee on Consumer Affairs](#)10:00 a.m.

★**Proposed Int 803-A** - By The Speaker (Council Member Mark-Viverito) and Council Members Richards, Chin, Constantinides, Gentile, Koo, Wills, Levin, Levine, Johnson, Rosenthal, Vallone, Vacca, Williams, Garodnick, Gibson, Cumbo and Dromm - **A Local Law** to amend the administrative code of the city of New York, in relation to the sale of children's products containing certain chemicals.

★**Preconsidered Res ____** - By Council Member Richards - **Resolution** calling upon the United States Consumer Product Safety Commission to establish lower total content levels of regulated chemicals for children's toys and to establish consistent standards for all children's products.

Committee Room – 250 Broadway, 14th Floor

Rafael L. Espinal, Chairperson

★ Note Topic and Committee Addition

★ [Committee on Technology](#) jointly with the

[Committee on Public Safety](#) 10:00 a.m.

★**Int 868** - By Council Members Cumbo, Levine, Gibson, Mendez, Eugene, Koo, Koslowitz, Rose, Rosenthal and Rodriguez - **A Local Law** to amend the administrative code of the city of New York, in relation to creating an emergency mobile text system.

Council Chambers – City Hall

James Vacca, Chairperson

Vanessa L. Gibson, Chairperson

Committee on Land Use

11:00 a.m.

All items reported out of the Subcommittees

AND SUCH OTHER BUSINESS AS MAY BE NECESSARY

Committee Room – City Hall

David G. Greenfield, Chairperson

Committee on Higher Education

1:00 p.m.

Oversight - Are Post-Secondary Institutions in New York City Adequately Training Teachers?

Committee Room – City Hall

Inez Barron, Chairperson

★ Note Revised Topics

Committee on Housing and Buildings

1:00 p.m.

★Proposed Int 722-A - By Council Members Williams, Levine, Rose and Rosenthal (by request of the Manhattan Borough President) - **A Local Law** to amend the administrative code of the city of New York, in relation to minimum temperatures required to be maintained in dwellings.

★Proposed Int 871-A - By Council Members Dromm, Johnson, Mendez, Menchaca, Constantinides, Richards, Rose, Cohen, Rosenthal, Lander, Levine, Rodriguez, Torres, Cornegy, Koslowitz, Van Bramer, Chin, Ferreras-Copeland, Palma, Levin, Crowley, Cumbo, Gentile, Barron, Grodenchik and Reynoso - **A Local Law** to amend the New York city plumbing code, New York city building code and administrative code of the city of New York, in relation to gender-neutral single-occupant bathrooms.

Council Chambers – City Hall

Jumaane D. Williams, Chairperson

Friday, January 15, 2016

★ Addition

Committee on Transportation

10:00 a.m.

Oversight - Upgrading New York City Parking Systems for Greater Efficiency, Safety, and Reliability

Int 326 - By Council Members Garodnick, Cabrera, Chin, Cohen, Constantinides, Koo, Levin, Levine, Mendez, Richards, Rosenthal, Kallos, Menchaca and Ulrich - **A Local Law** to amend the New York city charter, in relation to requiring parking placards to have a barcode which would allow traffic enforcement agents to confirm their validity.

Int 966 - By Council Members Rodriguez, Kallos, Greenfield, Chin, Constantinides, Deutsch, Gentile, Johnson, Koo, Palma, Richards, Vacca, Cohen, Dickens and Ulrich - **A Local Law** to amend the administrative code of the city of New York, in relation to allowing purchases of street parking time to be made via mobile application or text message.

Int 999 - By Council Members Rodriguez, Chin, Gentile and Rose - **A Local Law** to amend the administrative code of the city of New York, in relation to an unused muni-meter time mobile application.

Council Chambers – City Hall

Ydanis Rodriguez, Chairperson

Committee on Environmental Protection

1:00 p.m.

Int 478 - By Council Members Constantinides, Kallos, Crowley Johnson, Richards, Levine, Vallone, Vacca, Garodnick, Gibson, Dromm, Rose, Espinal, Cornegy, Gentile, Koo, Lander, Mealy, Rosenthal, Torres, Maisel, Koslowitz, Rodriguez, Chin, Van Bramer, Miller and Ulrich - **A Local Law** to amend the administrative code of the city of New York, in relation to requiring photovoltaic systems for city-owned buildings.

Council Chambers – City Hall

Costa Constantinides, Chairperson

Tuesday, January 19, 2016

Committee on Finance..... 10:00 a.m.
Int 1029 - By Council Member Ferreras-Copeland (by request of the Mayor) - **A Local Law** to amend the administrative code of the city of New York, in relation to authorizing an increase in the amount to be expended annually in the Fulton Street business improvement district, an extension and modification of the boundaries of the Fulton Street business improvement district, and a change in the method of assessment upon which the district charge in the Fulton Street business improvement district is based.
Int 1030 - By Council Members Ferreras-Copeland, Chin, Gentile and Rose (by request of the Mayor) - **A Local Law** to amend the administrative code of the city of New York, in relation to authorizing an increase in the amount to be expended annually in nine business improvement districts and one special assessment district.
 AND SUCH OTHER BUSINESS AS MAY BE NECESSARY
 Committee Room – City Hall Julissa Ferreras-Copeland, Chairperson

Stated Council Meeting.....*Ceremonial Tributes – 1:00 p.m.*
*Agenda – 1:30 p.m.*

<http://legistar.council.nyc.gov/Calendar.aspx>

MEMORANDUM

Tuesday, December 22, 2015

TO: ALL COUNCIL MEMBERS

RE: TOUR BY THE COMMITTEE ON EDUCATION

Please be advised that all Council Members are invited to attend a tour:

J.H.S. 50 John D. Wells

**183 SOUTH 3 STREET
 BROOKLYN, NY 11211**

The tour will be on **Tuesday, January 12, 2016 beginning at 10:00 a.m.** A van will be leaving City Hall at **9:30 a.m. sharp.**

Council Members interested in riding in the van should call Jan Atwell at **212-788-9116**

Daniel Dromm, Chairperson
Committee on Education

Melissa Mark-Viverito
Speaker of the Council

Whereupon on motion of the Speaker (Council Member Mark-Viverito), the Public Advocate (Ms. James) adjourned these proceedings to meet again for the Stated Meeting on Tuesday, January 19, 2016.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council

Editor's Local Law Note: Int Nos. 108-A, 65-A, 128, 603-A, 604-A, 609-A, 908-A, and 916-A were signed into law by the Mayor on January 6, 2016 as, respectively, Local Laws Nos. 1, 2, 3, 4, 5, 6, 7, and 8 of 2016. Int Nos. 65-A, 128, and 609-A were adopted by the Council at the December 7, 2015 Stated Meeting; Int Nos. 108-A, 603-A, 604-A, 908-A, and 916-A were adopted by the Council at the December 16, 2015 Stated Meeting.

