

THE COUNCIL

*Minutes of the Proceedings for the
STATED MEETING*

of

Thursday, November 14, 2019, 2:28 p.m.

The Public Advocate (Mr. Williams)
Acting President Pro Tempore and Presiding Officer

Council Members

Corey D. Johnson, *Speaker*

Adrienne E. Adams	Barry S. Grodenchik	Antonio Reynoso
Alicia Ampry-Samuel	Robert F. Holden	Donovan J. Richards
Diana Ayala	Ben Kallos	Carlina Rivera
Inez D. Barron	Peter A. Koo	Ydanis A. Rodriguez
Justin L. Brannan	Karen Koslowitz	Deborah L. Rose
Fernando Cabrera	Rory I. Lancman	Helen K. Rosenthal
Margaret S. Chin	Bradford S. Lander	Rafael Salamanca, Jr
Andrew Cohen	Stephen T. Levin	Ritchie J. Torres
Costa G. Constantinides	Mark D. Levine	Mark Treyger
Robert E. Cornegy, Jr	Farah N. Louis	Eric A. Ulrich
Laurie A. Cumbo	Alan N. Maisel	Paul A. Vallone
Chaim M. Deutsch	Steven Matteo	James G. Van Bramer
Daniel Dromm	Carlos Menchaca	Kalman Yeger
Rafael L. Espinal, Jr	I. Daneek Miller	
Mathieu Eugene	Francisco P. Moya	
Vanessa L. Gibson	Bill Perkins	
Mark Gjonaj	Keith Powers	

Absent: Council Member Borelli and Diaz.

Suspended: Council Member King.

The Public Advocate (Mr. Williams) assumed the chair as the Acting President Pro Tempore and Presiding Officer for these proceedings.

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

There were 48 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. Kimberly L. Detherage, serves as Pastor of St. Mark AME Church, located at 95-18 Northern Boulevard, Jackson Heights, New York 11372.

Let us pray.

Dear most gracious and everlasting God,
 creator and sustainer of the universe, giver of life,
 we come this afternoon to invoke your presence and to say thank you.
 First of all, Lord, thank you for your goodness, your grace, and your mercy.
 Thank you for the members of the City Council.
 Thank you for their servant leadership,
 their commitment and dedication to the work that you have called them to do,
 and the good work that they have already accomplished.
 Thank you for the wonderful mosaic of people
 that live, work, play, and visit this great city called New York,
 whom they serve.
 Bless the speaker of the council, the Honorable Corey Johnson,
 as he presides over this Stated Meeting.
 Bless all the members of the City Council
 and bless my own Council Member,
 the Honorable Francisco Moya of the 21st Council District.
 Lord, you have entrusted this city into their hands.
 Give them wisdom, understanding, and patience
 in determining what is best for all New Yorkers.
 In these troubled times where powers and principalities seek to divide and oppress,
 continue to help them to understand and provide for the needs of our city,
 the vulnerable, the lost, the poor, the oppressed, and the issues that they deal with
 of affordable housing and criminal justice and educational reform
 and safety and security of our people, sex trafficking, mental health,
 and what it means to be neighbor.
 We are reminded in your word, Lord, to love our neighborhoods as we love ourselves.
 We are all each other's neighborhoods.
 And may they listen and hear the concerns of this city.
 May their decisions be tempered with justice and mercy
 as they serve all the constituents of New York City.
 Thank you for their vision.
 Thank you for their staff.
 Continue to give them the moral fortitude of what is right.
 Unify, encourage, uplift, strengthen, and restore them.
 Watch over them and their families.
 Bless them in all that they do to make New York a better city
 for us all. In your name we pray.
 Amen.

Council Member Moya moved to spread the Invocation in full upon the record.

During the Communication from the Speaker segment of this Meeting, the Speaker (Council Member Johnson) asked for a Moment of Silence in memory of the following individuals mentioned below:

Retired FDNY Firefighter Cecelia Cox, one of the first women to join the New York City Fire Department, died at the age of 68 in early November 2019. Firefighter Cox joined the FDNY in 1982 following a discrimination suit and served for over twenty years. On behalf of the Council, the Speaker (Council Member Johnson) expressed his deep gratitude for her courage, her trailblazing, and her service.

NYPD Traffic Enforcement Agent Linda Mercer was a first responder who died of 9/11 related cancer at the age of 60 on November 6, 2019. Agent Mercer fought for the well-being of other first responders, particularly those of non-uniform personnel, who suffered from 9/11 related diseases. On behalf of the Council, the Speaker (Council Member Johnson) expressed his gratitude for Ms. Mercer's courage.

On behalf of the Council, the Speaker (Council Member Johnson) offered his condolences to the families of Cecelia Cox and Linda Mercer as well as to the FDNY and NYPD.

At this point, a Moment of Silence was observed in the Chambers.

* * *

LAND USE CALL-UPS

M-194

By Council Member Deutsch:

Pursuant to Rule 11.20(b) of the Council and §20-226 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 3099 Emmons Avenue, Borough of Brooklyn, Council District 48, Community District 15, Application No. 20195733 TCK (Sur La Baie) shall be subject to review by the Council.

Coupled on Call-up vote.

The Public Advocate (Mr. Williams) put the question whether the Council would agree with and adopt such motion which was decided in the **affirmative** by the following vote:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Yeger, the Minority Leader (Council Member Matteo), the Majority Leader (Council Member Cumbo), and The Speaker (Council Member Johnson) – **48**.

At this point, the Public Advocate (Mr. Williams) declared the aforementioned item **adopted** and referred this item to the Committee on Land Use and to the appropriate Land Use subcommittee.

REPORTS OF THE COMMITTEE ON STANDING COMMITTEES

Report of the Committee on Civil Service and Labor

Report for Int. No. 1321-C

Report of the Committee on Civil Service and Labor in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to expanding the prevailing wage law for building service employees at city development projects.

The Committee on Civil Service and Labor, to which the annexed proposed amended local law was referred on January 9, 2019 (Minutes, page 70), respectfully

REPORTS:

INTRODUCTION

On November 13, 2019, the Committee on Civil Service and Labor, chaired by Council Member I. Daneek Miller, held a vote on Int. No. 1321-C. Int. No. 1321-C, sponsored by Council Member Rafael Espinal Jr., relates to expanding the prevailing wage law for building service employees at city development projects. A previous hearing on June 20, 2019 was held by the Committee on Civil Service and Labor on a previous iteration of this piece of legislation. Witnesses that testified on June 20, 2019 included the New York City Law Department's Workers' Compensation Division, New York City Housing and Preservation Department, 32BJ SEIU, National Employment Law Project, the Mutual Housing Association of New York, Services for the UnderServed, Supportive Housing Network of New York, New York State Association for Affordable Housing, Catholic Community Relation Council, Center for New York City Affairs, Taxi Workers Alliance, Center for American Progress, The Arc of Justice, Supportive Housing Network of New York, Human Services Council of New York, West Side Federation for Senior and Supportive Housing, Inc., Breaking Ground, Homeless Services United, and Community Voices Heard.

On November 13, 2019, the Committee passed Int. No. 1321-C by a vote of four in the affirmative, zero in the negative, with zero abstentions.

BACKGROUND

Prevailing Wage

New York State's prevailing wage law requires that contractors on state-funded construction projects pay their workers no less than the wage and benefit levels "prevailing" within the local construction market.¹ It was enacted by statute in 1897 in New York State and then written into New York's Constitution in 1938.² The law exists in an effort to protect New York construction workers from being undercut by low-wage, often out-of-state contractors that may bid for a large government construction contract that would ultimately take away jobs and erode working conditions for local residents.³

In New York City, prevailing wage is set annually by the New York City Comptroller for each trade or occupation for employers performing public works projects and building service work on New York City

¹ Cornell University. ILR School. Policy and Issue Briefs. *New York State Prevailing Wage Law: Defining Public Work*. Available at: <https://digitalcommons.ilr.cornell.edu/briefs/59/>.

² *Id.*

³ Economic Policy Institute. Russel Ormiston, D. Belman, and M. Hinkel. *New York's prevailing wage law: A cost-benefit analysis*. Available at: <https://www.epi.org/publication/new-yorks-prevailing-wage-law-a-cost-benefit-analysis/>.

government-funded work sites.⁴ As required by New York State Labor Law Article Eight, prevailing wage rates for construction work on New York City public works projects are required, however New York City has additional prevailing wage requirements mandated by the New York City Administrative Code Section 6-130 for certain buildings receiving financial assistance from, or leasing space to, NYC government, and for food services or temporary office services workers that have contracts with NYC government agencies.⁵

Although critics of the prevailing wage law rely on a singular argument of “higher wages means higher taxpayer costs,” this is largely not true.⁶ In fact, in multiple studies, economists have found no evidence that these laws have had any significant cost effects on the biggest drivers of New York State’s capital budget: highways and institutional buildings.⁷ Instead, according to an analysis done by the Economic Policy Institute, the prevailing wage law has: attracted and hired the industry’s most productive workers with the provision of the most advanced equipment and technology; strengthened and protected the state’s blue-collar middle class; increased skills to low-skilled workers through the promotion of on-the-job training and apprenticeships; and led to lower fatal and nonfatal injury rates in construction statewide.⁸

ANALYSIS OF INT. NO. 1321-C

A Local Law to amend the administrative code of the city of New York, in relation to expanding the prevailing wage law for building service employees at city development projects.

Local Law 27 of 2012 (the “Prevailing Wage Law”) requires payment of prevailing wages to building service employees in buildings where a private developer receives at least \$1,000,000 in discretionary financial assistance from the City or a City economic development entity for a City development project. Int. No. 1321-C would cover additional developers and projects by removing the current exemption in the Prevailing Wage Law for affordable housing projects and not-for-profit developers of residential projects.

The bill would exempt smaller residential projects with fewer than 120 units, certain supportive housing projects, deeply affordable preservation projects and New York City Housing Authority projects financed through the federal Rental Assistance Demonstration (“RAD”) program. The supportive housing exemption would apply to a project for the provision of housing in which: (i) a developer has entered into a regulatory agreement with a federal, state or local government entity that requires: (A) at least 50 percent of the residential units in such project be reserved for homeless, disabled individuals or homeless families with a disabled head-of-household, and (B) the provision of on-site supportive services to the residents of at least 50 percent of the residential units, and (ii) the remaining 50 percent of the residential units in such project be rented to households earning, on average, up to 80 percent of the area median income, adjusted for household size. The exemption for deeply affordable preservation projects would apply to a project that includes an existing building that is subject to a regulatory agreement with a federal, state or local government agency, provided that such agreement requires all of the residential units, other than units for resident employees of such building, to be affordable for households earning on average up to 50 percent of the area median income, adjusted for household size, and provided, further, that such project receives financial assistance: (A) solely in the form of a tax benefit or (B) that averages less than \$35,000 per residential unit.

The bill would also require building service workers in preservation projects to be paid a “protected wage,” which is defined as the rate of wages and cost of benefits paid to a building service employee in a preservation project on the date that the financial assistance for such project is received plus an annual increase to account for any change in the cost of living and in the cost of providing benefits. As mentioned earlier, the requirements of the Prevailing Wage Law, as well as the requirements of Int. No. 1321-C, apply to the extent that the City or a City economic development entity is providing discretionary financial assistance. The provision of discretionary financial assistance from the City or a City economic development entity is distinct from a

⁴ Office of the New York City Comptroller. Services. For the Public. *NYC Wage Standards*. Available at: <https://comptroller.nyc.gov/services/for-the-public/nyc-wage-standards/wage-schedules/>.

⁵ Local Law 27 of 2012.

⁶ Economic Policy Institute. Russel Ormiston, D. Belman, and M. Hinkel. *New York’s prevailing wage law: A cost-benefit analysis*. Available at: <https://www.epi.org/publication/new-yorks-prevailing-wage-law-a-cost-benefit-analysis/>.

⁷ *Id.*

⁸ *Id.*

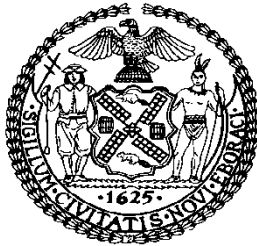
procurement for City services. Therefore, to the extent the City procures services such as temporary housing and shelter services, health and medical services, and social services, such procurement would not be subject to the requirements of this bill.

The proposed legislation would take effect 120 days after it becomes law.

UPDATE

On November 13, 2019, the Committee passed Int. No. 1321-C by a vote of four in the affirmative, zero in the negative, with zero abstentions.

(The following is the text of the Fiscal Impact Statement for Int. No. 1321-C:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 1321-C

COMMITTEE: Civil Service and Labor

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to expanding the prevailing wage law for building service employees at city development projects.

SPONSORS: Espinal, Cumbo, Salamanca, Brannan, Adams, Moya, Lancman, Kallos, Treyger, Rose, Menchaca, Ampry-Samuel, Levine, Ayala, Grodenchik, Rodriguez, Powers, Van Bramer, Lander, Levin, Eugene, Koslowitz, Miller, Chin, Cabrera, Cohen, Rosenthal, Reynoso, Holden, Gibson, King, Richards, Rivera, Vallone, Maisel, Torres, Perkins, Gjonaj, Constantinides, Deutsch, and Louis.

SUMMARY OF LEGISLATION: Proposed Intro. No. 1321-C would cover additional developers and projects by removing the current exemptions under Local Law 27 of 2012 (“the Prevailing Wage Law”) for affordable housing projects and not-for-profit developers of residential projects. Currently, the Prevailing Wage Law requires payment of prevailing wages to building service employees in buildings where a private developer receives at least \$1,000,000 in discretionary financial assistance from the City or a City economic development entity for a City development project. This legislation would require that building service workers in residential projects with 120 or more units receiving financial assistance for new construction or preservation be paid the prevailing wage. Certain supportive housing projects and projects financed through the federal Rental Assistance Demonstration program administered by the New York City Housing Authority would be exempt from the law. Existing small residential projects and deeply affordable housing projects receiving financial assistance for preservation would also be exempt.

EFFECTIVE DATE: This local law would take effect 120 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Capital Expenditures⁹	\$19,272,429	\$46,253,830	\$46,253,830

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that the enactment of this legislation would result in additional capital expenditures for residential projects financed by the New York City Department of Housing Preservation and Development (HPD). This estimate assumes that approximately 4,600 units financed by HPD each year would be newly covered by the requirements of this legislation. Under Housing New York, HPD currently finances the construction and preservation of about 25,000 affordable housing units annually. HPD estimates that about 15,000 of the 25,000 units financed annually, or 60 percent, are in buildings where building service workers are paid prevailing wages or are subject to a labor agreement. Those units would not be impacted by this legislation and are thus not included in this cost estimate. Additionally, over the five-year period, from 2014 to 2018, HPD financed the construction and preservation of 4,785 supportive housing units, or about 957 units annually, which would be exempt under the legislation. Furthermore, according to building level information available on NYC Open Data, about 44 percent of the units financed by HPD are in projects with less than 120 units and therefore would not be covered by this legislation.

Assuming that the 4,600 covered units are in projects receiving financial assistance of at least \$1,000,000, are subject to a 30-year regulatory term with a discount rate of 6.5 percent, and are underwritten with two building service workers pursuant to the current prevailing wage schedule, it is estimated that the additional cost per unit as a result of the prevailing wage requirements would total about \$10,055 per unit, or \$46.3 million in total. The prorated amount for Fiscal 2020 is estimated to be approximately \$19.3 million.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: City Capital Budget

SOURCE OF INFORMATION: New York City Council Finance Division
New York City Department of Housing Preservation and Development
New York City Office of the Comptroller, Building Service Employee Prevailing Wage Schedule, Published July 1, 2019
New York City Open Data (Local Law 44 Data)
Fiscal 2019 Mayor's Management Report

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst
Kendall Stephenson, Senior Economist

ESTIMATED REVIEWED BY: Nathan Toth, Deputy Director
Emre Edev, Assistant Director
Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the full Council on January 9, 2019 as Intro. No. 1321 and was referred to the Committee on Civil Service and Labor (Committee). The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 1321-A, was heard by the Committee at a hearing held on June 20, 2019, and the legislation was laid over. The legislation was subsequently amended, and then amended a third time, and the most recently amended version, Proposed Intro. No. 1321-C will be considered by the Committee on November 13, 2019. Following a successful Committee vote, the bill will be submitted to the full Council for a vote on November 14, 2019.

⁹ Capital Expenditures as a component of the City's Capital Budget.

DATE PREPARED: November 8, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 1321-C:)

Int. No. 1321-C

By Council Members Espinal, Cumbo, Salamanca, Brannan, Adams, Moya, Lancman, Kallos, Treyger, Rose, Menchaca, Ampry-Samuel, Levine, Ayala, Grodenchik, Rodriguez, Powers, Van Bramer, Lander, Levin, Eugene, Koslowitz, Miller, Chin, Cabrera, Cohen, Rosenthal, Reynoso, Holden, Gibson, King, Richards, Rivera, Vallone, Maisel, Torres, Perkins, Gjonaj, Constantinides, Deutsch, Louis and Dromm.

A Local Law to amend the administrative code of the city of New York, in relation to expanding the prevailing wage law for building service employees at city development projects

Be it enacted by the Council as follows:

Section 1. Subdivision a of section 6-130 of the administrative code of the city of New York, as added by local law number 27 for the year 2012, is amended to read as follows:

a. Definitions. For purposes of this section, the following terms [shall] have the following meanings:

[(1) “Affordable housing project” means a project where not less than fifty percent of the residential units are affordable for households earning up to one hundred thirty percent of the area median income or in which all residential units are affordable to households earning up to one hundred sixty five percent of the area median income provided that at least twenty percent of units are affordable to households earning no more than fifty percent of area median income and at least one-third of residential units are occupied at the time of execution of the financial assistance, and where no more than thirty percent of the total square footage of the project area is used for commercial activities, defined as the buying, selling or otherwise providing of goods or services, or other lawful business or commercial activities otherwise permitted in mixed-use property.

(2) “Building service work” means work performed in connection with the care or maintenance of a building or property, and includes but is not limited to work performed by a watchperson, guard, doorperson, building cleaner, porter, handyperson, janitor, gardener, groundskeeper, stationary fireman, elevator operator and starter, or window cleaner.

[(3) “Building service employee” means any person, the majority of whose employment consists of performing building service work, including but not limited to a watchperson, guard, doorperson, building cleaner, porter, handyperson, janitor, gardener, groundskeeper, stationary fireman, elevator operator and starter, or window cleaner.

[(4) “City development project” means [a] *any* project [undertaken by a city agency or a city economic development entity for the purpose of improvement or development of real property, economic development, job retention or growth, or other similar purposes where the project] *that*: (a) is [expected to be larger than 100,000 square feet] *a large development project* [,] or[,in the case of] a residential project[, larger than 100 units]; and (b) has received [or is expected to receive] financial assistance. [City development project shall not include an affordable housing project, nor shall it include] *The term “city development project” shall not include a project of the [Health and Hospitals Corporation] health and hospitals corporation, a supportive housing project, or a preservation project.* [A project will be considered a “city development project” for ten years from the date the financially assisted project opens, or for the duration of any written agreement between a city agency or city economic development entity and a covered developer providing for financial assistance, whichever is longer.]

[(5) “City economic development entity” means a not-for-profit organization, public benefit corporation, or other entity that provides or administers economic development benefits on behalf of the [City pursuant to] *city as described by* paragraph b of subdivision [one] 1 of section 1301 of the [New York city] charter.

[(6) “Comptroller” means the comptroller of the city [of New York].

[(7)] “Contracting agency” means a city, county, borough, or other office, position, administration, department, division, bureau, board or commission, or a corporation, institution, or agency of government, the expenses of which are paid in whole or in part from the city treasury.

“Converted public housing building” means any building converted from section 9 of the United States Housing Act of 1937, as amended, to section 8 of such act by the New York city housing authority.

“Converted public housing building service worker” means any building service worker employed at a converted public housing building that is a beneficiary of federal assistance under the United States Housing Act of 1937, as amended, at the time such worker performs such building service work.

[(8)] “Covered developer” means any person receiving financial assistance in relation to a city development project, or any assignee or successor in interest of real property that qualifies as a city development project. [“Covered developer” shall] *The term “covered developer” shall not include any not-for-profit organization, except where a not-for-profit organization receives financial assistance in relation to a city development project that is a residential project.* Further, [a covered developer] *such term shall not include a business improvement district[;], a small business[; nor shall it include], or an otherwise covered developer whose industry conducted at the project location is manufacturing, as defined by the North American Industry Classification System.*

[(9)] “Covered lessor” means any person entering into a lease with a contracting agency.

[(10)] “Financial assistance” means assistance that is provided to a covered developer *or protected developer* for the improvement or development of real property, economic development, job retention and growth, or other similar purposes, and that is provided either (a) directly by the city, or (b) indirectly by a city economic development entity and that is paid in whole or in part by the city, and that at the time the covered developer *or protected developer* enters into a written agreement with the city or city economic development entity is expected to have a total present financial value of [one million dollars] *\$1,000,000* or more. Financial assistance includes, but is not limited to, cash payments or grants, bond financing, tax abatements or exemptions (including, but not limited to, abatements or exemptions from real property, mortgage recording, sales and uses taxes, or the difference between any payments in lieu of taxes and the amount of real property or other taxes that would have been due if the property were not exempted from the payment of such taxes), tax increment financing, filing fee waivers, energy cost reductions, environmental remediation costs, write-downs in the market value of building, land, or leases, or the cost of capital improvements related to real property that, under ordinary circumstances, the city would not pay for; provided, however, that any tax abatement, credit, reduction or exemption that is given to all persons who meet criteria set forth in the state or local legislation authorizing such tax abatement, credit, reduction or exemption, [shall be] *is deemed to be as of right (or non-discretionary);* and provided further that the fact that any such tax abatement, credit, reduction or exemption is limited solely by the availability of funds to applicants on a first come, first serve or other non-discretionary basis set forth in such state or local law shall not render such abatement, credit, reduction or exemption discretionary. Financial assistance [shall include] *includes* only discretionary assistance that is negotiated or awarded by the city or by a city economic development entity, and shall not include as-of-right assistance, tax abatements or benefits. Where assistance takes the form of leasing city property at below-market lease rates, the value of the assistance shall be determined based on the total difference between the lease rate and a fair market lease rate over the duration of the lease. Where assistance takes the form of loans or bond financing, the value of the assistance shall be determined based on the difference between the financing cost to a borrower and the cost to a similar borrower that does not receive financial assistance from a city economic development entity.

“Large development project” means a project undertaken by a city agency or a city economic development entity for the purpose of improvement or development of real property, economic development, job retention or growth, or other similar purposes where the project is expected to be larger than 100,000 square feet.

[(11)] “Lease” means any agreement whereby a contracting agency contracts for, or leases or rents, commercial office space or commercial office facilities of 10,000 square feet or more from a non-governmental entity provided the [City] *city*, whether through a single agreement or multiple agreements, leases or rents no less than [fifty-one] *51* percent of the total square footage of the building to which the lease applies, or if such space or such facility is entirely located within the geographic area in the borough of Staten Island, or in an area not defined as an exclusion area pursuant to section 421-a of the real property tax law on the date of enactment of the local law that added this section, then no less than [eighty] *80* percent of the total square footage of the building to which the lease applies. Such agreements [shall] *do* not include agreements between not-for-profit organizations and a contracting agency.

[(12)] “Not-for-profit organization” means an entity that is either incorporated as a not-for-profit corporation under the laws of the state of its incorporation or exempt from federal income tax pursuant to subdivision c of section [five hundred one] 501 of the United States internal revenue code.

“On-site supportive services” means the provision of services to residents that may include, but are not limited to, assistance with the physical health, mental health, and substance abuse needs of such residents.

“Preservation project” means a (i) small residential project; or (ii) residential project that includes an existing building that is subject to a regulatory agreement with a federal, state or local government agency, provided that such agreement requires all of the residential units, other than units for resident employees of such building, to be affordable for households earning on average up to 50 percent of the area median income, adjusted for household size, and provided, further, that such project receives financial assistance: (A) solely in the form of a tax benefit or (B) that averages less than \$35,000 per residential unit, except that “preservation project” shall not include a supportive housing project.

[(13)] “Prevailing wage” means the rate of wage and supplemental benefits paid in the locality to workers in the same trade or occupation and annually determined by the comptroller in accordance with the provisions of section 234 of the [New York state] labor law. As provided under section 231 of the [New York state] labor law, the obligation of an employer to pay prevailing supplements may be discharged by furnishing any equivalent combinations of fringe benefits or by making equivalent or differential payments under rules and regulations established by the comptroller.

“Protected wage” means the rate of wages and cost of benefits paid to a building service employee in a preservation project on the date that the financial assistance for such project is received plus an annual increase to account for any change in the cost of living and in the cost of providing benefits. Such increase shall be determined by a standard determined pursuant to rule, as required by paragraph (9) of subdivision d of this section.

“Protected developer” means any person receiving financial assistance for a preservation project, except that “protected developer” shall not include a business improvement district.

“Received” means the execution of a written instrument that sets forth the provision of financial assistance to a covered developer or protected developer by the city or a city economic development entity.

“Residential project” means a project undertaken by a city agency or a city economic development entity to develop or improve no less than 120 residential units in one or more buildings.

[(14) Small business] “Small business” means an entity that has annual reported gross revenues of less than [five million dollars] \$5,000,000. For purposes of determining whether an employer qualifies as a small business, the revenues of any parent entity, of any subsidiary entities, and of any entities owned or controlled by a common parent entity shall be aggregated.

“Small residential project” means a project: (a) undertaken by a city agency or a city economic development agency to improve no more than 119 residential units in one or more buildings; and (b) that has received financial assistance.

“Supportive housing project” means a project for the provision of housing in which: (i) a developer has entered into a regulatory agreement with a federal, state or local government entity that requires: (A) at least 50 percent of the residential units in such project be reserved for homeless, disabled individuals or homeless families with a disabled head-of-household, and (B) the provision of on-site supportive services to the residents of at least 50 percent of the residential units, and (ii) the remaining 50 percent of the residential units in such project be rented to households earning, on average, up to 80 percent of the area median income, adjusted for household size.

§ 2. Paragraph (2) of subdivision b of section 6-130 of the administrative code of the city of New York, as added by local law number 27 for the year 2012, is amended to read as follows:

(2) Prior to entering into a lease, or extension, renewal, amendment or modification thereof, and annually thereafter for the term of the lease, the contracting agency shall obtain from the prospective covered lessor, and provide to the comptroller, a certification, executed under penalty of perjury, that all building service employees employed in the building to which the lease pertains or under contract with the covered [developer] lessor to perform building service work in such building will be and/or have been paid the prevailing wage for the term of the lease. Such certification shall include a record of the days and hours worked and the wages and benefits paid to each building service employee employed at such building which shall be available for inspection by the city. Such certification shall be certified by the chief executive or chief financial officer of the covered lessor, or the designee of any such person. The certification shall be annexed to a part of any prospective lease. A violation

of any provision of the certification or failure to provide such certification shall constitute a violation of this section by the party committing the violation of such provision.

§ 3. Paragraphs (1), (2), (3), (4), and (6) of subdivision c of section 6-130 of the administrative code of the city of New York, as added by local law number 27 for the year 2012, is amended to read as follows:

(1) *Except with regard to converted public housing building service workers in connection with a city development project or a preservation project, the following requirements shall apply to covered developers and protected developers:*

(A) Covered developers shall ensure that all building service employees performing building service work in connection with a city development project are paid no less than the prevailing wage.

(B) *Protected developers shall ensure that all building service employees performing building service work in connection with a preservation project are paid no less than the protected wage.*

(2) *Prior to commencing work at [the] a city development project, and annually thereafter, every covered developer shall provide to the city or the city economic development entity and the comptroller an annual certification executed under penalty of perjury that all building service employees subject to subparagraph (A) of paragraph 1 of this section, who are employed at a city development project by the covered developer or under contract with the covered developer to perform building service work will be and/or have been paid the prevailing wage. Prior to commencing work at a preservation project, and annually thereafter, every protected developer shall provide to the city or the city economic development entity and the comptroller an annual certification executed under penalty of perjury that all building service employees subject to subparagraph (B) of paragraph 1 of this section, who are employed at a preservation project by the protected developer or under contract with the protected developer to perform building service work will be and/or have been paid no less than the protected wage.* Such certification shall include a record of the days and hours worked and the wages and benefits paid to each building service employee employed at the city development project *or preservation project*, or under contract with the covered developer *or protected developer*. Such certification shall be certified by the chief executive or chief financial officer of the covered developer *or protected developer*, or the designee of any such person. A violation of any provision of the certification, or failure to provide such certification, shall constitute a violation of this section by the party committing the violation of such provision.

(3) Each covered developer *and protected developer* shall maintain original payroll records for each building service employee *subject to subparagraphs (A) or (B) of paragraph 1 of this section* reflecting the days and hours worked, and the wages paid and benefits provided for such hours worked, and shall retain such records for at least six years after the building service work is performed. The covered developer *or protected developer* may satisfy this requirement by obtaining copies of records from the employer or employers of such employees. Failure to maintain such records as required shall create a rebuttable presumption that the building service employees were not paid the wages and benefits required under this section. Upon the request of the comptroller or the city, the covered developer *or protected developer* shall provide a certified original payroll record.

(4) No later than the day on which any work begins at any city economic development project *or preservation project* subject to the requirements of this section, a covered developer *or protected developer* shall post in a prominent and accessible place at every such city economic development project *or preservation project, as applicable,* and provide each building service employee *subject to subparagraphs (A) or (B) of paragraph 1 of this section* a copy of a written notice, prepared by the comptroller, detailing the wages, benefits, and other protections to which building service employees are entitled under this section. Such notice shall also provide the name, address and telephone number of the comptroller and a statement advising *such* building service employees that if they have been paid less than the prevailing wage *or protected wage, as applicable,* they may notify the comptroller and request an investigation. Such [notices] *notice* shall be provided in English and Spanish. Such notice shall remain posted for the duration of the [lease] *applicable period as set forth in paragraph 6 of this subdivision* and shall be adjusted periodically to reflect the current prevailing wage for building service employees. The comptroller shall provide the city with sample written notices explaining the rights of building service employees and covered developers' *or protected developers'* obligations under this section, and the city shall in turn provide those written notices to covered developers *and protected developers*.

(6) The requirements of this section shall apply for the term of the financial assistance, for ten years from the date that the financially assisted project opens, or for the duration of any written agreement between a city agency or city economic development entity and a covered developer *or protected developer* providing for financial assistance, whichever is longer.

§ 4. Paragraphs (1), (2), (3), (4) and (6) of subdivision d of section 6-130 of the administrative code of the city of New York, as added by local law number 27 for the year 2012, are amended to read as follows:

(1) [No later than October 1, 2012, the] *The* mayor or his or her designee shall promulgate implementing rules and regulations as appropriate and consistent with this section and may delegate such authority to the comptroller. Beginning twelve months after the enactment of the local law that added this section, the comptroller shall submit annual reports to the mayor and the city council summarizing and assessing the implementation and enforcement of this section during the preceding year.

(2) In addition to failure to comply with subdivisions b and c of this section, it shall be a violation of this section for any covered lessor [or], covered developer *or protected developer* to discriminate or retaliate against any building service employee who makes a claim that he or she is owed wages due as provided under this section or otherwise seeks information regarding, or enforcement of, this section.

(3) The comptroller shall monitor covered lessors' [and], covered [employers'] *developers' and protected developers'* compliance with the requirements of this section. Whenever the comptroller has reason to believe there has been a violation of this section, or upon a verified complaint in writing from a building service employee, a former building service employee, or a building service employee's representative claiming a violation of this section, the comptroller shall conduct an investigation to determine the facts relating thereto. At the start of such investigation, the comptroller may, in a manner consistent with the withholding procedures established by subdivision 2 of section 235 of the [state] labor law, request that the relevant contracting agency or entity withhold any payment due to the covered lessor [or], covered developer *or protected developer* in order to safeguard the rights of the building service employees.

(4) The comptroller shall report the results of such investigation to the mayor or his or her designee, who shall, in accordance with the provisions of paragraph 6 of this subdivision and after providing the covered lessor [or], covered developer *or protected developer* an opportunity to cure any violations, where appropriate issue an order, determination, or other disposition, including, but not limited to, a stipulation of settlement. Such order, determination, or disposition may at the discretion of the mayor, or his or her designee, impose the following on the covered lessor, covered developer *or protected developer* committing the applicable violations: (i) direct payment of wages and/or the monetary equivalent of benefits wrongly denied, including interest from the date of the underpayment to the building service employee, based on the interest rate then in effect as prescribed by the superintendent of banks pursuant to section 14-a of the [state] banking law, but in any event at a rate no less than six percent per year; (ii) direct payment of a further sum as a civil penalty in an amount not exceeding [twenty-five] 25 percent of the total amount found to be due in violation of this section, except that in cases where a final disposition has been entered against a person in two instances within any consecutive six year period determining that such person has willfully failed to pay or to ensure the payment of the prevailing wages *or protected wages* in accordance with the provisions of this section or to comply with the anti-retaliation, recordkeeping, notice, or reporting requirements of this section, the mayor, or his or her designee, may impose a civil penalty in an amount not exceeding [fifty] 50 percent of the total amount found to be due in violation of this section; (iii) direct the maintenance or disclosure of any records that were not maintained or disclosed as required by this section; (iv) direct the reinstatement of, or other appropriate relief for, any person found to have been subject to retaliation or discrimination in violation of this section; or (v) direct payment of the sums withheld at the commencement of the investigation and the interest that has accrued thereon to the covered lessor [or], covered developer *or protected developer*. In assessing an appropriate remedy, due consideration shall be given to the gravity of the violation, the history of previous violations, the good faith of the covered lessor [or], covered developer *or protected developer*, and the failure to comply with record-keeping, notice, reporting, or other non-wage requirements. Any civil penalty shall be deposited in the general fund.

(6) Before issuing an order, determination, or any other disposition, the mayor, or his or her designee, as applicable, shall give notice thereof, together with a copy of the complaint, which notice shall be served personally or by mail on any person affected thereby. The mayor, or his or her designee, as applicable, may negotiate an agreed upon stipulation of settlement or refer the matter to the office of administrative trials and hearings, or other appropriate agency or tribunal, for a hearing and disposition. Such person or covered [employer] *lessor, covered developer or protected developer* shall be notified of a hearing date by the office of administrative trials and hearings, or other appropriate agency or tribunal, and shall have the opportunity to be heard in respect to such matters.

§ 5. Subdivision d of section 6-130 of the administrative code of the city of New York is amended by adding a new paragraph (9) to read as follows:

(9) *The mayor, or an agency designated by the mayor shall promulgate a rule establishing a standard by which to calculate an increase in the rate of wages to account for any change in the cost of living and a standard by which to calculate any increase in the cost of benefits to account for changes in the cost of such benefits.*

§ 6. This local law does not apply to any written agreement between a city agency or city economic development entity and either a covered developer or a protected developer providing for financial assistance executed prior to the effective date of this local law, except that extension, renewal, amendment or modification of such written agreement, occurring on or after the effective date of this local law, that results in the provision of any financial assistance to either a covered developer or a protected developer in addition to the financial assistance provided to such covered developer or such protected developer pursuant to any written agreement between a city agency or city economic development entity and either such covered developer or such protected developer executed prior to the effective date of this local law shall make either such covered developer or such protected developer subject to the requirements of this local law. The terms “city economic development entity”, “covered developer”, “protected developer”, and “financial assistance” shall be defined in accordance with the definitions in section 6-130 of the administrative code.

§ 7. This local law takes effect 120 days after it becomes law, except that the mayor, or an agency designated by such mayor, may promulgate any rules necessary for implementation of this local law and take any other measures as are necessary for its implementation, prior to such date.

I. DANEEK MILLER, *Chairperson*; DANIEL DROMM; ADRIENNE E. ADAMS, FARAH N. LOUIS
Committee on Civil Service and Labor, November 13, 2019.

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

Report of the Committee on Education

Report for Int. No. 1547-A

Report of the Committee on Education in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to expanding reports on demographic data in New York city public schools.

The Committee on Education, to which the annexed proposed amended local law was referred on May 8, 2019 (Minutes, page 1730), respectfully

REPORTS:

Introduction

On Thursday, November 14, 2019, the Committee on Education, chaired by Council Member Mark Treyger, held a vote on Proposed Introduction Number 1547-B, sponsored by Council Member Lander; Proposed Introduction Number 1550-B, sponsored by The Public Advocate (Mr. Williams); Proposed Introduction Number 1552-B, sponsored by Council Member Rivera; and Proposed Introduction Number 1554-B, sponsored by Council Member Treyger. The Committee previously heard testimony on these bills on May 1, 2019. At that hearing, the Committee received testimony from the Department of Education (DOE), advocates, and other members of the public. In the prior Legislative Session, the Council held hearings on the issue of diversity in NYC schools in December 2014 and December 2017. On Thursday, November 14, 2019 the Committee passed Proposed Introduction Number 1547-B, Proposed Introduction Number 1550-B, Proposed Introduction Number 1552-B, and Proposed Introduction Number 1554-B by a vote of fifteen in the affirmative, zero in the negative, with zero abstentions.

Background

Brown v. Board of Education was a 1954 U.S. Supreme Court case in which the Court held that segregation of students in public schools violates the Equal Protection Clause of the Fourteenth Amendment of the United States Constitution, because separate facilities are inherently unequal.¹ This Supreme Court decision mandated the desegregation of public schools across the country and paved the way for integration efforts to begin in earnest.² While New York City (NYC) is more racially diverse today than it was in 1954, its public schools are some of the most segregated in the country.³ Nationally, the “United States is resegregating, with the number of schools that are less than 40% white doubling between 1996 and 2016.”⁴

In March 2019, headlines of newspapers across the country centered on nine NYC high schools and the racial make-up of their student bodies.⁵ These schools, known as the specialized high schools, are the most competitive and sought after schools in the City’s school system.^{6,7} Media interest increased when DOE reported that only seven out of 895 admissions offers to Stuyvesant High School, the city’s most selective school, went to black students.⁸ Further, out of 4,798 admissions offers for all eight test-based specialized high schools⁹ for the upcoming 2019-20 academic year, 506 offers, or 10.6 %, were received by black and Hispanic students,¹⁰ while the overall NYC public school enrollment is 66.5 % black and Hispanic.¹¹

This stark contrast in the racial makeup of the specialized high schools compared with the school system as a whole has served as a catalyst for policy makers, students, parents, educators and community advocates to turn a critical eye towards segregation in schools throughout the city.

The country’s most diverse public school system is also one of the most segregated.¹² Segregation in New York City public schools is not simply one of race/ethnicity, but also socio-economic segregation¹³ and academic segregation.¹⁴

¹ 347 U.S. 483.

² “Brown v Board of Education Decision (May), Civil rights Movement Veterans. Accessed at: <https://www.crmvet.org/tim/timhis54.htm#1954bvbe>.

³ Shapiro, E. “Segregation Has Been the Story’s of New York City’s Schools for 50 Years,” *The New York Times*. March 26, 2019, accessed at: <https://www.nytimes.com/2019/03/26/nyregion/school-segregation-new-york.html>.

⁴ Harris, A. “Can Richard Carranza Integrate the Most Segregated School System in the Country?” *The Atlantic*. July 23, 2018, accessed at: <https://www.theatlantic.com/education/archive/2018/07/richard-carranza-segregation-new-york-city-schools/564299/>.

⁵ Shapiro, E. “Only 7 Black Students Got Into Stuyvesant, N.Y.’s Most Selective High School, Out of 895 Spots,” *The New York Times*. March 18, 2019, accessed at: <https://www.nytimes.com/2019/03/18/nyregion/black-students-nyc-high-schools.html>.

⁶ Stuyvesant High School, Bronx High School of Science, Brooklyn Technical High School, Brooklyn Latin School, Staten Island Technical High School, Queens High School for the Sciences, High School of American Studies, the High School of Mathematics, Science and Engineering, and LaGuardia High School of Music and the Arts.

⁷ N.Y. Ed Law § 2590-h.

⁸ Shapiro, E. “Only 7 Black Students Got Into Stuyvesant, N.Y.’s Most Selective High School, Out of 895 Spots,” *The New York Times*. March 18, 2019, accessed at: <https://www.nytimes.com/2019/03/18/nyregion/black-students-nyc-high-schools.html>.

⁹ The ninth, LaGuardia High School of Music and the Arts, admits students on the basis of auditions and students’ academic records.

¹⁰ See New York City Department of Education. “Re: High School Admissions.” 19 March 2019. E-mail from DOE on file with Council staff

¹¹ See New York City Department of Education, “DOE Data at a Glance.” Accessed at: <https://www.schools.nyc.gov/about-us/reports/doe-data-at-a-glance>.

¹² Chen, M. “New York’s Separate and Unequal Schools.” *The Nation*. February 20, 2018, accessed at: <https://www.thenation.com/article/new-yorks-separate-and-unequal-schools/>.

¹³ Harris, E. and Katz, J. “Why are New York’s Schools segregated? It’s Not as Simple as Housing.” *The New York Times*. May 2, 2018, accessed at: <https://www.nytimes.com/interactive/2018/05/02/nyregion/new-study-school-choice-increases-school-segregation.html/>.

¹⁴ “Current Campaign: Enrollment Equity,” *Teens Take Charge*, accessed at <https://www.teenstakecharge.com/campaign>.

Racial/ethnic segregation

According to a 2014 UCLA report, New York State has the most segregated public schools in the country.¹⁵ New York State's numbers are heavily impacted by New York City, which has the third most racially segregated school system in the nation, according to a 2012 *New York Times* analysis.¹⁶

Socio-economic segregation

There are existing federal, state, and local laws that prohibit policies that effectuate racial segregation.¹⁷

“Public policies in housing, education, and infrastructure helped to create a segregated New York City,” as illustrated by Appendix A.¹⁸ “Colored infiltration a definitely adverse influence on neighborhood desirability”—that was a line from a report prepared by an appraiser tasked by the Home Owners’ Loan Corporation¹⁹, to summarize the prospects of the Bedford-Stuyvesant neighborhood for mortgage underwriting.²⁰ A long systemic pattern of government sanctioned housing segregation policies have “helped lead to a perpetual cycle of inequality in which segregated housing leads to segregated schools which leads to unequal educational opportunities which leads to disparities in income which leads to segregated housing.”²¹

Academic segregation/isolation

Concentrating students with low academic performance together can also have extreme adverse academic effects for those students.²² Examining 2017-18 DOE data, 90% of students in schools with 8th grade English Language Arts (ELA) passing rates below 25% are black or Hispanic, and 36% of students in schools with 8th grade ELA passing rates above 75% are black or Hispanic.^{23,24} A DOE report in 2008 conducted by The Parthenon Group²⁵ found “that the chances for graduation for a black or Hispanic ninth-grade girl with average test scores and attendance differed significantly depending on the proportion of academically challenged students in her school,”²⁶ showing that the makeup of the entire school with regard to academic achievement impacts outcomes for students.

¹⁵ John Kuscera with Gary Orfield, “New York State’s Extreme School Segregation: Inequality, Inaction, and a Damaged Future.” *The Civil Rights Project*. March 2014, accessed at: <http://civilrightsproject.ucla.edu/research/k-12-education/integration-and-diversity/ny-norflot-report-placeholder/Kuscera-New-York-Extreme-Segregation-2014.pdf>.

¹⁶ Fessenden, F., “A Portrait of Segregation in New York City’s Schools,” *New York Times*. May 11, 2012, accessed at: <https://archive.nytimes.com/www.nytimes.com/interactive/2012/05/11/nyregion/segregation-in-new-york-city-public-schools.html?searchResultPosition=1>.

¹⁷ “Segregation in the United States,” History.com, April 15, 2019. Accessed at: https://www.history.com/topics/black-history/segregation-united-states#section_9.

¹⁸ “Desegregating NYC. Twelve Steps Toward a More Inclusive City,” *A Report by Council Member Brad Lander*. April 2018, page 3. Accessed at: https://drive.google.com/file/d/17yqKmyjsVXJEezRc-Dxfiz08F8C3MW_n/view.

¹⁹ As part of President Franklin Roosevelt’s New Deal legislation, the United States Congress passed legislation creating the Home Owners Loan Corporation, whose purpose was to refinance home mortgages that were in default to prevent foreclosure.” See “Home Owners Loan Corporation,” *Roosevelt Institute*. March 22, 2012, accessed at: <http://rooseveltinstitute.org/home-owners-loan-corporation/>.

²⁰ Badger, E., “How Redlining’s Racist Effects Lasted for Decades,” *The New York Times*. August 24, 2017, accessed at: <https://www.nytimes.com/2017/08/24/upshot/how-redlinings-racist-effects-lasting-for-decades.html>.

²¹ Smith-Thompson, T., “To Fix Segregation in Schools, We Must Understand How We Got Here,” *New York Civil Liberties Union*. May 16, 2018, accessed at: <https://www.nyclu.org/en/news/fix-segregation-schools-we-must-understand-how-we-got-here>.

²² Hinds, J., “Academic Segregation Hurts Public Schools,” *The Chief Leader*. March 18, 2019, accessed at: http://thechiefleader.com/opinion/op-eds/academic-segregation-hurts-public-schools/article_489294fa-459c-11e9-9254-0b4bd462234b.html.

²³ “Current Campaign: Enrollment Equity,” *Teens Take Charge*. Accessed at: <https://www.teenstakecharge.com/campaign>.

²⁴ In 2018, only 46.7% of students achieved proficiency. New York State Department of Education Spring 2018 Grades 3-8 Ela & Math Assessment Results. Accessed at: <http://www.nysed.gov/news/2018/state-education-department-releases-spring-2018-grades-3-8-ela-math-assessment-results>.

²⁵ The Parthenon Group was a Boston consulting firm acquired by Ernst & Young in 2014. <https://www.parthenon.ey.com/po/en/home>.

²⁶ Hinds, J., “Academic Segregation Hurts Public Schools,” *The Chief Leader*. March 18, 2019, accessed at: http://thechiefleader.com/opinion/op-eds/academic-segregation-hurts-public-schools/article_489294fa-459c-11e9-9254-0b4bd462234b.html.

Benefits of School Integration

Social science research since the late 1980s is clear and consistent that the racial and socioeconomic composition of schools influences short- and long-term student outcomes.²⁷ The findings indicate that segregation is harmful for all students, while racial, ethnic, and socioeconomic diversity is beneficial for all students.²⁸ Both racial and socioeconomic integration have benefits that are complementary and overlapping, which reinforces the importance of prioritizing schools that are economically, as well as racially, diverse.²⁹ Schools that are racially and socioeconomically integrated provide academic and cognitive benefits, social-emotional and civic benefits; as well as economic benefits.³⁰

Academic Benefits

With regard to academic benefits, research shows that students in integrated schools nationwide have higher average test scores.³¹ In New York City, a 2016 analysis by Citizens' Committee for Children of New York found that students in diverse schools were more than twice as likely to meet proficiency standards on the ELA test as students in intensely segregated schools.³² Integrated schools also help to reduce racial achievement gaps, since low-income minority students in diverse schools gain the most on proficiency tests.³³ Students in integrated schools are also less likely to drop out and more likely to enroll in college.³⁴ Other cognitive benefits for all students—including middle-class white students—in diverse classrooms have been documented by researchers who found that “students’ exposure to other students who are different from themselves and the novel ideas and challenges that such exposure brings leads to improved cognitive skills, including critical thinking and problem solving.”³⁵ These academic and cognitive benefits accrue to all students in all grades but are greatest in middle and high school suggesting that the effects are cumulative.³⁶ Further, the earlier students experience desegregated learning environments, the greater the positive impacts on academic success.³⁷

Social-Emotional and Civic Benefits

A number of social-emotional and civic benefits also result from attending integrated schools where students are exposed to peers of different backgrounds, including:

- A reduction in individual levels of racial and ethnic prejudice;
- An increase in cross-racial trust and friendships among youths and adults;

²⁷ Mickelson, R., “School Integration and K-12 Outcomes: An Updated Quick Synthesis of the Social Science Evidence,” October 2016, Research Brief No. 5, *The National Coalition on School Diversity*, accessed at <https://school-diversity.org/pdf/DiversityResearchBriefNo5Oct2016Big.pdf>.

²⁸ *Id.*

²⁹ Ayscue, J., Frankenberg, E., and Siegel-Hawley, G., “The Complementary Benefits of Racial and Socioeconomic Diversity in Schools.” Research Brief No. 10, *The National Coalition on School Diversity*, March 2017, accessed at <https://school-diversity.org/pdf/DiversityResearchBriefNo10.pdf> <https://school-diversity.org/research-briefs/>.

³⁰ The Century Foundation, “The Benefits of Socioeconomically and Racially Integrated Schools and Classrooms,” February 10, 2016, accessed at: <https://tcf.org/content/facts/the-benefits-of-socioeconomically-and-racially-integrated-schools-and-classrooms/?session=1>.

³¹ *Id.*

³² Citizens' Committee for Children of New York, “Understanding Diversity in NYC’S Public Schools,” March 31, 2016, accessed at: <https://www.cccnewyork.org/blog/understanding-diversity-in-nycs-public-schools/>.

³³ Mickelson, R., “School Integration and K-12 Outcomes: An Updated Quick Synthesis of the Social Science Evidence,” October 2016, Research Brief No. 5, *The National Coalition on School Diversity*.

³⁴ The Century Foundation, “The Benefits of Socioeconomically and Racially Integrated Schools and Classrooms,” February 10, 2016, accessed at: <https://tcf.org/content/facts/the-benefits-of-socioeconomically-and-racially-integrated-schools-and-classrooms/?session=1>.

³⁵ Stuart Wells, A., Fox, L., and Cordova-Coba, D., “How Racially Diverse Schools and Classrooms Can Benefit all Students,” *The Century Foundation*. February 9, 2016, p. 2, accessed at: https://tcf.org/assets/downloads/HowRaciallyDiverse_AmyStuartWells.pdf.

³⁶ Mickelson, R., “School Integration and K-12 Outcomes: An Updated Quick Synthesis of the Social Science Evidence,” October 2016, Research Brief No. 5, *The National Coalition on School Diversity*.

³⁷ Ayscue, J., Frankenberg, E., and Siegel-Hawley, G., “The Complementary Benefits of Racial and Socioeconomic Diversity in Schools.” Research Brief No. 10, *The National Coalition on School Diversity*, March 2017, accessed at <https://school-diversity.org/pdf/DiversityResearchBriefNo10.pdf>.

- An enhanced capacity for navigating multicultural settings;
- An increased likelihood of choosing to live in integrated neighborhoods;
- Less juvenile and adult involvement with the criminal justice system;
- Better health and wellness among graduates of diverse schools.³⁸

Moreover, research shows that learning in integrated settings can improve students' satisfaction and intellectual self-confidence and enhance students' leadership skills.³⁹ Racially diverse schools also have positive long-term effects on other life outcomes, including increased educational and occupational attainment, and higher income.⁴⁰

Economic Benefits

Integrated schools provide economic benefits to both students and society. Students who attend diverse schools are better prepared to succeed in a global economy.⁴¹ According to a report by The Century Foundation, “[n]inety-six percent of major employers, ... say it is ‘important’ that employees be ‘comfortable working with colleagues, customers, and/or clients from diverse cultural backgrounds.’”⁴² Students at integrated schools also benefit from more equitable access to resources, such as highly qualified teachers, better facilities, more challenging courses, and increased funding.⁴³

Further, research indicates that providing more students with integrated school environments is one of the most cost-effective ways to improve academic achievement.⁴⁴ According to one estimate, reducing socioeconomic segregation in schools by half would produce a return on investment of three to five times the cost of the programs.⁴⁵ Additionally, providing an integrated learning environment can be a more effective academic intervention than investing extra funding in a higher-poverty school.⁴⁶

³⁸ Mickelson, R., “School Integration and K-12 Outcomes: An Updated Quick Synthesis of the Social Science Evidence,” October 2016, Research Brief No. 5, *The National Coalition on School Diversity*.

³⁹ The Century Foundation, “The Benefits of Socioeconomically and Racially Integrated Schools and Classrooms,” February 10, 2016, accessed at <https://tcf.org/content/facts/the-benefits-of-socioeconomically-and-racially-integrated-schools-and-classrooms/?session=1>.

⁴⁰ Mickelson, R., “School Integration and K-12 Outcomes: An Updated Quick Synthesis of the Social Science Evidence,” October 2016, Research Brief No. 5, *The National Coalition on School Diversity*.

⁴¹ The Century Foundation, “The Benefits of Socioeconomically and Racially Integrated Schools and Classrooms,” February 10, 2016, accessed at <https://tcf.org/content/facts/the-benefits-of-socioeconomically-and-racially-integrated-schools-and-classrooms/?session=1>.

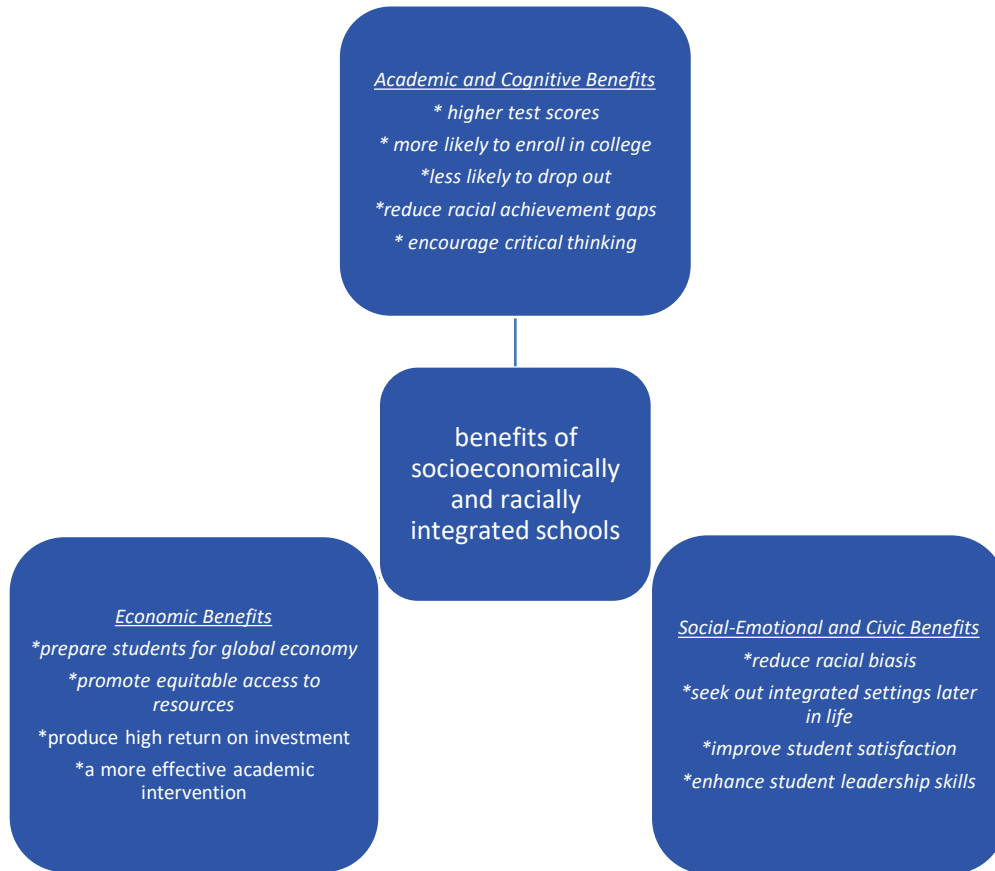
⁴² Stuart Wells, A., Fox, L., and Cordova-Coba, D., “How Racially Diverse Schools and Classrooms Can Benefit all Students,” *The Century Foundation*. February 9, 2016, p. 2, accessed at: https://tcf.org/assets/downloads/HowRaciallyDiverse_AmyStuartWells.pdf.

⁴³ The Century Foundation, “The Benefits of Socioeconomically and Racially Integrated Schools and Classrooms,” February 10, 2016, accessed at: <https://tcf.org/content/facts/the-benefits-of-socioeconomically-and-racially-integrated-schools-and-classrooms/?session=1>.

⁴⁴ *Id.*

⁴⁵ *Id.*

⁴⁶ *Id.*

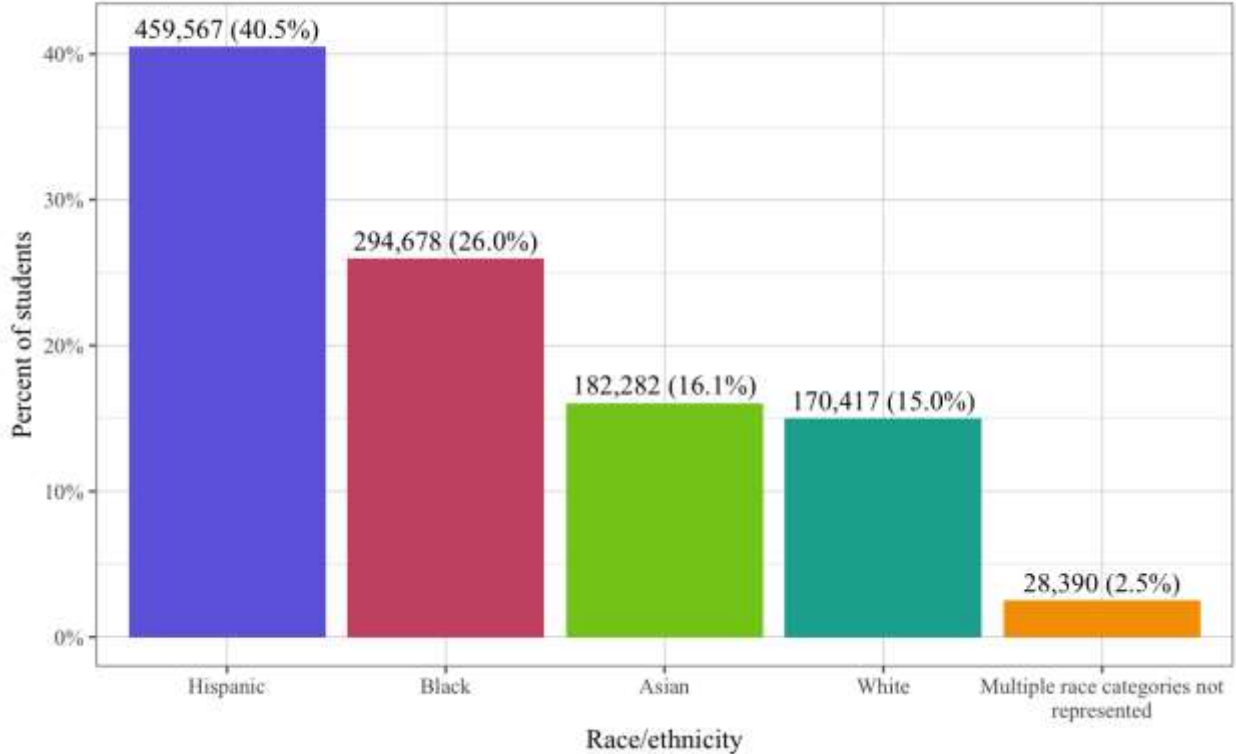
Figure 1 ⁴⁷

⁴⁷ The Century Foundation, "The Benefits of Socioeconomically and Racially Integrated Schools and Classrooms," February 10, 2016, accessed at: <https://tcf.org/content/facts/the-benefits-of-socioeconomically-and-racially-integrated-schools-and-classrooms/?session=1>.

Current Landscape of DOE Schools

As shown in Chart 1, the overall population of the NYC school system is very diverse with 40.5% Hispanic, 26% black, 16.1% Asian and 15% white.⁴⁸

Chart 1
Demographic breakdown of New York City Public Schools
For the 2017-18 school year



Source: DOE Demographic Snapshot

Despite this overall diversity, most New York City schools do not reflect the diversity of the public school system as a whole. Based on a review of data provided by the DOE pursuant to Local Law 59 of 2015 (the School Diversity Accountability Act), for the 2017-18 school year, 74.6% of black and Hispanic students attended a school that was less than 10% white, and 34.3% of white students attended a school with more than 50% white students.⁴⁹

As previously mentioned, in addition to race, DOE schools are also segregated by socioeconomic status. As illustrated in Chart 2, for the 2017-18 school year, 74.5% of Hispanic students, 71.8% of black students, and almost 50% of Asian students attended a school where more than 75% of their classmates experienced poverty.⁵⁰ Conversely, only 24.9% of white students attended a school where more than 75% of their classmates experienced poverty.⁵¹ Citywide, 74% of students experience poverty and the citywide ENI is 70.7%.⁵²

⁴⁸ See New York City Department of Education, “Demographic Snapshot.” Accessed at: <https://infohub.nyced.org/reports-and-policies/citywide-information-and-data/information-and-data-overview>.

⁴⁹ See New York City Department of Education, Demographic Reports, Local Law 59 School Diversity Accountability Act- SY17-18, Admissions tab, accessed at: <https://infohub.nyced.org/reports-and-policies/government/intergovernmental-affairs/diversity-reports>.

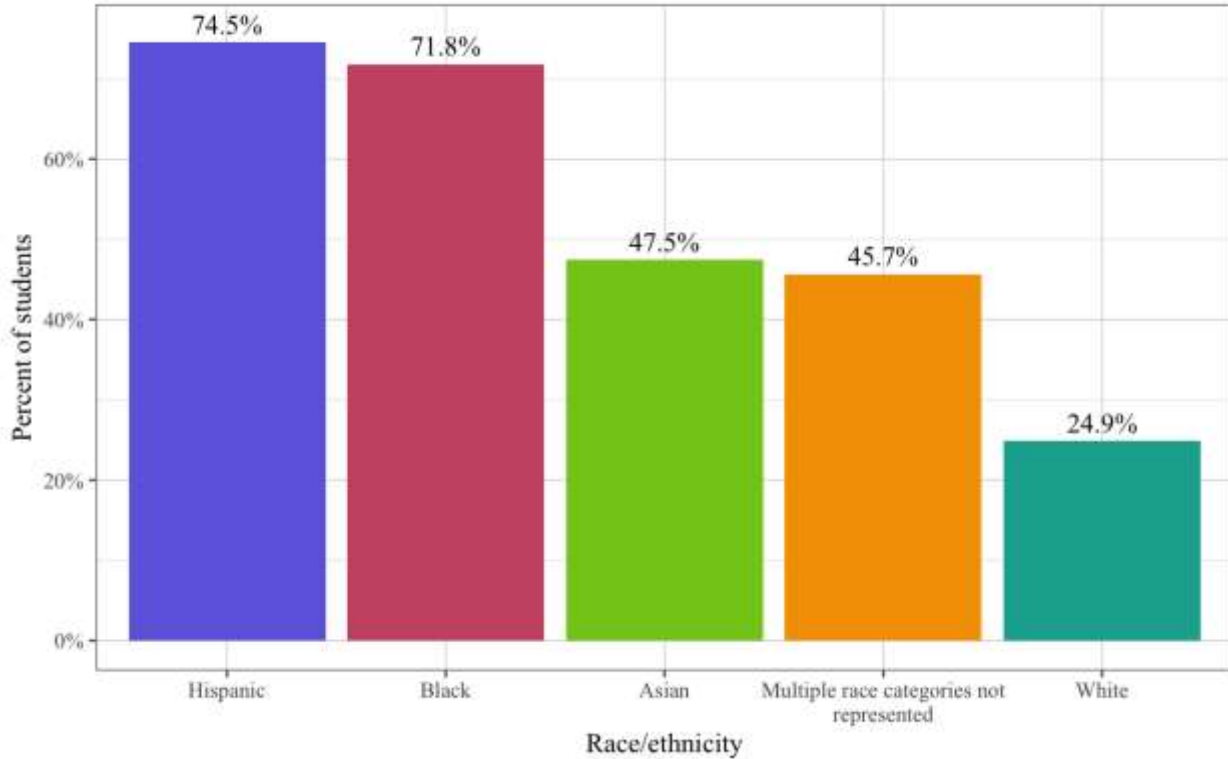
⁵⁰ *Id.*

⁵¹ *Id.*

⁵² ENI value is 1 for students who are eligible for public assistance; students who lived in temporary housing within the previous four years; or students whose home language is other than English and entered DOE schools for the first time within the past four years. “Otherwise, the student’s Economic Need Value is based on the percentage of families (with school-age children) in the student’s Census

Chart 2

Percentage of students attending a school where more than 75% of students experience poverty



Source: DOE Demographic Snapshot

While race and socioeconomic status are important considerations when evaluating schools for diversity, other factors such as diversity among English language learners (ELLs), students with disabilities (SWDs), and students living in temporary housing (STH) should also be considered. An analysis of DOE’s 2017-18 demographic data shows that while 25.2% of schools have a population of more than 20% ELL students, 47.4% of schools had a population of less than 10% ELL students.⁵³ In addition to this discrepancy, SWDs were also under-represented in many schools.⁵⁴ In fact, while 19.7% of students citywide were SWDs,⁵⁵ 6.06% of schools have a population that is less than 10% SWDs.⁵⁶ Furthermore, STHs were overrepresented in some schools and underrepresented in others. While 29.2% of schools have a population of more than 15% of STHs and 4.63% of schools do not have any STH.⁵⁷

tract whose income is below the poverty level, as estimated by the American Community Survey 5-Year Estimate. The student’s Economic Need Value equals this percentage divided by 100.” A school’s ENI is the average of its students’ ENI Values. See New York City Department of Education, “Demographic Snapshot.” Accessed at: <https://infohub.nyced.org/reports-and-policies/citywide-information-and-data/information-and-data-overview>.

⁵³ *Id.*

⁵⁴ *Id.*

⁵⁵ See New York City Department of Education, “Demographic Snapshot.” Accessed at: <https://infohub.nyced.org/reports-and-policies/citywide-information-and-data/information-and-data-overview>.

⁵⁶ See New York City Department of Education, “Demographic Reports.” Local Law 59 School Diversity Accountability Act- SY17-18, Accessed at: <https://infohub.nyced.org/reports-and-policies/government/intergovernmental-affairs/diversity-reports>.

⁵⁷ *Id.*

Impact of School Zoning and Choice on School Segregation

Many schools, known as “zoned” schools, admit students based solely on residence in a specific school attendance zone.⁵⁸ At the elementary level, 29 out of the City’s 32 community school districts are divided into attendance zones, and the other three, District 1 (Manhattan), District 7 (Bronx), and District 23 (Brooklyn), are “choice” districts, which have no zoned schools.⁵⁹ Citywide, there are more than 100 zoned middle grade schools,⁶⁰ and most students attend their zoned middle school or a school within their community district.⁶¹ Therefore, elementary - and, to an extent, middle school - students living in a segregated community are highly likely to attend a segregated zoned school. Notably, while some high schools consider zoning during admissions, there are not a significant number of zoned high schools in NYC.⁶²

While neighborhood school zoning has a significant role in school segregation, research shows “school choice” further exacerbates school segregation. School choice gives students the option to attend a school other than their local public school, including private schools, charter schools, and public schools outside of their district.⁶³ As reported by the Center for New York City Affairs at The New School, students who participate in choice usually attend schools with higher test scores and fewer low-income students.⁶⁴ In contrast, students who attend their zoned schools are more likely to attend schools with higher concentrations of poverty and a higher number of peers who are multi-lingual learners.⁶⁵

While all ethnic groups and races exercise school choice at higher rates than they did 10 years ago, research shows that certain groups are more prone to participate in school choice.⁶⁶ Almost 60% of black students opt out of their neighborhood, zoned school, up from 38% a decade ago, and in 2016-17, 39% of Hispanic students opted out of their zoned school.⁶⁷ Unlike their black and Hispanic peers, Asian and white students are less likely to opt out of their neighborhood school, as they are more likely to be pleased with their zoned neighborhood schools.⁶⁸ Additionally, students who are eligible for free lunch and ELLs are less likely to opt out of their zoned schools than their higher income and English-proficient peers.⁶⁹

The Center for New York City Affairs’ analysis found that living in gentrifying communities is the largest predictor of choice out of all other student characteristics analyzed in their research, i.e. taking advantage of school choice.⁷⁰ In fact, students residing in gentrifying communities are 1.7 times more likely to exercise school choice than students living in non-gentrifying communities.⁷¹ White students in gentrifying neighborhoods exercised school choice significantly more than whites who were in non-gentrifying neighborhoods, with 46% of whites in gentrifying neighborhoods opting out of their zoned school, compared to 25% of them opting out in non-gentrifying neighborhoods.⁷²

Research shows that if all elementary students attended their zoned school, although the school system would still be segregated, it would be less segregated than it is currently.⁷³ Moreover, more than 6,000 additional kindergarteners would be enrolled in schools with free lunch rates that correlate with the City’s average, and

⁵⁸ See New York City Department of Education, “Kindergarten.” Accessed at: <https://www.schools.nyc.gov/enrollment/enroll-grade-by-grade/kindergarten>.

⁵⁹ *Id.*

⁶⁰ See New York City Department of Education, Demographic Reports, Local Law 59 School Diversity Accountability Act- SY17-18, Admissions tab, accessed at: <https://infohub.nyced.org/reports-and-policies/government/intergovernmental-affairs/diversity-reports>.

⁶¹ [Insideschools.org](https://insideschools.org) website, “Citywide Middle Schools,” accessed 4/25/19 at <https://insideschools.org/insidetools/citywide-middle-schools>.

⁶² *Id.*

⁶³ Merriam Webster, accessed at <https://www.merriam-webster.com/dictionary/school%20choice>

⁶⁴ Mader, N., Hemphill, C., and Abbas, Q., “The Paradox of Choice: How School Choice Divides New York City Elementary Schools.” *The Center for New York City Affairs*, May 2018, at p. 5, accessed at:

<https://static1.squarespace.com/static/53ee4f0be4b015b9c3690d84/t/5aecb1c3352f537d3541623b/1525461450469/The+Paradox+of+Choice.pdf>.

⁶⁵ *Id.* at p. 4.

⁶⁶ *Id.* at p. 3.

⁶⁷ *Id.*

⁶⁸ *Id.*

⁶⁹ *Id.*

⁷⁰ *Id.* at p. 20.

⁷¹ *Id.* at p. 20.

⁷² *Id.*

⁷³ *Id.* at p. 4.

approximately 2,300 additional kindergarteners would be enrolled in schools that are between 50 and 90% black and Hispanic.⁷⁴ Additionally, students would be more equally distributed by language status, race, and income level throughout the education system.⁷⁵

Impact of Screened Schools on School Segregation

Many middle schools and most high schools are unzoned; therefore, applicants have more flexibility to choose the schools they prefer to attend. Some researchers, however, argue that this process perpetuates racial segregation due to the screening processes used.⁷⁶ Screening processes allow schools to evaluate students based on auditions or other criteria such as their grades, standardized test scores, and attendance.⁷⁷ Moreover, these criteria limit choice for students who are struggling academically and students who have challenging behavior.⁷⁸ During school year 2017-18, of NYC's 277,521 high school students, 15% attended schools with academic screens and 40% attended unscreened schools.⁷⁹ About 18% of middle school students attended screened schools and 52% attended unscreened schools.⁸⁰

"Limited unscreened schools," which unlike screened schools do not consider academic and attendance records, grant priority to students who have attended a school's open house event, table at a high school fair, or information session.⁸¹ DOE acknowledges that such requirements may be an obstacle for parents who work long hours and who therefore cannot attend such events with their students.⁸² Moreover, students with high needs are less likely to be matched with a high-demand and high-performing limited unscreened school.⁸³

As reported by the Center for New York City Affairs at The New School, black and Hispanic students are concentrated in unscreened schools and Asian and white students have a higher likelihood of attending a screened school.⁸⁴

ANALYSIS OF PROPOSED INT. NO. 1547-A

A Local Law to amend the administrative code of the city of New York, in relation to expanding reports on demographic data in New York city public schools.

The proposed legislation would require the Department of Education (DOE) to expand upon the report required pursuant to Local Law 59/2015 by requiring information regarding individual grade levels within a

⁷⁴ *Id.*

⁷⁵ *Id.*

⁷⁶ Orfield, G., and Kuscera, J., "New York State's Extreme School Segregation Inequity, Inaction and a Damaged Future." *The Civil Rights Project*, March 2014, at p. 23, accessed at <https://www.civilrightsproject.ucla.edu/research/k-12-education/integration-and-diversity/ny-norfler-report-placeholder/Kuscera-New-York-Extreme-Segregation-2014.pdf>.

⁷⁷ See New York City Department of Education, "2018 NYC High School Directory." Accessed at: <http://schools.nyc.gov/NR/ronlyres/243F4EC2-4ED4-4F1C-8A7D-DF4B8BD14771/0/2018NYCHSDirectoryCitywideENGLISH.pdf> at p.14.

⁷⁸ Orfield, G., and Kuscera, J., "New York State's Extreme School Segregation Inequity, Inaction and a Damaged Future." *The Civil Rights Project*, March 2014, at p. 23, accessed at <https://www.civilrightsproject.ucla.edu/research/k-12-education/integration-and-diversity/ny-norfler-report-placeholder/Kuscera-New-York-Extreme-Segregation-2014.pdf>.

⁷⁹ Mader, N., Hemphill, C., and Abbas, Q., "The Paradox of Choice: How School Choice Divides New York City Elementary Schools." *The Center for New York City Affairs*, May 2018, at pp.2-3, accessed at: <https://static1.squarespace.com/static/53ee4f0be4b015b9c3690d84/t/5aecb1c3352f537d3541623b/1525461450469/The+Paradox+of+Choice.pdf>.

⁸⁰ *Id.*

⁸¹ See New York City Department of Education, "2018 NYC High School Directory," at p. 14. Accessed at: <http://schools.nyc.gov/NR/ronlyres/243F4EC2-4ED4-4F1C-8A7D-DF4B8BD14771/0/2018NYCHSDirectoryCitywideENGLISH.pdf>.

⁸² See New York City Department of Education, "Equity and Excellence for All: Diversity in New York City Public Schools" at p. 6. Accessed at <https://www.schools.nyc.gov/docs/default-source/default-document-library/diversity-in-new-york-city-public-schools-english>.

⁸³ Mader, N., Hemphill, C., and Abbas, Q., "The Paradox of Choice: How School Choice Divides New York City Elementary Schools." *The Center for New York City Affairs*, May 2018, at p. 2, accessed at:

<https://static1.squarespace.com/static/53ee4f0be4b015b9c3690d84/t/5aecb1c3352f537d3541623b/1525461450469/The+Paradox+of+Choice.pdf>.

⁸⁴ *Id.*

school, and information regarding students who attend school outside of the attendance zone in which students reside. The proposed bill would further expand upon Local Law 59 by requiring DOE to include information on charter schools under the jurisdiction of the DOE, as well as information on charter schools in the five boroughs, to the extent the DOE has such information. Additionally, the bill would require the DOE to report on admissions preferences established under the DOE's diversity in admissions pilot, and to report high school data regarding diversity efforts on an individual school level. The proposed bill would further amend Local Law 59 to require the DOE to report categories that contain zero as zero, unless reporting as such would violate student privacy laws. Finally, the proposed legislation would provide that the local law would take effect immediately.

Update to A version: Since the initial hearing on this bill, two minor changes were made. First, one of the reporting categories for students was changed from "public assistance from the human resources administration" to the "federal free or reduced prices meals program." Second, the reporting date was changed from November 1 to December 1, in order to align this reporting bill with Proposed Introduction 1550-A.

ANALYSIS OF PROPOSED INT. NO. 1550-A

A Local Law to amend the administrative code of the city of New York, in relation to the establishment of a school diversity advisory group.

The proposed legislation would codify the establishment of a School Diversity Advisory Group to assist the Department of Education (DOE) in achieving diverse and integrated schools. The advisory group would be required to review DOE policies and engage parents, teachers, students, and other community members to formulate recommendations to the DOE. The group would consist of at least 23 members including teachers; principals; parents; students; and experts in culturally responsive curriculum, restorative justice school discipline policies, teacher education and training, and integration or education policy. The group would be required to meet at least once per quarter and to hold five public hearings to solicit feedback. The group would further be required to submit an annual report on findings and recommendations to the Mayor and the Speaker of the City Council and post such report on the DOE's website. Areas to be considered by the advisory group would include: setting racial and socio-economic diversity goals; supporting schools in diversifying their populations; professional development; inequities in funding formulas; accessibility and integration of students with disabilities; pedagogy and curriculum; school climate; restorative justice and practices; parent and teacher empowerment; and any other areas the advisory group deems necessary. The proposed bill would further require the DOE to include an addendum on future reports to include information regarding the implementation of any recommendations from the advisory group, including relevant timelines for implementation. The proposed bill would provide that the local law would take effect immediately.

Update to A version: Since the initial hearing on this bill, the bill has been amended by increasing the number of advisory group members to 27 from 23; providing the Public Advocate with one appointee to the advisory group; requiring the advisory group to maintain a public website to enable on-going solicitation of public feedback; requiring the advisory group to begin meeting no less than quarterly starting on September 1, 2020; and changing the due date of the first report to December 1, 2021 instead of December 1, 2020.

ANALYSIS OF PROPOSED INT. NO. 1552-B

A Local Law in relation to creating district diversity working groups.

The proposed legislation would establish a working group in each community school district to review and make recommendations to foster and increase school diversity. The bill would require that each working group consist of at least 13 members, including teachers, parents, principals, students, community education council

members, superintendents, and representatives of the Department of Education. The bill would further require each working group to partner with a community based organization and to create a plan to foster and increase school diversity, examining areas such as admissions, transfers, language access, and school transportation. Each working group would be required to meet at least once per quarter and hold at least one public hearing each quarter to solicit feedback. Each working group would be required to submit a report of its findings and plan to increase school diversity to the Mayor, the Chancellor, and the Speaker of the City Council. The proposed bill would provide that the local law would take effect immediately and would be repealed upon submission of the required plans.

Update to B version: Since the initial hearing on this bill, the bill has been amended to be less prescriptive and provide greater flexibility to the DOE in creating and facilitating the work of these working groups. The DOE will now be required to complete this work no later from five years of enactment of this bill and those community school districts that have either (i) created a plan to foster diversity within the 3 years of the effective date of this bill or (ii) have voluntarily engaged with the DOE to establish a working group as of the effective date of this bill will be exempt from the requirements of this bill.

ANALYSIS OF PROPOSED INT. NO. 1554-B

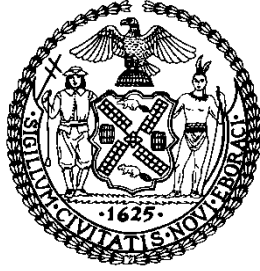
A Local Law to amend the administrative code of the city of New York, in relation to reporting on the demographics of school staff in New York city public schools.

The proposed legislation would amend Local Law 59/2015 to require the Department of Education to annually report on the demographics of school staff. Such information would include the number of employees at each school, disaggregated by gender, race/ethnicity, length of employment, years of experience, highest degree earned, and job title. The bill would provide that such data would also be aggregated citywide and by community school district, and borough as applicable. The bill would provide that the local law would take effect immediately.

Update to B version: Since the initial hearing on this bill, the bill has been amended to no longer require reporting on charter schools and highest degree earned by a school staff member due to the Department of Education not tracking such information; and the term school staff was disaggregated out into the reporting categories: teaching staff, leadership staff and other professional and paraprofessional staff. Finally, the reporting date was changed from November 1 to December 1, in order to align this reporting bill with Proposed Introduction 1550-A.

UPDATE: On Thursday, November 14, 2019 the Committee passed Proposed Introduction Number 1547-B, Proposed Introduction Number 1550-B, Proposed Introduction Number 1552-B, and Proposed Introduction Number 1554-B by a vote of fifteen in the affirmative, zero in the negative, with zero abstentions.

(The following is the text of the Fiscal Impact Statement for Int. No. 1547-A:)



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

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT
PROPOSED INTRO. NO: 1547-A
COMMITTEE: Committee on Education

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to expanding reports on demographic data in New York city public schools.

SPONSORS: Council Members Lander, Treyger, Kallos and Torres.

SUMMARY OF LEGISLATION: This bill would require the Department of Education (DOE) to expand its current student demographic data reporting and to provide data by grade-level. The bill also requires DOE to report on a side-by-side comparison of the racial and ethnic demographics of each school or special program with the racial and ethnic demographics of the larger attendance zone and community school district.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation as DOE already has the resources necessary to comply with the requirements of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division,
New York City Department of Education

ESTIMATE PREPARED BY: Chelsea Baytemur, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Noah Brick, Assistant Counsel
Dohini Sompura, Unit Head
Regina Poreda Ryan, Deputy Director

LEGISLATIVE HISTORY: This legislation was first considered by the Committee on Education jointly with the Committee on Civil and Human Rights as a Preconsidered Introduction on May 1, 2019 and was laid over. The legislation was subsequently introduced by the full Council on May 8, 2019 and referred to the Committee on

Education. The legislation was subsequently amended and the amended version, Proposed Intro. No. 1547-A will be considered by the Committee on Education on [November 14, 2019]. Upon a successful Committee vote, Proposed Intro. No. 1547-A will be submitted to the full Council for a vote on [November 14, 2019].

DATE PREPARED: October 11, 2019.

(For text of Int. Nos. 1550-A, 1552-B, and 1554-B and their Fiscal Impact Statements, please see the Report of the Committee on Education for Int. Nos. 1550-A, 1552-B, and 1554-B, respectively, printed in these Minutes; for text of Int. No. 1547-A, please see below)

Accordingly, this Committee recommends the adoption of Int. Nos. 1547-A, 1550-A, 1552-B and 1554-B.

(The following is the text of Int. No. 1547-A:)

Int. No. 1547-A

By Council Members Lander, Treyger, Torres, Kallos, Louis, Levin, Rosenthal, Eugene and Rose.

A Local Law to amend the administrative code of the city of New York, in relation to expanding reports on demographic data in New York city public schools

Be it enacted by the Council as follows:

Section 1. Section 21-956 of the administrative code of the city of New York, as added by local law number 59 for the year 2015, is amended to read as follows:

§ 21-956 Definitions. For the purposes of this chapter, the following terms [shall] have the following meanings:

[“]Over the counter[” shall mean]. *The term “over the counter” means a process of enrollment for high school students other than the citywide high school admissions process.*

[“]Performance level[” shall mean]. *The term “performance level” means the classification of test scores received on the New York state English language arts and mathematics examinations into four proficiency categories as reported by the state.*

[“]Resident in temporary housing[” shall mean]. *The term “resident in temporary housing” means satisfying the definition of “homeless child” as set forth in chancellor’s regulation A-780.*

[“]School[” shall mean]. *The term “school” means a school of the city school district of the city of New York, including charter schools under the jurisdiction of the department.*

[“]Special programs[” shall mean]. *The term “special programs” means academic programs including but not limited to gifted and talented programs in grades kindergarten through five and dual language programs in grades kindergarten through eight.*

§ 2. Section 21-957 of the administrative code of the city of New York, as added by local law number 59 for the year 2015, is amended to read as follows:

§ 21-957 Annual report on the demographics of students in *grades* kindergarten through [grade] eight. Not later than December 31, 2015, and by [November 1] *December 1* of each year thereafter, the department shall submit to the *speaker of the council* and post on its website a report regarding the following:

a. For each community school district, school within such district, [and] special program within such school, *and grade within such school*, the total number of public school students enrolled in the preceding school year in grades kindergarten through eight and the number and percentage of such students who:

1. [receive] *Receive* special education services;
2. [are] *Are* English language learners;
3. [receive] *Are eligible for the federal free or reduced price [school lunch] meals program;*
4. [reside] *Reside* in temporary housing; [and]
5. [are] *Are attending school out of the attendance zone in which the student resides; and*
6. *Are attending school out of the community school district in which the student resides.*

b. The data provided pursuant to subdivision a shall be disaggregated by:

1. [grade] *Grade* level;
2. [race] *Race* or ethnicity;
3. [gender] *Gender*; [and]
4. [for students who are English language learners, primary home language.] *English language learner status*; and
5. *Primary home language*.

c. For students in grades three through eight, the data provided pursuant to subdivision a of this section shall indicate:

1. [the] *The* number of students who completed the New York state mathematics examination, disaggregated by performance level; and
2. [the] *The* number of students who completed the New York state English language arts examination, disaggregated by performance level.

d. For each school and special program set forth in subdivision a of this section, the department shall report:

1. [the] *The* admissions process used by such school or special program, [such as] *including but not limited to*, whether admission to such school or special program is based on a lottery[,]; a geographic zone[,]; *an audition*; a screening of candidates for such school; *including a detailed description of such screening*[,]; or a standardized test; [and]

2. [whether other] *Any* criteria or methods *that* are used [for admission] *to supplement the admissions process*, including but not limited to, *preferences established under the department's diversity in admissions pilot, composite score formulas, waitlists or a principal's discretion*[,];

3. *A side-by-side comparison of the racial and ethnic demographics of such school or special program with the racial and ethnic demographics of all students in grades kindergarten through eight that reside within the applicable attendance zone, and, if the applicable attendance zone is smaller than the community school district, a side-by-side comparison of the racial and ethnic demographics of the school or special program, the applicable attendance zone and the applicable community school district*; and

4. *Whether such school or special program is becoming more or less similar to the racial and ethnic demographics of the applicable attendance zone and the community school district, based on the comparison required pursuant to paragraph 3 of this subdivision*.

e. [The] *For each community school district, the* department shall report on *whether the department made any efforts in such community school district during the preceding school year to encourage a diverse student body in its schools and special programs and, if so, the details of such efforts*, including, but not limited to, strategic site selection of new schools and special programs, making recommendations to the community education council to draw attendance zones with recognition of the demographics of neighborhoods, the allocation of resources for schools and special programs, and targeted outreach and recruitment efforts.

f. No information that is otherwise required to be reported pursuant to this section shall be reported in a manner that would violate any applicable provision of federal, state or local law relating to the privacy of student information or that would interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement. If a category contains between [0] *one* and [5] *five* students, or contains an amount that would allow another category that contains between [0] *one* and [5] *five* students to be deduced, the number shall be replaced with a symbol[, or shall be subject to some other form of data suppression]. *A category that contains zero shall be reported as zero, unless such reporting would violate any applicable provision of federal, state or local law relating to the privacy of student information*.

g. *The report required pursuant to this section shall, to the extent the department has such information, include data regarding charter schools located within the five boroughs*.

§ 3. Section 21-958 of the administrative code of the city of New York, as added by local law number 59 for the year 2015, is renumbered and amended to read as follows:

§ [21-958] 21-957.1 Annual report on high school student demographics. Not later than December 31, 2015, and by [November 1] *December 1* of each year thereafter, the department shall submit to the *speaker of the council* and post on its website a report regarding the following:

a. For each public high school, the total number of students enrolled in grades nine through twelve in the preceding school year and the number and percentage of such students who:

1. [receive] *Receive* special education services;

2. [are] *Are* English language learners;
3. [receive] *Are eligible for the federal free or reduced price [school lunch] meals program;*
4. [reside] *Reside* in temporary housing; and
5. [are] *Are* enrolled over the counter.

b. The data provided pursuant to subdivision a shall be disaggregated by:

1. [grade] *Grade* level;
2. [race] *Race* or ethnicity;
3. [gender] *Gender*; [and]
4. [for student who are English language learners, primary home language.] *English language learner status;*

and

5. *Primary home language.*

c. For students in grade nine, the data provided pursuant to subdivision a of this section shall provide:

1. [the] *The* number of students who completed the New York state mathematics examination administered in eighth grade, disaggregated by performance level; and

2. [the] *The* number of students who completed the New York state English language arts examination administered in eighth grade, disaggregated by performance level.

d. For each high school set forth in subdivision a of this section, the department shall report:

1. [the] *The* admissions process used by such school, such as whether admissions to such school is based on a lottery[.]; a geographic zone[.]; *an audition*; a screening of candidates for such school, *including a detailed description of such screening*; or a standardized test; and

2. [whether] *Whether* other criteria or methods are used for admissions including, but not limited to, *preferences established under the department's diversity in admissions pilot*, over the counter admissions, waitlists, or a principal's discretion.

e. The department shall report, *on an individual high school level*, on efforts *each individual high school has taken* during the preceding school year to encourage a diverse student body [in its high schools] including, but not limited to, strategic site selection of new schools and special programs, the allocation of resources for schools and special programs, and targeted outreach and recruitment efforts.

f. No information that is otherwise required to be reported pursuant to this section shall be reported in a manner that would violate any applicable provision of federal, state or local law relating to the privacy of student information or that would interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement. If a category contains between [0] one and [5] *five* students, or contains an amount that would allow another category that contains between [0] one and [5] *five* students to be deduced, the number shall be replaced with a symbol[, or shall be subject to some other form of data suppression]. *A category that contains zero shall be reported as zero, unless such reporting would violate any applicable provision of federal, state or local law relating to the privacy of student information.*

§ 4. Section 21-959 of the administrative code of the city of New York, as added by local law number 59 for the year 2015, is renumbered and amended to read as follows:

§ [21-959] 21-957.2 Annual report on the demographic of students in pre-kindergarten programs operated by the department.

Not later than November 1, 2016, and [annually thereafter not later than November 1] *by December 1 of each year thereafter*, the department shall submit to the *speaker of the council* and post on its website a report regarding the following:

a. For each school that offers a pre-kindergarten program, the total number of students enrolled in the preceding school year in such program, disaggregated by race or ethnicity and gender.

b. No information that is otherwise required to be reported pursuant to this section shall be reported in a manner that would violate any applicable provision of federal, state or local law relating to the privacy of student information or that would interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement. If a category contains between [0] *one* and [5] *five* students, or contains an amount that would allow another category that contains between [0] *one* and [5] *five* students to be deduced, the number shall be replaced with a symbol[, or shall be subject to some other form of data suppression]. *A category that contains zero shall be reported as zero, unless such reporting would violate any applicable provision of federal, state or local law relating to the privacy of student information.*

§ 5. This local law takes effect immediately.

MARK TREYGER, *Chairperson*; YDANIS A. RODRIGUEZ, DANIEL DROMM, BRADFORD S. LANDER, Jr., DEBORAH L. ROSE, INEZ D. BARRON, ROBERT E. CORNEGY, BEN KALLOS, MARK D. LEVINE, I. DANEEK MILLER, BARRY S. GRODENCHIK, RAFAEL SALAMANCA, Jr., ALICKA AMPRY-SAMUEL, JUSTIN L. BRANNAN, FARAH N. LOUIS.; Committee on Education, November 14, 2019. *Other Council Members Attending: Council Member Rosenthal.*

On motion of the Speaker (Council Member Johnson), 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 Int. No. 1550-A

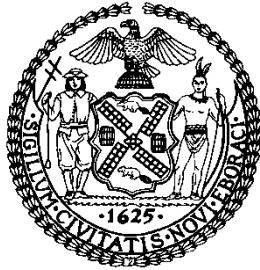
Report of the Committee on Education in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the establishment of a school diversity advisory group.

The Committee on Education, to which the annexed proposed amended local law was referred on May 8, 2019 (Minutes, page 1738), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Education for Int. No. 1547-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1550-A:



THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO: 1550-A

COMMITTEE: Committee on Education

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to the establishment of a school diversity advisory group.

SPONSORS: The Public Advocate (Mr. Williams) and Council Members Torres, Lander, Richards, Cornegy and Kallos.

SUMMARY OF LEGISLATION: This bill would codify the mayoral school diversity advisory group, which was established in 2017. The advisory group would be made up of Council appointments, a public advocate appointment, and mayoral appointments. The advisory group would be tasked with examining factors as they relate to school diversity and would be required to issue an annual report to the Mayor, the Speaker and The Public Advocate. Annual reports starting in 2022 would include a look back on the implementation of recommendations from prior reports.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation as the Department of Education already has the resources necessary to comply with the requirements of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
New York City Department of Education

ESTIMATE PREPARED BY: Chelsea Baytemur, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Noah Brick, Assistant Counsel
Dohini Sompura, Unit Head
Regina Poreda Ryan, Deputy Director

LEGISLATIVE HISTORY: This legislation was first considered by the Committee on Education jointly with the Committee on Civil and Human Rights as a Preconsidered Introduction on May 1, 2019 and was laid over. The legislation was subsequently introduced by the full Council on May 8, 2019 and referred to the Committee on Education. The legislation was subsequently amended and the amended version, Proposed Intro. No. 1550-A, will be considered by the Committee on Education on [November 14, 2019]. Upon a successful Committee vote, Proposed Intro. No. 1550-A will be submitted to the full Council for a vote on [November 14, 2019].

DATE PREPARED: October 11, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 1550-A:)

Int. No. 1550-A

By The Public Advocate (Mr. Williams) and Council Members Torres, Lander, Richards, Cornegy, Kallos, Louis, Levin, Rosenthal, Eugene and Rose.

A Local Law to amend the administrative code of the city of New York, in relation to the establishment of a school diversity advisory group

Be it enacted by the Council as follows:

Section 1. Title 21-A of the administrative code of the city of New York is amended by adding a new chapter 28 to read as follows:

Chapter 28. School Diversity Advisory Group

§ 21-999 School diversity advisory group. a. There shall be a school diversity advisory group to provide recommendations to the department on achieving diverse, integrated schools that offer academic and social benefits for all students. Such advisory group shall review current department policies and engage parents, teachers, students, advocates, other community leaders and local and national experts on school diversity to formulate its recommendations.

b. The school diversity advisory group shall consist of at least 27 members as follows:

1. The mayor or the mayor's designee;
2. The speaker of the council or the speaker's designee;
3. Sixteen members appointed by the mayor, as follows: four members shall be teachers or principals employed by the department; two members shall be current students; five members shall be experts in the field of culturally responsive curriculum and pedagogy, restorative justice school discipline policies, teacher education and training, integration or education policy; and five members shall be parents of a child attending a public school within the city school district;

4. Eight members appointed by the speaker of the council, chosen from individuals representing community based organizations whose missions are focused on improving student and school outcomes, multicultural education, diversity or equity and justice; and

5. One member appointed by the public advocate.

c. The parental appointees required by paragraph 3 of subdivision b of this section shall be residents of the city and from different boroughs, and at least one shall be a parent of a child enrolled in an elementary school, at least one shall be a parent of a child enrolled in a middle school and at least one shall be a parent of a child enrolled in a high school.

d. Membership on the advisory group shall not constitute the holding of a public office, and members of the advisory group shall not be required to take or file oaths of office before serving on the advisory group. Each member of the advisory group shall serve without compensation for a term of 12 months, except that each member shall be allowed actual and necessary expenses to be audited in the same manner as other city charges.

e. All members shall be appointed within 90 days after the effective date of this local law. Each member may be reappointed to serve successive terms. No member shall be removed except for cause by the appointing authority. In the event of a vacancy during the term of an appointed member, a successor shall be selected in the same manner as the original appointment. The members shall designate a chair from amongst themselves.

f. The mayor may designate one or more agencies to provide staffing and other administrative support to the advisory group.

g. Commencing on September 1, 2020, the advisory group shall be required to meet no less than quarterly and shall also be required to hold five public hearings annually, one in each of the five boroughs, to solicit public comment on the integration of New York city public schools. The advisory group shall also create a dedicated website to enable on-going solicitation of public feedback.

h. No later than December 1, 2021, and annually thereafter, the advisory group shall prepare a report of findings, annual review of departmental integration efforts and, at the advisory group's discretion, recommendations to the department. The recommendations shall address areas including, but not limited to:

1. Goals for racial, socio-economic and academic diversity and how the department can best track and publish metrics in achieving such goals;

2. How the department can support schools in diversifying their populations;

3. Professional development of departmental employees;

4. How the department can change its funding formulas for schools to better address inequitable opportunities in schools for programs, staff and facilities;

5. Accessibility and integration of students with disabilities;

6. Pedagogy and curriculum;

7. School climate;

8. Restorative justice and practices;

9. Parent and teacher empowerment;

10. The use of algorithms or other data-driven methodologies in creating policies to increase diversity; and
11. Any other areas the advisory group deems necessary.

i. The report required pursuant to subdivision h of this section shall be submitted to the mayor, the speaker of the council and the public advocate and posted on the reports section of the department’s website. The department shall notify students, parents, teachers and administrators each time such report is posted to the department’s website. The department is required to maintain on the reports section of its website all reports submitted by the advisory group.

j. The department shall be required to add an addendum for reports required in year 2022 and annually thereafter that shall include information on the implementation of recommendations from prior reports. For those recommendations the department chooses to enact, the department in its addendum shall be required to include an implementation timeframe for each recommendation. If a target date will not be met, the department shall include an explanation and identify remedial steps the department will take to achieve the implementation timeframe in subsequent years.

§ 2. This local law takes effect June 1, 2020.

MARK TREYGER, *Chairperson*; YDANIS A. RODRIGUEZ, DANIEL DROMM, BRADFORD S. LANDER, Jr., DEBORAH L. ROSE, INEZ D. BARRON, ROBERT E. CORNEGY, BEN KALLOS, MARK D. LEVINE, I. DANEEK MILLER, BARRY S. GRODENCHIK, RAFAEL SALAMANCA, Jr., ALICKA AMPRY-SAMUEL, JUSTIN L. BRANNAN, FARAH N. LOUIS.; Committee on Education, November 14, 2019. *Other Council Members Attending: Council Member Rosenthal.*

On motion of the Speaker (Council Member Johnson), 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 Int. No. 1552-B

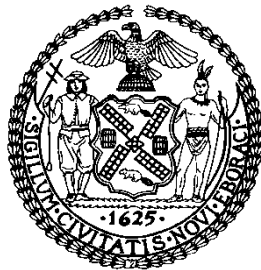
Report of the Committee on Education in favor of approving and adopting, as amended, a Local Law in relation to creating district diversity working groups.

The Committee on Education to which the annexed proposed amended local law was referred on May 8, 2019 (Minutes, page 1740), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Education for Int. No. 1547-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1552-B:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT
PROPOSED INTRO. NO: 1552-B
COMMITTEE: Committee on Education**

TITLE: A Local Law in relation to creating district diversity working groups.

SPONSORS: Council Member Rivera, The Speaker (Council Member Johnson), and Council Members, Rosenthal, Kallos, Lander and Powers.

SUMMARY OF LEGISLATION: This bill would mandate the establishment of district diversity working groups in each community school. These working groups would work to facilitate the creation and publishing of public-input integration plans in every school district. The working groups would be made up of students, parents, teachers, principals, administrators, and community advocates. Issues that would be addressed include but are not limited to: admission policies, transfer trends, language access and transportation. Those community school districts that have already gone through this process and have a plan and those that are currently working with the Department of Education (DOE) to develop such a plan would be exempt from this bill, but would still be required to report their plan to the Council.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation as DOE already has the resources in place to provide this data.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
New York City Department of Education

ESTIMATE PREPARED BY: Chelsea Baytemur, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Noah Brick, Assistant Counsel
Dohini Sompura, Unit Head
Regina Poreda Ryan, Deputy Director

LEGISLATIVE HISTORY: This legislation was first considered by the Committee on Education jointly with the Committee on Civil and Human Rights as a Preconsidered Introduction on May 1, 2019 and was laid over. The legislation was subsequently introduced by the full Council on May 8, 2019 and referred to the Committee on Education. The legislation was subsequently amended twice and the amended version, Proposed Intro. No. 1552-B will be considered by the Committee on Education on [November 14, 2019]. Upon a successful Committee vote, Proposed Intro. No. 1552-B will be submitted to the full Council for a vote on [November 14, 2019].

DATE PREPARED: October 11, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 1552-B:)

Int. No. 1552-B

By Council Members Rivera, The Speaker (Council Member Johnson), Rosenthal, Kallos, Lander, Powers, Louis, Levin, Eugene and Rose.

A Local Law in relation to creating district diversity working groups

Be it enacted by the Council as follows:

Section 1. District diversity working groups. a. Definitions. For purposes of this local law, the following terms have the following meanings:

Community school district. The term “community school district” has the same meaning as such term is defined in subdivision 2 of section 2590-a of the education law.

Department. The term “department” means the New York city department of education.

b. The mayor shall establish a working group, for every community school district, to develop recommendations and a plan to foster and increase school diversity, according to the timeframe set forth in subdivision k of this local law. Each working group shall consist of at least 13 members. Members of each working group shall be appointed by the mayor, and shall include teachers from elementary and middle schools from the respective community school district who are currently employed by the department; principals from such district who are currently employed by the department; parents of students attending public schools in such district; students currently enrolled in public middle schools in such district; at least one representative of the community district education council within such district and the superintendent, or superintendent’s designee, with jurisdiction over such district.

c. For each working group, the mayor shall appoint a department representative to serve as a co-facilitator.

d. Each working group may, at such working group’s discretion, select a community based organization, from a list established by the mayor, to serve as a co-facilitator.

e. No member shall be removed except for cause by the appointing authority. In the event of a vacancy during the term of an appointed member, a successor shall be selected in the same manner as the original appointment.

f. Membership on a working group shall not constitute holding of a public office, and members of a working group shall not be required to take or file oaths of office before serving on a working group. Each member of a working group shall serve without compensation.

g. No later than 3 months after the establishment of each working group, such working group shall be required to hold at least 1 public hearing to solicit public comment and recommendations on improving diversity in schools within the respective community school district. Each working group shall also create a website to solicit public comment and recommendations.

h. The mayor may designate 1 or more agencies to provide staffing and other administrative support to each working group.

i. Each working group shall examine the issue of school diversity in its respective community school district and develop recommendations and a plan to foster and increase school diversity. Areas to be examined shall include, but are not limited to: admissions policies, transfer trends, language access, gifted and talented programs, screened programs and student transportation.

j. No later than 2 years after the establishment of a working group, such working group shall submit a report of its findings, recommendations and plan required pursuant to subdivision i of this local law to the mayor, chancellor of the city school district of the city of New York and the speaker of the council. Such report shall also include (i) an estimate of costs associated with implementation of such plan and (ii) if such working group chose not to have a community based organization co-facilitate pursuant to subdivision d of this local law, an explanation why a co-facilitator was not necessary.

k. No later than 5 years after the effective date of this local law, the mayor shall have established a working group in every community school district as required by subdivision b of this local law, except as provided in subdivision l of this local law.

l. The mayor shall not be required to establish a working group required by subdivision b of this local law in any community school district that has (i) created a plan to foster and increase school diversity within the 3 years prior to the effective date of this local law or (ii) has voluntarily engaged with the department to establish a working group to foster and increase school diversity as of the effective date of this local law. No later than 2 years after the effective date of this local law, the mayor shall submit to the speaker of the council a report on the activities and recommendations of such working groups.

m. All reports required by this local law shall be posted on the department’s website.

§ 2. This local law takes effect immediately and is deemed repealed upon issuance of all reports required by section one of this local law.

MARK TREYGER, *Chairperson*; YDANIS A. RODRIGUEZ, DANIEL DROMM, BRADFORD S. LANDER, Jr., DEBORAH L. ROSE, INEZ D. BARRON, ROBERT E. CORNEGY, BEN KALLOS, MARK D. LEVINE, I. DANEEK MILLER, BARRY S. GRODENCHIK, RAFAEL SALAMANCA, Jr., ALICKA AMPRY-SAMUEL, JUSTIN L. BRANNAN, FARAH N. LOUIS.; Committee on Education, November 14, 2019. *Other Council Members Attending: Council Member Rosenthal.*

On motion of the Speaker (Council Member Johnson), 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 Int. No. 1554-B

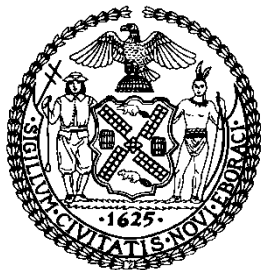
Report of the Committee on Education in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to reporting on the demographics of school staff in New York city public schools.

The Committee on Education, to which the annexed proposed amended local law was referred on May 8, 2019 (Minutes, page 1742), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Education for Int. No. 1547-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1554-B:



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

LATONIA MCKINNEY, DIRECTOR

**FISCAL IMPACT STATEMENT
PROPOSED INTRO. NO: 1554-B
COMMITTEE: Committee on Education**

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to reporting on the demographics of school staff in New York city public schools. **SPONSORS:** Council Members Treyger, Kallos, Eugene and Lander.

SUMMARY OF LEGISLATION: This bill would amend local law number 59 of 2015, and would require the Department of Education (DOE) to report on the demographics of school staff, including leadership, teaching staff and other professional and paraprofessional staff. The required reporting would be due to the Council no later than December 1, 2020 and would include gender, race or ethnicity, length of employment at the school of employment and years of experience in that position.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation as DOE already has the resources necessary to comply with the requirements of this legislation

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
New York City Department of Education

ESTIMATE PREPARED BY: Chelsea Baytemur, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Noah Brick, Assistant Counsel
Dohini Sompura, Unit Head
Regina Poreda Ryan, Deputy Director

LEGISLATIVE HISTORY: This legislation was first considered by the Committee on Education jointly with the Committee on Civil and Human Rights as a preconsidered Introduction on May 1, 2019 and was laid over. The legislation was subsequently introduced by the full Council on May 8, 2019 and referred to the Committee on Education. The legislation was subsequently amended twice and the amended version, Proposed Intro. No. 1554-B, will be considered by the Committee on Education on [November 14, 2019]. Upon a successful Committee vote, Proposed Intro. No. 1554-B will be submitted to the full Council for a vote on [November 14, 2019].

DATE PREPARED: October 11, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 1554-B:)

Int. No. 1554-B

By Council Members Treyger, Kallos, Eugene, Lander, Louis, Levin, Rosenthal and Rose.

A Local Law to amend the administrative code of the city of New York, in relation to reporting on the demographics of school staff in New York city public schools

Be it enacted by the Council as follows:

Section 1. Chapter 6 of title 21-A of the administrative code of the city of New York is amended by adding a new section 21-958 to read as follows:

§ 21-958 *Annual report on the demographics of school staff.* a. *Definitions.* For purposes of this section, the following terms have the following meanings:

Leadership staff. The term “leadership staff” means principals and assistant principals employed by the department.

Other professional and paraprofessional staff. The term “other professional and paraprofessional staff” means paraprofessionals, therapists and other pedagogical staff employed by the department, including, but not limited to guidance counselors, social workers and school psychologists, that are not teaching staff or leadership staff.

School. The term “school” means a school of the city school district of the city of New York.

Teaching staff. The term “teaching staff” means teachers employed by the department.

b. No later than December 1, 2020, and annually by December 1 thereafter, the department shall submit to the speaker of the council and post on its website a report for the previous school year including the following for each school:

1. The district borough number; and

2. The number of employees, disaggregated by:

(a) Teaching staff;

(b) Leadership staff; and

(c) Other professional and paraprofessional staff.

3. The data reported pursuant to paragraph 2 of this subdivision shall be further disaggregated by:

(a) Gender; and

(b) Race or ethnicity.

4. The data reported pursuant to subparagraphs (a) and (b) of paragraph 3 of this subdivision shall be further disaggregated by:

(a) Length of employment at such school; and

(b) Years of experience in such position.

5. The data reported pursuant to paragraph 2 of this subdivision shall be aggregated by community school district for schools serving students in grades pre-kindergarten through eight, by borough and citywide.

c. No information that is otherwise required to be reported pursuant to this section shall be reported in a manner that would violate any applicable provision of federal, state or local law related to the privacy of information or that would interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement.

§ 2. This local law takes effect immediately.

MARK TREYGER, *Chairperson*; YDANIS A. RODRIGUEZ, DANIEL DROMM, BRADFORD S. LANDER, Jr., DEBORAH L. ROSE, INEZ D. BARRON, ROBERT E. CORNEGY, BEN KALLOS, MARK D. LEVINE, I. DANEEK MILLER, BARRY S. GRODENCHIK, RAFAEL SALAMANCA, Jr., ALICKA AMPRY-SAMUEL, JUSTIN L. BRANNAN, FARAH N. LOUIS.; Committee on Education, November 14, 2019. *Other Council Members Attending: Council Member Rosenthal.*

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

Report of the Committee on Finance

Report for Int. No. 1780

Report of the Committee on Finance in favor of approving and adopting, a Local Law to amend the administrative code of the city of New York, in relation to extending the rate of the additional tax on the occupancy of hotel rooms.

The Committee on Finance, to which the annexed proposed local law was referred on October 30, 2019 (Minutes, page 3623), respectfully

REPORTS:

BACKGROUND

The New York City Hotel Room Occupancy Tax (the "Hotel Tax"), is a tax imposed on the occupancy - or the right to occupancy - of a room or rooms in a hotel.¹ The term "hotel" includes an apartment hotel, motel, boardinghouse, bed-and-breakfast, bungalow, or club, whether or not meals are served.² The City charges a flat fee for rooms over \$40 a night at the rate of \$2.00 per day.³ The City also charges an additional tax of 5.875 percent on rent room charge.⁴ These two charges - the flat fee and the additional tax- comprise the Hotel Tax. The hotel tax is levied in addition to the combined City, State, and Metropolitan Commuter Transportation District ("MCTD") sales tax (at 4.5 percent, 4.0 percent, 0.375 percent, respectively), bringing the aggregate hotel occupancy tax and sales tax on a hotel rental in the City to 14.75 percent. Combined, according to the Fiscal 2020 Adopted Budget, the hotel tax is expected to generate \$627 million in revenue for Fiscal 2020.⁵

LEGISLATIVE HISTORY

Chapter 161 of 1970 authorizes New York City to adopt and amend local laws imposing a hotel tax. The rates of the hotel tax are set by State legislation, which dictates the fee based on the daily rental value of the hotel room occupied.⁶ As authorized by State legislation, §11-2502 of the Administrative Code imposes a graduated tax upon the occupancy of hotel rooms in the City at a rate of \$.50 per day if the daily rent for the room is \$10 or more, but less than \$20; \$1.00 per day if the daily rent is \$20 or more, but less than \$30; \$1.50 per day of the daily rent is \$30 or more, but less than \$40; and \$2.00 per day of the daily rent is \$40 or more.

The State legislation also allows the City to impose an additional tax on persons occupying hotel rooms in New York City. The State legislation provides the City with discretion in setting the rate for the additional tax, allowing the City to set the rate up to six percent.⁷ Under State law, if the additional tax is imposed at the rate of six percent or above, then 4 1/6 percent of the total amount of the tax, including interest and penalties, must be dedicated for the sole purpose of promoting tourism and conventions in New York City and deposited in a special tourism and convention fund.⁸ Seven-eighths of this dedicated revenue would fund the New York Convention and Visitors Bureau, pursuant to an annual contract with the City.⁹ The remaining one-eighth of the

¹ See §11-2502 of the Administrative Code. The following are exempt from the hotel tax: A permanent resident, defined as a person who occupies a room for at least 180 consecutive days; New York State, a public corporation, or a political subdivision of the State; the United States; the United Nations; and a not-for-profit organization that was formed and operated exclusively for religious, charitable, or educational purposes.

² See §11-2501 (5).

³ See §11-2502 (a)(2).

⁴ See §11-2502 (a)(3).

⁵ See Fiscal 2020 Adopted Budget, available at <https://www1.nyc.gov/assets/omb/downloads/pdf/erc6-19.pdf> (last accessed on November 12, 2019), pg. ii.

⁶ NY CLS Unconsol. Ch 288-C, §1

⁷ See *id.* at §1(1)(c)(1-a).

⁸ See *id.* at §1(9).

⁹ See *id.*

dedicated fund is required to be expended on the supplemental promotion of tourism and conventions throughout the City.¹⁰ The City Council can effectively increase the rate to slightly under six percent, thereby allowing all of the revenue generated by the increase to further the causes of the City and be placed in the City’s general fund.¹¹

Until 1986, the tax imposed only a flat fee based on the daily rental value of the hotel room occupied. In 1986, an additional tax at the rate of five percent on the rent or charge was imposed.¹² As a result of the additional tax, tax collections increased from \$26 million in 1986 to \$79 million in 1987.¹³ In 1990, faced with tough economic times, the City increased the additional tax on hotels by one percent, from five percent to six percent, which triggered the tourism dedication requirement.¹⁴ In 1994, both the State and City acted to reduce the hotel occupancy tax burden. In 1994, the City repealed its one percent tax increase, returning the rate to five percent.

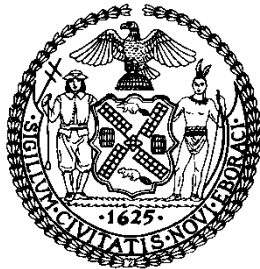
In 2008, the City Council passed legislation to increase the tax imposed upon the occupancy of hotel rooms from a rate of five percent of the daily rent of each room to 5.875 percent.¹⁵ In November 2011, the Council extended the rate of 5.875 percent to November 30, 2013.¹⁶ In November 2013, the Council extended the rate of 5.875 percent to November 30, 2015.¹⁷ In November 2015, the Council extended the rate of 5.875 percent to November 30, 2019.¹⁸

It is estimated by the Council’s Finance Division that the additional tax, if extended at the current rate of 5.875 percent beyond November 30, 2019, would generate \$68.6 million in Fiscal 2020 and \$91.6 million in Fiscal 2021.

INT. NO. 1780

Int. No. 1780 would extend the 5.875 percent rate of the additional hotel tax from December 1, 2019 until November 30, 2023. Beginning on December 1, 2023, the rate of the additional tax would revert to five percent. The local law would take effect immediately except that if it becomes law after December 1, 2019, it is retroactive to and deemed to have been in full force and effect as of December 1, 2019.

(The following is the text of the Fiscal Impact Statement for Int. No. 1780:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**INTRO. NO: 1780
COMMITTEE: Finance**

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to extending the rate of the additional tax on the occupancy of hotel rooms.

SPONSOR(S): Council Member Dromm.

¹⁰ See *id.*

¹¹ See *id.* at § 1, (1)(c)(1-a).

¹² See Local Law 69 of the Year 1986.

¹³ See Tax Revenue Forecasting Documentation, Financial Plan, Fiscal Year 2007-2011 at page 83.

¹⁴ See Local Law 43 of the Year 1990.

¹⁵ See Local Law 65 of the Year 2008.

¹⁶ See Local Law 67 of the Year 2011.

¹⁷ See Local Law 151 of the Year 2013.

¹⁸ See Local Law 112 of the Year 2015.

SUMMARY OF LEGISLATION: Intro. 1780 would extend the current rate of the additional tax on the occupancy of hotel rooms at five and seven-eighths percent through November 30, 202. Beginning on December 1, 2023, the rate would change to five percent. Under existing law, the rate is set to reduce to five percent on December 1, 2019.

EFFECTIVE DATE: This local law would take effect immediately, except that if it becomes law after December 1, 2019, it would be retroactive to and deemed to have been in full force and effect as of December 1, 2019.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$68.6 million	\$91.6 million	\$91.6 million
Expenditures	\$0	\$0	\$0
Net	\$68.6 million	\$91.6 million	\$91.6 million

IMPACT ON REVENUES: It is estimated that this bill would increase hotel occupancy tax revenues by \$68.6 million in Fiscal 2020, rising to \$91.6 million in Fiscal 2021 when the extended rate would be in effect for the full fiscal year.

IMPACT ON EXPENDITURES: It is estimated that this bill would have no impact on expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: City Council Finance Division

ESTIMATE PREPARED BY: Nashia Román, Economist

ESTIMATE REVIEWED BY: Raymond Majewski, Deputy Director/Chief Economist
Paul Sturm, Supervising Economist

HISTORY: This legislation was introduced to the Council on October 30, 2019 as Intro. 1780 and referred to the Committee on Finance. The Committee on Finance will consider the legislation at a hearing on November 14, 2019. Upon successful vote of the Committee on Finance, Intro. 1780 will be referred to the full Council for a vote on November 14, 2019.

DATE PREPARED: NOVEMBER 7, 2019.

Accordingly, this Committee recommends its adoption.

(The following is the text of Int. No. 1780:)

Int. No. 1780

By Council Member Dromm.

A Local Law to amend the administrative code of the city of New York, in relation to extending the rate of the additional tax on the occupancy of hotel rooms

Be it enacted by the Council as follows:

Section 1. Paragraph 3 of subdivision a of section 11-2502 of the administrative code of the city of New York, as amended by local law number 112 for the year 2015, is amended to read as follows:

(3) In addition to the tax imposed by paragraph two of this subdivision, there is hereby imposed and there shall be paid a tax for every occupancy of each room in a hotel in the city of New York (A) at the rate of five percent of the rent or charge per day for each such room up to and including August thirty-first, nineteen hundred ninety, (B) at the rate of six percent of the rent or charge per day for each such room on and after September first, nineteen hundred ninety and before December first, nineteen hundred ninety-four, (C) at the rate of five percent of the rent or charge per day for each such room on and after December first, nineteen hundred ninety-four and before March first, two thousand nine, (D) at the rate of five and seven-eighths percent of the rent or charge per day for each such room on and after March first, two thousand nine and before December first, two thousand thirteen, (E) at the rate of five percent of the rent or charge per day for each such room on and after December first, two thousand thirteen and before December twentieth, two thousand thirteen, (F) at the rate of five and seven-eighths percent of the rent or charge per day for each such room on and after December twentieth, two thousand thirteen and before December first, two thousand [nineteen] *twenty-three*, and (G) at the rate of five percent of the rent or charge per day for each such room on and after December first, two thousand [nineteen] *twenty-three*.

§ 2. This local law takes effect immediately, except that if it becomes law after December 1, 2019, it is retroactive to and deemed to have been in full force and effect as of December 1, 2019.

DANIEL DROMM, *Chairperson*; KAREN KOSLOWITZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, VANESSA L. GIBSON, HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, FARAH N. LOUIS; Committee on Finance, November 14, 2019.

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

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

Report for Res. No. 1152

Report of the Committee on Finance in favor of approving a Resolution amending and restating the resolution computing and certifying base percentage, current percentage and current base proportion of each class of real property for fiscal 2020 to the state board of real property tax services pursuant to section 1803-a of the real property tax law.

The Committee on Finance, to which the annexed preconsidered resolution was referred on November 14 2019, respectfully

REPORTS:

Introduction. Section 1803-a of the Real Property Tax Law requires the City Council to certify to the State Board of Real Property Tax Services ("SBRPTS") certain calculations used in the process of updating the class shares from the previous year. These calculations are made every year by the Council to reflect the following changes in each class of real property:

- a. Changes in the market value of taxable real property (as determined by SBRPTS sample studies),
- b. Physical changes as a result of new construction or demolitions,
- c. Changes in taxable status, and
- d. Transfers of real property among the four classes of real property as a result of changes in use or for other reasons.

Under SBRPTS regulations, the Council must update the class shares by making two separate certifications. The action to be taken in the above-referenced resolution constitutes the first step of establishing the class shares

of the four classes of taxable real property in the City to which the tax levy for the Fiscal 2020 budget will be applied. The purpose of this step is to give effect to the latest class equalization rates required by Article 18 of the Real Property Tax Law. Using these rates, new estimates of market values for each class are calculated.

The second step, certifying the "adjusted base proportions," is the subject of a separate resolution that takes into account all the changes that are included in the final assessment roll, after the Tax Commission's review of taxpayer protests. Attached hereto, as Exhibit A, are definitions of terms that are used in the analysis below.

Analysis. The class equalization rates described above produce prospective current base proportions that show a decrease in Class 3 and Class 4 below the Fiscal 2019 adjusted base proportion, or "class shares" (as shown in column R of SBRPTS Form RP-6700 attached to the above-captioned resolution), and increases in the class shares of Classes 1 and 2. Pursuant to Section 1803-a(1)(c) of the Real Property Tax Law, if the increase in any class exceeds five percent, the Council is directed to shift the excess (and only the excess) to any other class or classes so long as the shift does not cause the current base proportion of any other class to increase by more than five percent. However, pursuant to an amendment to the Real Property Tax Law enacted during the 2019 State legislative session and codified in Section 1803-a(1)(gg) of the Real Property Tax Law, the City is authorized to limit the increase for Fiscal 2020 so that the current base proportion of any class does not exceed the adjusted base proportion of the previous year. Class 1 and 2 exceed this cap. Therefore, in the above-captioned resolution, the excess above 0.0 percent from Classes 1 and 2 is shifted to Classes 3 and 4.

As shown in the chart below, the shift of the increase in class share from Class 1 to Classes 3 and 4 will result in the current base proportions of all four classes to show the following changes from their adjusted base proportions in Fiscal 2019:

Class	Percent Change Before Shifting Excess to Classes 3 and 4	Percent Change After Shifting Excess to Classes 3 and 4
1	+ 10.0	0.0
2	+ 1.9	0.0
3	- 16.4	0.0
4	- 2.8	0.0

However, these current base proportions must still be adjusted for the physical changes and transfers among classes, which are contained in the final assessment roll. These adjustments will be made in a separate resolution constituting the Council's second step. The "adjusted base proportions" thus derived will be the class shares used for allocating the real property tax levy for Fiscal 2020.

EXHIBIT A

"Class equalization rate" represents the percentage that the total assessed value of each class is of the market value of the class, as shown in SBRPS sample studies.

"Base percentage" represents the percentage of total market value that each class constitutes in the 1989 base tax roll. The 1989 base tax roll is the one that was used in setting the tax levy for Fiscal 1990.

"Current percentage" is similar to the base percentage, but applies to the most recent year for which the SBRPTS has established class equalization rates (in this case, the 2018 tax roll).

"Local base proportions" are the class tax shares used to fix the tax rates for Fiscal 1991.

"Current base proportions" are the local base proportions modified to take into account the market value changes revealed by the latest class equalization rates.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 1152:)

Preconsidered Res. No. 1152

RESOLUTION AMENDING AND RESTATING THE RESOLUTION COMPUTING AND CERTIFYING BASE PERCENTAGE, CURRENT PERCENTAGE AND CURRENT BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2020 TO THE STATE BOARD OF REAL PROPERTY TAX SERVICES PURSUANT TO SECTION 1803-a, REAL PROPERTY TAX LAW.

By Council Member Dromm.

Whereas, On February 19, 2019, the State Board of Real Property Tax Services (the "SBRPTS") certified the final state equalization rate, class ratios and class equalization rates for the City's Fiscal 2020 assessment rolls, required by Article 18, Real Property Tax Law; and

Whereas, Section 1803-a (1), Real Property Tax Law, requires the Council to compute and certify, to the SBRPTS, for each tax levy, the base percentage, the current percentage and the current base proportion of each class of real property in the City subsequent to the date on which the SBRPTS files with the Clerk of the Council a certification setting forth the final state equalization rate, class ratios and class equalization rates for the City's Fiscal 2020 assessment rolls, pursuant to Section 1212, Real Property Tax Law; and

Whereas, On June 19, 2019, the Council adopted a resolution computing and certifying the base percentage, current percentage and current base proportion of each class of real property for Fiscal 2020 to the State Board of Real Property Tax Services pursuant to Section 1803-a, Real Property Tax Law (the "June 19th Resolution"); and

Whereas, The June 19th Resolution reflects a 5.0 percent cap on any increase in the current base proportion for any class of real property, as compared with the previous year's adjusted base proportion; and

Whereas, After the adoption of the June 19th Resolution, Section 1803-a, Real Property Tax Law, was amended to lower the percent of increase in the current base proportion as compared with the previous year's adjusted base proportion to 0.0 percent;

NOW, THEREFORE, be it resolved by the Council of the City of New York as follows:

Section 1. Computation and Certification of Base Percentages, Current Base Percentages and Current Base Proportions for Fiscal 2020. (a) The Council hereby computes and certifies the base percentage, the current percentage and the current base percentage for the City's Fiscal 2020 assessment rolls as shown on SBRPTS Form RP-6700, attached hereto as Exhibit A and incorporated herein by reference (the "CBP Certificate").

(b) The Clerk of the Council is hereby authorized and directed to execute the CBP Certificate and to file it with the SBRPTS after the date on which the SBRPTS filed with the Clerk of the Council a certification setting forth the final state equalization rate, class ratios and class equalization rates for the City's Fiscal 2020 assessment rolls, pursuant to Section 1212, Real Property Tax Law.

Section 2. Effective Date. This resolution shall take effect immediately.

ATTACHMENT: Exhibit A - the CBP Certificate

(For text of Exhibit A Chart, known as the “CBP Certificate”, please refer to the legislation section of the New York City Council website <https://www.council.nyc.gov> and search in the attachments section of the [Res. No. 1152 of 2019](#) file)

DANIEL DROMM, *Chairperson*; KAREN KOSLOWITZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, VANESSA L. GIBSON, HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, FRANCISCO P. MOYA, KEITH POWERS, FARAH N. LOUIS; Committee on Finance, November 14, 2019.

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

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

Report for Res. No. 1153

Report of the Committee on Finance in favor of approving a Resolution amending and restating the resolution computing and certifying adjusted base proportion of each class of real property for fiscal 2020 to the state board of real property tax services pursuant to section 1803-a of the real property tax law.

The Committee on Finance, to which the annexed preconsidered resolution was referred on November 14, 2019, respectfully

REPORTS:

Introduction. The above-captioned resolution completes the certification procedure required by Section 1803-a of the Real Property Tax Law to establish the class shares used in levying the real property taxes for the adopted Fiscal 2020 budget.

In a separate resolution, the Council computed and certified the current base proportions for Fiscal 2020 (the "CBP Resolution"). The above-captioned resolution uses those current base proportions, together with data supplied by the New York City Department of Finance from the final assessment roll released on May 28, 2019, to determine the adjusted base proportions (or class shares) in accordance with the procedure established by the State Board of Real Property Tax Services (the "SBRPTS").

The current base proportion for each class of real property takes into account the market value changes in the class occurring between the assessment roll for the base period, 1989, and the latest roll for which SBRPTS has established class equalization rates, 2018. The CBP Resolution modified the class shares for the Fiscal 2020 property tax levy accordingly. The remaining step, to be taken in the above-captioned resolution, adjusts these current base proportions to take account of the various physical changes (such as demolitions, new construction, changes in exempt status and transfers among classes) that are reflected in the new final assessment roll. The computations called for in the SBRPTS procedure are designed to separate the effects of these physical changes from equalization changes made by local assessors.

Analysis. The calculations shown on the SBRPTS Form RP-6702 attached to the above-captioned resolution modify the share for each class to reflect physical changes. For Fiscal 2020, all property tax classes show modest physical changes. The Fiscal 2020 adjusted base proportions for Classes 1 and 4 show modest declines of an average of 1.2 percent from the Fiscal 2020 current base proportions. Classes 2 and 3, on the other hand, see increases due to physical increases pushing their adjusted base percentage up about 0.6 percent and 6.0 percent, respectively.

Pursuant to Section 1803-a(1)(gg) of the Real Property Tax Law which was enacted during the 2019 State legislative session (limiting the increase in Fiscal 2020 current base proportions to the Fiscal 2019 adjusted base proportions), the Fiscal 2019 adjusted base proportions become the Fiscal 2020 current base proportions for all four classes. Therefore, the changes in adjusted base proportions from Fiscal 2019 to Fiscal 2020, as reported in the table below, reflect the same changes to the Fiscal 2020 current base proportions discussed above.

Comparison of Class Shares for Fiscal 2019 and Fiscal 2020			
Class	Fiscal 2019	Fiscal 2020	Percent Change
1	14.6808	14.4514	- 1.56
2	37.8078	38.0398	+ 0.61
3	6.2255	6.5989	+6.00
4	41.2859	40.9099	-0.91
Total	100.0000	100.0000	

The tax rates resulting from the use of class shares, or adjusted base proportions, shown above for Fiscal 2020 are compared to the Fiscal 2019 tax rates in the following table.

Comparison of Tax Rates for Fiscal 2019 and Fiscal 2020 (Per \$100 Assessed Value)			
Class	Fiscal 2019	Fiscal 2020	\$ Difference
1	\$20.919	\$21.167	\$0.25
2	12.612	12.473	-0.14
3	12.093	12.536	0.44
4	10.514	10.537	0.02

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 1153:)

Preconsidered Res. No. 1153

RESOLUTION AMENDING AND RESTATING THE RESOLUTION COMPUTING AND CERTIFYING ADJUSTED BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2020 TO THE STATE BOARD OF REAL PROPERTY TAX SERVICES PURSUANT TO SECTION 1803-a, REAL PROPERTY TAX LAW.

By Council Member Dromm.

Whereas, On May 28, 2019, pursuant to Section 1514 of the Charter of the City of New York, the Commissioner of the Department of Finance delivered to the Council the certified assessment rolls for all real property assessable for taxation in the City in each borough thereof for the fiscal year beginning on July 1, 2019 and ending on June 30, 2020 ("Fiscal 2020"), a certified copy of which is in the Office of the Clerk of the City pursuant to Section 516, Real Property Tax Law (the "Fiscal 2020 Assessment Rolls"); and

Whereas, Section 1803-a (5), Real Property Tax Law, requires the Council subsequent to the filing of the final Fiscal 2020 Assessment Rolls, to adjust current base proportions computed pursuant to the Current Base Proportion Resolution to reflect additions to and removals from the Fiscal 2020 Assessment Rolls as described therein (each such current base proportion so adjusted to be known as an "Adjusted Base Proportion"); and

Whereas, Within five (5) days upon determination of the Adjusted Base Proportions, Section 1803-a (6), Real Property Tax Law, requires the Council to certify, to the State Board of Real Property Tax Services ("SBRPTS"), the Adjusted Base Proportion for each class of real property applicable to the City, the assessed value of all property in each class of real property, the net change in assessed value for each class on the Fiscal 2020 Assessment Rolls resulting from the additions to or removals from the Fiscal 2020 Assessment Rolls as described above, and the net change in assessed value for each class on the Fiscal 2020 Assessment Rolls resulting from changes other than those referred to above; and

Whereas, On June 19, 2019, the Council adopted a resolution in which the Council computed and certified the current base proportion, the current percentage and the base percentage of each class of real property in the City for Fiscal 2020 pursuant to Section 1803-a (1), Real Property Tax Law (the "Current Base Proportion Resolution"); and

Whereas, After the June 19th adoption of the Current Base Proportion Resolution, Section 1803-a, Real Property Tax Law, was amended to lower the percent of increase in the current base proportion as compared with the previous year's adjusted base proportion to 0.0 percent; and

Whereas, Pursuant to the amendment to Section 1803-a, Real Property Tax Law, on November 14, 2019, the Council adopted a resolution computing and certifying the base percentage, current percentage and current base proportion of each class of real property for Fiscal 2020 to the SBRPTS pursuant to Section 1803-a, Real Property Tax Law;

NOW, THEREFORE, be it resolved by The Council of The City of New York as follows:

Section 1. Computation and Certification of Adjusted Base Proportions and Related Information for Fiscal 2020. (a) The Council hereby computes and certifies the Adjusted Base Proportion for each class of real property applicable to the City, the assessed value of all property in each class of real property, the net change in assessed value for each class on the Fiscal 2020 Assessment Rolls resulting from the additions to or removals from the Fiscal 2020 Assessment Rolls as described in Section 1803-a (5), Real Property Tax Law, and the net change in assessed value for each class on the Fiscal 2020 Assessment Rolls resulting from changes other than

those described in Section 1803-a (5), Real Property Tax Law, as shown on SBRPTS Form RP-6702, attached hereto as Exhibit A and incorporated herein by reference (the "ABP Certificate").

(b) The Clerk of the Council is hereby authorized and directed to execute the ABP Certificate and to file it with the SBRPTS no later than five (5) days after the date hereof.

Section 2. Effective Date. This resolution shall take effect immediately.

ATTACHMENT: Exhibit A - the ABP Certificate

(For text of Exhibit A Chart, known as the "ABP Certificate", please refer to the legislation section of the New York City Council website at <https://www.council.nyc.gov> and search in the attachments section of the [Res. No. 1153 of 2019](#) file)

DANIEL DROMM, *Chairperson*; KAREN KOSLOWITZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, VANESSA L. GIBSON, HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, FRANCISCO P. MOYA, KEITH POWERS, FARAH N. LOUIS; Committee on Finance, November 14, 2019.

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

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

Report for Res. No. 1154

Report of the Committee on Finance in favor of amending and restating the resolution to provide the amounts necessary for the support of the government of the city of New York and the counties therein and for the payment of indebtedness thereof, for the fiscal year beginning on July 1, 2019 and ending on June 30, 2020, by the levy of the taxes on the real property in the city of New York, in accordance with the provisions of the constitution of the state of New York, the real property tax law and the charter of the city of New York.

The Committee on Finance, to which the annexed preconsidered resolution was referred on November 14 2019, respectfully

REPORTS:

Introduction. On April 25, 2019, the Mayor submitted the executive budget for Fiscal 2020 to the Council pursuant to Section 249 of the Charter. On June 19, 2019, the Council adopted the budget for Fiscal 2020 pursuant to Section 254 of the Charter (the "Fiscal 2020 Budget"). Pursuant to Section 1516 of the Charter, the Council must fix the annual real property tax rates immediately upon such approval of the Fiscal 2020 Budget. On June 19, 2019, by resolution, the Council fixed the real property tax rates for Fiscal 2020 (the "Tax Fixing Resolution") and authorized the levy of real property taxes for Fiscal 2020.

After the final adoption of the Fiscal 2020 Budget, the Governor signed into law Chapter 415 Laws of New York, 2019 ("Chapter 415"). Chapter 415 adds a new paragraph (gg) to subdivision 1 of section 1803-a, Real Property Tax Law, which provides that, in any special assessing unit which is a city (a "special assessing city"),

for current base proportions to be determined in such special assessing city's fiscal year 2020, the current base proportion of any class shall not exceed the adjusted base proportion of the immediately preceding year.

In order to effectuate the provisions of Chapter 415, it is necessary to amend and restate the provisions of the Tax Fixing Resolution. In the amended and restated resolution, captioned above, fixing the real property tax rates for Fiscal 2020 (the "Amended and Restated Tax Fixing Resolution"), the Council amends and restates the annual real property tax rates, as described in greater detail below, and authorizes the levy of real property taxes for Fiscal 2020.

Determining the Amount of the Real Property Tax Levy. In the Amended and Restated Tax Fixing Resolution, the Council determines the amount of the real property tax levy for Fiscal 2020, pursuant to the provisions of Section 1516 of the Charter, in the following manner. (1) First, the Council acknowledges the amount of the Fiscal 2020 Budget to be \$92,771,874,627 as set forth in the communication from the Mayor pursuant to Section 1515(a) of the Charter (the "Fiscal 2020 Budget Amount"). (2) The Council then acknowledges the estimate of the probable amount of all non-property tax revenues to be \$63,156,842,627, as set forth in the communication from the Mayor pursuant to Section 1515(a) of the Charter (the "Fiscal 2020 Revenue Estimate"). (Attached hereto as Exhibit A is a description of the Fiscal 2020 Revenue Estimate, detailing all sources of revenues exclusive of real property taxes.) (3) Pursuant to Section 1516 of the Charter, the Council finally determines the net amount required to be raised by tax on real property to be \$29,615,032,000, by subtracting the amount of the Fiscal 2020 Revenue Estimate from the Fiscal 2020 Budget Amount.

In order to achieve a real property tax yield of 29,615,032,000, however, due to provision for uncollectible taxes and refunds and collection of levies from prior years equal in the aggregate to \$2,014,792,245, the Council determines that a real property tax levy of \$31,629,824,245 is required. Such amount, levied at rates on the classes of real property as further described below will produce a balanced budget within generally accepted accounting principles for municipalities.

The Council also provides for the application of the real property tax levy (net of provision for uncollectible taxes and refunds and collection of levies from prior years) to (1) debt service not subject to the constitutional operating limit, (2) debt service subject to the constitutional operating limit and (3) the Fiscal 2020 Budget in excess of the amount of the Fiscal 2020 Revenue Estimate.

Authorizing and Fixing the Real Property Tax Rates. After having determined the amount of the real property tax levy, the Council authorizes and fixes the real property tax rates. On May 28, 2019, the Commissioner of the Department of Finance (the "Commissioner") delivered the certified assessment rolls for all real property assessable for taxation in the City in each borough thereof for Fiscal 2020 to the Council, pursuant to Section 1514 of the Charter (the "Fiscal 2020 Assessment Rolls"). On November 14, 2019, the Council will vote to amend and restate a resolution in which the Council computed and certified the current base proportion, the current percentage and the base percentage of each class of real property in the City for Fiscal 2020 (the "Current Base Proportion Resolution"), pursuant to Section 1803-a (1) of the Real Property Tax Law. On November 14, 2019, pursuant to Section 1803-a of the Real Property Tax Law, the Council will vote to amend and restate a resolution in which the Council adjusted the current base proportions of each class of real property in the City for Fiscal 2020, to reflect the additions to, and full or partial removal from, the Fiscal 2020 Assessment Rolls (the "Adjusted Base Proportion Resolution").

The following sections describe the determinations the Council must make before it fixes the real property tax rates and the process by which the Council fixes the real property tax rates.

Assessed Valuation Calculations. In the Amended and Restated Tax Fixing Resolution, the Council sets out the assessed valuation calculations of taxable real property in the City by class within each borough of the City. Next, the Council sets out the assessed valuation by class of real property for the purpose of taxation in each borough of the City.

Compliance with Constitutional Operating Limit Provisions. In the Amended and Restated Tax Fixing Resolution, the Council also provides evidence of compliance with constitutional operating limit provisions. The Council determines that the amount to be levied by tax on real property for the Fiscal 2020 Budget does not exceed the limit imposed by Section 10, Article VIII of the Constitution of the State of New York, as amended, and Article 12-A of the Real Property Tax Law (the "Operating Limit Provisions"). The Operating Limit Provisions require that the City not levy taxes on real property in any fiscal year in excess of an amount equal to a combined total of two and one-half percent (2 ½%) of the average full valuation of taxable real property in the City, determined by taking the assessed valuations of taxable real property on the last completed assessment roll and the four (4) preceding assessment rolls of the City and applying thereto the special equalization ratio which such assessed valuations of each such roll bear to the full valuations as fixed and determined by the State Board of Real Property Tax Services ("SBRPTS"), minus (i) the amount to be raised by tax on real property in such year for the payment of the interest on and the redemption of certificates of other evidence of indebtedness described in the Constitution and (ii) the aggregate amount of business improvement district charges exclusive of debt service. (Attached hereto as Exhibit B is a description of net reductions of the amounts to be raised by the Fiscal 2020 tax levy as authorized by New York State law for purposes of the Operating Limit determination.)

Adjusted Base Proportions. The Amended and Restated Tax Fixing Resolution sets forth the adjusted base proportions for Fiscal 2020, pursuant to the amended and restated Adjusted Base Proportion Resolution, to be used in determining the Fiscal 2020 tax rates for the four classes of properties.

Tax Rates on Adjusted Base Proportions. Finally, in the Amended and Restated Tax Fixing Resolution, the Council authorizes and fixes, pursuant to Section 1516 of the Charter, the rates of tax for Fiscal 2020 by class upon: (1) each dollar of assessed valuation of real property subject to taxation for all purposes of, and within, the City, as fixed in cents and thousandths of a cent per dollar of assessed valuation, as follows:

All One-, Two- and Three-Family Residential Real Property	0.21167
All Other Residential Real Property	0.12473
Utility Real Property	0.12536
All Other Real Property	0.10537

Authorization of the Levy of Property Taxes for Fiscal 2020. The Council authorizes and directs the Commissioner, pursuant to Section 1517 of the Charter, to set down in the Fiscal 2020 Assessment Rolls, opposite to the several sums set down as the valuation of real property, the respective sums to be paid as a tax thereon and add and set down the aggregate valuations of real property in the boroughs of the City and send a certificate of such aggregate valuation in each such borough to the State Comptroller. The Amended and Restated Tax Fixing Resolution then requires the City Clerk to procure the proper warrants, in the form attached thereto, such warrants to be signed by the Public Advocate and counter-signed by the City Clerk.

The Tax Fixing Resolution, as hereby amended and restated, would remain in full force and effect as of the date it was enacted, and the Amended and Restated Tax Fixing Resolution would take effect as of the date of hereof.

Accordingly, the Committee on Finance recommends adoption of the Amended and Restated Tax Fixing Resolution.

(The following is the text of Res. No. 1154:)

Res. No. 1154

RESOLUTION AMENDING AND RESTATING THE RESOLUTION TO PROVIDE THE AMOUNTS NECESSARY FOR THE SUPPORT OF THE GOVERNMENT OF THE CITY OF NEW YORK AND THE COUNTIES THEREIN AND FOR THE PAYMENT OF INDEBTEDNESS THEREOF, FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2019 AND ENDING ON JUNE 30, 2020, BY THE LEVY OF TAXES ON THE REAL PROPERTY IN THE CITY OF NEW YORK, IN ACCORDANCE WITH THE PROVISIONS OF THE CONSTITUTION OF THE STATE OF NEW YORK, THE REAL PROPERTY TAX LAW AND THE CHARTER OF THE CITY OF NEW YORK

By Council Member Dromm.

(For text of the [Tax-Fixing Resolution Res No. 1154 of 2019](https://www.council.nyc.gov), please refer to the search legislation section of the New York City Council website at <https://www.council.nyc.gov> for the Res. No. 1154 of 2019 file)

DANIEL DROMM, *Chairperson*; KAREN KOSLOWITZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, VANESSA L. GIBSON, HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, FRANCISCO P. MOYA, KEITH POWERS, FARAH N. LOUIS: Committee on Finance, November 14, 2019.

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

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

Report for Res. No. 1155

Report of the Committee on Finance in favor of a Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

The Committee on Finance, to which the annexed preconsidered resolution was referred on November 14, 2019, respectfully

REPORTS:

Introduction. The Council of the City of New York (the “Council”) annually adopts the City’s budget covering expenditures other than for capital projects (the “expense budget”) pursuant to Section 254 of the Charter. On June 6, 2017, the Council adopted the expense budget for fiscal year 2018 with various programs and initiatives (the “Fiscal 2018 Expense Budget”). On June 14, 2018, the Council adopted the expense budget for fiscal year 2019 with various programs and initiatives (the “Fiscal 2019 Expense Budget”). On June 19, 2019, the Council adopted the expense budget for fiscal year 2020 with various programs and initiatives (the “Fiscal 2020 Expense Budget”).

Analysis. In an effort to continue to make the budget process more transparent, the Council is providing a list setting forth new designations and/or changes in the designation of certain organizations receiving funding in accordance with the Fiscal 2020 Expense Budget, new designations and/or changes in the designation of certain organizations receiving funding in accordance with the Fiscal 2019 Expense Budget, changes in the designation of certain organizations receiving funding in accordance with the Fiscal 2018 Expense Budget, and amendments to the description for the Description/Scope of Services of certain organizations receiving funding in accordance with the Fiscal 2020 and Fiscal 2019 Expense Budgets.

This Resolution, dated November 14, 2019, approves the new designations and the changes in the designation of certain organizations receiving local, youth, anti-poverty, and aging discretionary funding and funding for certain initiatives in accordance with the Fiscal 2020 Expense Budget, approves the new designation and the changes in the designation of certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2019 Expense Budget, approves the changes in the designation of certain organizations receiving local discretionary funding and funding for certain initiatives in accordance with the Fiscal 2018 Expense Budget, and amends the description for the Description/Scope of Services of certain organizations receiving youth, local, and anti-poverty discretionary funding and funding for certain initiatives in accordance with the Fiscal 2020 and Fiscal 2019 Expense Budgets.

This Resolution sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding pursuant to the Fiscal 2020 Expense Budget, as described in Chart 1; sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2020 Expense Budget, as described in Chart 2; sets forth the new designation and the changes in the designation of certain organizations receiving anti-poverty discretionary funding in accordance with the Fiscal 2020 Expense Budget, as described in Chart 3; sets forth the new designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2020 Expense Budget, as described in Chart 4; sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to certain initiatives in accordance with the Fiscal 2020 Expense Budget, as described in Charts 5-42; sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2019 Expense Budget, as described in Chart 43; sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2019 Expense Budget, as described in Chart 44; sets forth the new designation and changes in the designation of certain organizations receiving funding pursuant to a certain initiative in accordance with the Fiscal 2019 Expense Budget, as described in Charts 45-52; sets forth the change in the designation of a certain organization receiving local discretionary funding pursuant to the Fiscal 2018 Expense Budget, as described in Chart 53; sets forth the changes in the designation of a certain organization receiving funding pursuant to certain initiatives in accordance with the Fiscal 2018 Expense Budget, as described in Charts 54-55; amends the description for the Description/Scope of Services of certain organizations receiving youth, local, and anti-poverty discretionary funding and funding for certain initiatives in accordance with the Fiscal 2020 Expense Budget, as described in Chart 56; amends the description for the Description/Scope of Services of certain organizations receiving local and youth discretionary funding in accordance with the Fiscal 2019 Expense Budget, as described in Chart 57; and sets forth the designation of certain organizations receiving funding pursuant to a certain initiative in accordance with the Fiscal 2020 Expense Budget as described in Chart 58.

Specifically, Chart 1 sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2020 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 2 sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2020 Expense Budget.

Chart 3 sets forth the new designation and the changes in the designation of certain organizations receiving anti-poverty discretionary funding in accordance with the Fiscal 2020 Expense Budget.

Chart 4 sets forth the new designation and changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2020 Expense Budget.

Chart 5 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Initiative to Address Boroughwide Needs in accordance with the Fiscal 2020 Expense Budget. One of these changes will be effectuated upon a budget modification.

Chart 6 sets forth the new designation of certain organizations receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2020 Expense Budget. All of these changes will be effectuated upon a budget modification.

Chart 7 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the A Greener NYC Initiative in accordance with the Fiscal 2020 Expense Budget. Such changes will be effectuated upon a budget modification.

Chart 8 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural After-School Adventure (CASA) in accordance with the Fiscal 2020 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 9 sets forth the change in the designation of a certain organization receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 10 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 11 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DoVE) Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 12 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 13 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Neighborhood Development Grant Initiative in accordance with the Fiscal 2020 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 14 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2020 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 15 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2020 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 16 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Support Our Seniors Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 17 sets forth the changes in the designation of certain organizations receiving funding pursuant to the LGBTQ Inclusive Curriculum Initiative in accordance with the Fiscal 2020 Expense Budget. These changes will be effectuated upon a budget modification.

Chart 18 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Legal Services for the Working Poor Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 19 sets forth the change in the designation of a certain organization receiving funding pursuant to the Diversity, Inclusion & Equity in Tech Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 20 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Art a Catalyst for Change Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 21 sets forth the change in the designation of a certain organization receiving funding pursuant to the Census 2020 Outreach Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 22 sets forth the change in the designation of a certain organization receiving funding pursuant to the City's First Readers Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 23 sets forth the change in the designation of a certain organization receiving funding pursuant to the Brooklyn Public Library Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 24 sets forth the new designation of a certain organization receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 25 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Naturally Occurring Retirement Communities (NORCs) Initiative in accordance with the Fiscal 2020 Expense Budget. One of these new designations will be effectuated upon a budget modification.

Chart 26 sets forth the change in the designation of a certain organization receiving funding pursuant to the Initiative to Combat Sexual Assault in accordance with the Fiscal 2020 Expense Budget.

Chart 27 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Public Health Funding Backfill Initiative in accordance with the Fiscal 2020 Expense Budget. Some of these new designations will be effectuated upon a budget modification.

Chart 28 sets forth the change in the designation of a certain organization receiving funding pursuant to the Crisis Management System Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 29 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Educational Programs for Students Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 30 sets forth the removal of funds from the administering agency pursuant to the COMPASS Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 31 sets forth the new designation of certain organizations receiving funding pursuant to the Afterschool Enrichment Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 32 sets forth the new designation of a certain organization receiving funding pursuant to the Sports Training and Rolemodels for Success (STARS) Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 33 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Supports for Persons Involved in the Sex Trade Initiative in accordance with the Fiscal 2020 Expense Budget. These changes will be effectuated upon a budget modification.

Chart 34 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Worker Cooperative Business Development Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 35 sets forth the new designation and the change in the designation of certain organizations receiving funding pursuant to the Stabilizing NYC Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 36 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Community Housing Preservation Strategies Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 37 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Community Land Trust Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 38 sets forth the new designation of certain organization receiving funding pursuant to the Innovative Criminal Justice Programs Infinitive in accordance with the Fiscal 2020 Expense Budget. This change will be effectuated upon a budget modification.

Chart 39 sets forth the new designation of certain organizations receiving funding pursuant to the Borough Presidents' Discretionary Funding Restoration Initiative in accordance with the Fiscal 2020 Expense Budget. These changes will be effectuated upon a budget modification.

Chart 40 sets forth the new designation of certain organizations receiving funding pursuant to the Hate Crimes Prevention Initiative in accordance with the Fiscal 2020 Expense Budget. These changes will be effectuated upon a budget modification.

Chart 41 sets forth the change in designation of a certain organization receiving funding pursuant to the Opioid Prevention and Treatment Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 42 sets forth the change in designation of a certain organization receiving funding pursuant to the Developmental, Psychological and Behavioral Health Services Initiative in accordance with the Fiscal 2020 Expense Budget.

Chart 43 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to local discretionary funding in accordance with the Fiscal 2019 Expense Budget. One of these changes will be effectuated upon a budget modification.

Chart 44 sets forth the new designation and the change in the designation of certain organizations receiving funding pursuant to youth discretionary funding in accordance with the Fiscal 2019 Expense Budget.

Chart 45 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Initiative to Address Boroughwide Needs in accordance with the Fiscal 2019 Expense Budget.

Chart 46 sets forth the new designation of a certain organization receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2019 Expense Budget.

Chart 47 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 48 sets forth the change in the designation of a certain organization receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 49 sets forth the change in the designation of a certain organization receiving funding pursuant to the Diversity, Inclusion & Equity in Tech Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 50 sets forth the change in the designation of a certain organization receiving funding pursuant to the City's First Readers Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 51 sets forth the change in the designation of a certain organization receiving funding pursuant to the Brooklyn Public Library Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 52 sets forth the change in the designation of a certain organization receiving funding pursuant to the Afterschool Enrichment Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 53 sets forth the changes in the designation of certain organizations receiving funding pursuant to local discretionary funding in accordance with the Fiscal 2018 Expense Budget.

Chart 54 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2018 Expense Budget.

Chart 55 sets forth the change in the designation of a certain organization receiving funding pursuant to the Diversity, Inclusion & Equity in Tech Initiative in accordance with the Fiscal 2018 Expense Budget.

Chart 56 amends the description for the Description/Scope of Services for certain organizations receiving local, youth, and anti-poverty discretionary funding and funding for certain initiatives in accordance with the Fiscal 2020 Expense Budget.

Chart 57 amends the description for the Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2019 Expense Budget.

Chart 58 sets forth the organizations that will receive equipment, specifically an automated external defibrillator, funded by the Beating Hearts Initiative as designated in Schedule C for Fiscal 2020.

It is to be noted that organizations identified in the attached Charts with an asterisk (*) have not yet completed or began the prequalification process conducted by the Mayor's Office of Contract Services (for organizations to receive more than \$10,000) by the Council (for organizations to receive \$10,000 or less total), or other government agency. Organizations identified without an asterisk have completed the appropriate prequalification review.

It should also be noted that funding for organizations in the attached Charts with a double asterisk (**) will not take effect until the passage of a budget modification.

Description of Above-captioned Resolution. In the above-captioned Resolution, the Council would approve the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2020, 2019 and 2018 Expense Budgets. Such Resolution would take effect as of the date of adoption.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 1155:)

Preconsidered Res. No. 1155

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

By Council Member Dromm.

Whereas, On June 19, 2019 the Council of the City of New York (the “City Council”) adopted the expense budget for fiscal year 2020 with various programs and initiatives (the “Fiscal 2020 Expense Budget”); and

Whereas, On June 14, 2018 the City Council adopted the expense budget for fiscal year 2019 with various programs and initiatives (the “Fiscal 2019 Expense Budget”); and

Whereas, On June 6, 2017, the Council adopted the expense budget for fiscal year 2018 with various programs and initiatives (the “Fiscal 2018 Expense Budget”); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2020, 2019 and 2018 Expense Budgets by approving the new designation and changes in the designation of certain organizations receiving local, youth, anti-poverty and aging discretionary funding, and by approving the

new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2020 and Fiscal 2019 Expense Budgets by approving new Description/Scope of Services for certain organizations receiving local, youth and anti-poverty discretionary funding and funding pursuant to certain initiatives; now, therefore, be it

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving anti-poverty discretionary funding in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 3; and be it further

Resolved, That the City Council approves sets forth the new designation and changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 4; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Initiative to Address Boroughwide Needs in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 5; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 6; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the A Greener NYC Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 7; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural After-School Adventure (CASA) in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 8; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 9; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 10; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DoVE) Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 11; and be it further

Resolved, That the City Council approves sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 12; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Neighborhood Development Grant Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 13; and be it further

Resolved, That the City Council the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 14; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 15; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Support Our Seniors Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 16; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the LGBTQ Inclusive Curriculum Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 17; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Legal Services for the Working Poor Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 18; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Diversity, Inclusion & Equity in Tech Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 19; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Art a Catalyst for Change Initiative in accordance with the Fiscal 2020 Expense Budget as set forth in Chart 20; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Census 2020 Outreach Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 21; and be it further

Resolved, That the City Council approves sets forth the change in the designation of a certain organization receiving funding pursuant to the City's First Readers Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 22; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Brooklyn Public Library Initiative in accordance with the Fiscal 2020 Expense Budget; as set forth in Chart 23; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 24; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Naturally Occurring Retirement Communities (NORCs) Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 25; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Initiative to Combat Sexual Assault in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 26; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Public Health Funding Backfill Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 27; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Crisis Management System Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 28; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Educational Programs for Students Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 29; and be it further

Resolved, That the City Council approves the removal of funds from the administering agency pursuant to the COMPASS Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 30; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Afterschool Enrichment Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 31; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Sports Training and Rolemodels for Success (STARS) Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 32; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Supports for Persons Involved in the Sex Trade Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 33; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Worker Cooperative Business Development Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 34; and be it further

Resolved, That the City Council approves the new designation and the change in the designation of certain organizations receiving funding pursuant to the Stabilizing NYC Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 35; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Community Housing Preservation Strategies Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 36; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Community Land Trust Initiative in accordance with the Fiscal 2020 Expense Budget; as set forth in Chart 37; and be it further

Resolved, That the City Council approves the new designation of certain organization receiving funding pursuant to the Innovative Criminal Justice Programs Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 38; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Borough Presidents' Discretionary Funding Restoration Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 39; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Hate Crimes Prevention Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 40; and be it further

Resolved, That the City Council approves the change in designation of a certain organization receiving funding pursuant to the Opioid Prevention and Treatment Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 41; and be it further

Resolved, That the City Council approves the change in designation of a certain organization receiving funding pursuant to the Developmental, Psychological and Behavioral Health Services Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 42; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to local discretionary funding in accordance with the Fiscal 2019 Expense Budget. Some of these changes will be effectuated upon a budget modification, as set forth in Chart 43; and be it further

Resolved, That the City Council approves the new designation and the change in the designation of certain organizations receiving funding pursuant to youth discretionary funding in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 44; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Initiative to Address Boroughwide Needs in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 45; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 46; and be it further

Resolved, That the City Council approves the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 47; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 48; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Diversity, Inclusion & Equity in Tech Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 49; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the City's First Readers Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 50; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Brooklyn Public Library Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 51; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Afterschool Enrichment Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 52; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to local discretionary funding in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 53; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 54; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Diversity, Inclusion & Equity in Tech Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 55; and be it further

Resolved, That the City Council amends the description for the Description/Scope of Services for certain organizations receiving local, youth, and anti-poverty discretionary funding and funding for certain initiatives in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 56; and be it further

Resolved, That the City Council amends the description for the Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 57; and be it further

Resolved, That the City Council sets forth the organizations that will receive equipment, specifically an automated external defibrillator, funded by the Beating Hearts Initiative as designated in Schedule C for Fiscal 2020, as set forth in Chart 58.

ATTACHMENT:

CHART #1: Local Initiatives - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Torres	Committee for Hispanic Children and Families, Inc., The - Public School 59X ***	11-2622003	DYCD	(\$15,000)	260	005	
Torres	Bronx Parent Housing Network, Inc. - Community Outreach Program ***	13-4100758	DYCD	\$15,000	260	005	
Vallone	Coalition for Queens dba as Pursuit Transformation Company, Inc. - Pursuit Core	61-1652332	DYCD	(\$5,000)	260	005	
Vallone	Pursuit Transformation Company, Inc. - Pursuit Core	61-1652332	DYCD	\$5,000	260	005	
Koslowitz	Coalition for Queens dba as Pursuit Transformation Company, Inc. - Technology Education	61-1652332	SBS	(\$5,000)	801	002	
Koslowitz	Pursuit Transformation Company, Inc. - Technology Education	61-1652332	SBS	\$5,000	801	002	
Adams	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$3,000)	260	005	
Adams	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$3,000	260	005	
Borelli	Freshkills Park Alliance, Inc.	27-1718664	DYCD	(\$2,500)	260	312	
Borelli	Fund for the City of New York, Inc. - Freshkills Park Alliance, Inc.	13-2612524	DYCD	\$2,500	260	312	
Brannan	Friends of Jane's Carousel, Inc. **	27-2884199	DYCD	(\$5,000)	260	005	
Brannan	City University of New York Community Colleges - Aging Mastery Program **	46-1371336	DFTA	\$5,000	125	003	
Lander	New York Peace Institute, Inc. **	45-1964622	DYCD	(\$5,000)	260	005	
Lander	New York Peace Institute, Inc. **	45-1964622	MOCJ	\$5,000	098	002	
Lander	Brooklyn Public Library - Storytelling Garden @ Park Slope Branch	13-6400434	BPL	(\$6,000)	038	001	
Lander	Brooklyn Public Library - Storytelling Garden @ Park Slope Branch	11-1904261	BPL	\$6,000	038	001	
Lander	Brooklyn Public Library - Pacific Street Library	13-6400434	BPL	(\$5,000)	038	001	
Lander	Brooklyn Public Library - Pacific Street Library	11-1904261	BPL	\$5,000	038	001	
Levin	Brooklyn Public Library - Williamsburg Library	13-6400434	BPL	(\$5,000)	038	001	
Levin	Brooklyn Public Library - Williamsburg Library	11-1904261	BPL	\$5,000	038	001	
Ampry-Samuel	Universal Child	27-0093159	DYCD	(\$5,000)	260	312	
Ampry-Samuel	Universal Child Project Incorporated, The	27-0093159	DYCD	\$5,000	260	312	
Gjonaj	Department of Youth and Community Development ***	13-6400434	DYCD	(\$5,000)	260	005	
Gjonaj	City Island Historical Society - City Island Preservation ***	11-2734516	DCLA	\$5,000	126	003	
Gjonaj	Department of Youth and Community Development	13-6400434	DYCD	(\$3,000)	260	005	
Gjonaj	Bronx House, Inc. - SAT Prep Council District 13	13-1739935	DYCD	\$3,000	260	005	

Powers	Upper Green Side, Inc. - Shredding Events **	20-8289407	DPR	(\$6,000)	846	006	
Powers	Upper Green Side, Inc. - Shredding Events **	20-8289407	DYCD	\$6,000	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART #1: Local Initiatives - Fiscal 2020 (continued)

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Corney	Bridge Street Development Corporation - Banking Reinvestment Forum	11-3250772	DYCD	(\$5,000)	260	005	
Corney	Digital Girl, Inc.	47-2288307	DYCD	\$5,000	260	005	
Lander	Arab-American Family Support Center, Inc., The	11-3167245	DYCD	(\$7,600)	260	005	
Lander	Fund for the City of New York, Inc. - Muslims Thrive	13-2612524	DYCD	\$7,600	260	005	
Borelli	National September 11 Memorial & Museum at the World Trade Center Foundation, Inc. **	38-3678458	DCLA	(\$5,000)	126	003	
Borelli	Police Organization Providing Peer Assistance (POPPA), Inc. **	13-4128172	DHMH	\$5,000	816	120	
Levine	Dominicanos USA - Young Voices: Youth Civic Engagement	46-3738190	DYCD	(\$3,500)	260	312	
Levine	Behind the Book, Inc. - After-school & Summer School Literacy Programs	32-0086097	DYCD	\$3,500	260	312	
Levine	Behind the Book, Inc. - After-school & Summer School Literacy Programs **	32-0086097	DYCD	(\$3,500)	260	312	
Levine	Behind the Book, Inc. - After-school & Summer School Literacy Programs **	32-0086097	DCLA	\$3,500	126	003	
Brannan	Chinese-American Sports and Community Service Association	47-3979118	DYCD	(\$2,000)	260	312	*
Brannan	Bay Ridge Community Council	11-2602994	DYCD	\$2,000	260	312	
Maisel	Jewish Community Council of Canarsie, Inc. - Canarsie Safety Net **	11-2608645	DYCD	(\$18,000)	260	005	
Maisel	Jewish Community Council of Canarsie, Inc. - Canarsie Safety Net **	11-2608645	DFTA	\$18,000	125	003	
Eugene	Caribbean American Chamber of Commerce and Industry, Inc. **	11-2903423	SBS	(\$10,000)	801	002	*
Eugene	Caribbean American Center of New York **	13-3443781	DYCD	\$5,000	260	312	
Eugene	West Indian American Day Carnival Association, Inc. **	23-7176396	DCLA	\$5,000	126	003	
Johnson	Greenwich House, Inc. **	13-5562204	DHMH	(\$1,500)	816	120	
Johnson	Back on My Feet **	26-2109809	DHS	\$1,500	071	200	
Ulrich	Broad Channel Athletic Club, Inc.	11-2581922	DYCD	(\$10,000)	260	312	
Ulrich	QueensRail Corporation	47-5388098	DYCD	\$5,000	260	312	
Ulrich	Roman Catholic Church of the Holy Child Jesus in the Borough of Queens in the City of New York	11-1639802	DYCD	\$5,000	260	312	
Ulrich	Citizens Committee for New York City, Inc. **	51-0171818	DYCD	(\$5,000)	260	005	
Ulrich	Lindenwood Community Volunteer Ambulance Corps, Inc. **	23-7295865	FDNY	\$5,000	057	005	
Powers	Waterside Tenants Association **	56-2596903	DYCD	(\$8,000)	260	005	
Powers	Educational Alliance, Inc., The - Sirovich Senior Center **	13-5562210	DFTA	\$8,000	125	003	
Powers	Waterside Tenants Association	56-2596903	DYCD	(\$2,000)	260	005	
Powers	Horticultural Society of New York, The - Art and Design High School (02M630) **	13-0854930	DYCD	\$2,000	260	312	

Powers	Turtle Bay Tree Fund, Inc. **	13-2561121	DPR	(\$7,000)	846	006	
Powers	Horticultural Society of New York, The - Art and Design High School (02M630) **	13-0854930	DYCD	\$7,000	260	312	
Speaker	Freshkills Park Alliance, Inc.	27-1718664	DYCD	(\$20,000)	260	312	
Speaker	Fund for the City of New York	13-2612524	DYCD	\$20,000	260	312	

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** Requires a budget modification for the changes to take effect

CHART #1: Local Initiatives - Fiscal 2020 (continued)

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Reynoso	NURTUREart Non-Profit, Inc. **	13-3964559	DCLA	(\$5,000)	126	003	
Reynoso	Brooklyn Center for the Arts, Inc. **	47-4160811	DYCD	\$5,000	260	005	
Rosenthal	Urban Justice Center - Monthly Housing Clinic	13-3442022	HPD	(\$10,000)	806	009	
Rosenthal	Community Development Project, Inc.	83-1441257	HPD	\$10,000	806	009	
Yeger	Yeshivas Boyan Tifereth Mordechai Shlomo **	11-3450353	DYCD	(\$5,000)	260	312	
Yeger	Brooklyn Community Improvement Association **	41-2240834	DSS/HRA	\$5,000	069	103	
Kallos	Urban Justice Center	13-3442022	HPD	(\$5,000)	806	009	
Kallos	Community Development Project, Inc.	83-1441257	HPD	\$5,000	806	009	
Kallos	Urban Justice Center	13-3442022	HPD	(\$10,000)	806	009	
Kallos	Community Development Project, Inc.	831441257	HPD	\$10,000	806	009	
Johnson	New York Junior Tennis League, Inc.	23-7442256	DYCD	(\$5,000)	260	312	
Johnson	Hudson Guild	13-5562989	DYCD	\$5,000	260	312	
Johnson	Hudson Guild **	23-7442256	DYCD	(\$5,000)	260	312	
Johnson	New York City Community Chorus at Holy Apostles **	76-0843120	DCLA	\$5,000	126	003	
Cornegy	Museum of Contemporary African Diasporian Arts, Inc. - KIDflix Film Festival ***	11-3526774	DFTA	(\$5,000)	125	003	
Cornegy	Jewish Community Council of Greater Coney Island, Inc. - Senior Transportation-Council District 36 ***	11-2665181	DFTA	\$5,000	125	003	
Cornegy	Museum of Contemporary African Diasporian Arts, Inc. - KIDflix Film Festival ***	11-3526774	DCLA	(\$2,500)	126	003	
Cornegy	New York City Housing Authority - Louis Armstrong Tenant Association ***	13-6400434	HPD	(\$5,000)	806	012	
Cornegy	Universal Baptist Church - Harvest Street Festival ***	13-3267660	DYCD	\$7,500	260	005	
Cornegy	Jewish Community Council of Greater Coney Island, Inc. - Senior Transportation-Council District 36 **	11-2665181	DFTA	(\$5,000)	125	003	
Cornegy	New York City Housing Authority - Louis Armstrong Tenant Association **	13-6400434	HPD	\$5,000	806	012	
Cornegy	Universal Baptist Church - Harvest Street Festival	13-3267660	DYCD	(\$2,500)	260	005	
Cornegy	Museum of Contemporary African Diasporian Arts, Inc. - KIDflix Film Festival	11-3526774	DYCD	\$2,500	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #2: Youth Discretionary - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Lander	Border Crossers, Inc.	26-2671377	DYCD	(\$5,000)	260	312	
Lander	Center for Racial Justice in Education, Inc.	26-2671377	DYCD	\$5,000	260	312	
Holden	Ridgewood Glendale Middle Village Maspeth Little League - Little League	90-0147560	DYCD	(\$5,000)	260	312	*
Holden	Coptic Orthodox Patriarchate of Alexandria, St. Mary, the Virgin and St. Antonions Church	11-2527896	DYCD	\$5,000	260	312	*
Cornegy	Bridge Street Development Corporation - MYBASE	11-3250772	DYCD	(\$11,000)	260	312	
Cornegy	Digital Girl, Inc.	47-2288307	DYCD	\$11,000	260	312	
Levine	Behind the Book, Inc. - After-school & Summer School Literacy Programs	32-0086097	DYCD	(\$3,500)	260	312	
Levine	Dominicanos USA - Young Voices: Youth Civic Engagement	46-3738190	DYCD	\$3,500	260	312	
Brannan	Chinese-American Sports and Community Service Association	47-3979118	DYCD	(\$3,000)	260	312	*
Brannan	Bay Ridge Community Council	11-2602994	DYCD	\$3,000	260	312	
Louis	New York Road Runners, Inc. - Open Run & Youth Program Midwood High School	13-2949483	DYCD	(\$2,000)	260	312	
Louis	Society for Haitian Research, Inc. - Community Empowerment and Youth Development through civic education radio programs	11-3439457	DYCD	\$2,000	260	312	*
Louis	67th Precinct Clergy Council, Inc.	27-4581070	DYCD	(\$5,000)	260	312	
Louis	Entertainers for Education Alliance, Inc.	43-2115174	DYCD	\$5,000	260	312	
Yeger	CODE: Committee on Dyslexia Education	82-4777595	DYCD	(\$5,000)	260	312	*
Yeger	Yeshivas Boyan Tifereth Mordechai Shlomo	11-3450353	DYCD	\$5,000	260	312	
Johnson	Hudson Guild	13-5562989	DYCD	(\$5,000)	260	312	
Johnson	New York Junior Tennis League, Inc.	23-7442256	DYCD	\$5,000	260	312	

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** Requires a budget modification for the changes to take effect

CHART #3: Anti-Poverty Initiative - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Gjonaj	Department of Youth and Community Development	13-6400434	DYCD	(\$10,000)	260	005	
Gjonaj	East River Development Alliance, Inc. - Urban Upbound Free Tax Services	86-1096987	DYCD	\$10,000	260	005	
Torres	Bronx Parent Housing Network, Inc. - Community Outreach Program ***	11-2622003	DYCD	(\$15,000)	260	005	
Torres	Committee for Hispanic Children and Families, Inc., The - Public School 59X ***	13-4100758	DYCD	\$15,000	260	005	
Cornegy	Neighborhood Housing Services of Brooklyn (Bedford-Stuyvesant) CDC, Inc. - Von King Park - Senior Swim ***	47-1717438	HPD	(\$5,000)	806	009	
Cornegy	Noble Touch, Inc., The ***	81-1117188	DFTA	\$5,000	125	003	*
Cornegy	Neighborhood Housing Services of Brooklyn (Bedford-Stuyvesant) CDC, Inc. - Von King Park - Senior Swim ***	47-1717438	HPD	(\$5,000)	806	009	
Cornegy	Noble Touch, Inc., The ***	81-1117188	DFTA	\$5,000	125	003	*

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** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART #4: Aging Discretionary - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Gjonaj	Department for the Aging	13-6400434	DFTA	(\$10,000)	125	003	
Gjonaj	Allerton Avenue Homeowners and Tenants Association - Senior Citizens Referral Services	13-3101238	DFTA	\$10,000	125	003	
Rodriguez	Department for the Aging	13-6400434	DFTA	(\$10,000)	125	003	
Rodriguez	SHARE: Self-Help for Women with Breast or Ovarian Cancer, Inc.	13-3131914	DFTA	\$6,500	125	003	
Rodriguez	VISIONS/Services for the Blind and Visually Impaired	13-1624210	DFTA	\$3,500	125	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #5: Initiative to Address Boroughwide Needs - Fiscal 2020

Borough	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Staten Island Delegation	Freshkills Park Alliance, Inc.	27-1718664	DYCD	(\$5,000)	260	005	
Staten Island Delegation	Fund for the City of New York	13-2612524	DYCD	\$5,000	260	005	
Brooklyn Delegation	Make Music New York, Inc. **	20-5751217	DYCD	(\$5,000)	260	005	
Brooklyn Delegation	Make Music New York, Inc. **	20-5751217	DCLA	\$5,000	126	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #6: Speaker's Initiative to Address Citywide Needs - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Speaker	One Stop Richmond Hill Community Center, Inc. **	68-0602829	DYCD	\$25,000	260	312	
Speaker	Solace House, Inc. **	47-2629761	DYCD	\$50,000	260	005	
Speaker	Transitional Services for New York (TSINY), Inc. **	23-7376074	DHMH	\$50,000	816	120	
Speaker	Fund for the City of New York, Inc.-Jamaica Bay-Rockaway Parks Conservancy **	13-2612524	DYCD	\$50,000	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #7: A Greener NYC - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Gibson	Wildlife Conservation Society **	13-1740011	DYCD	(\$2,500)	260	005	
Gibson	Wildlife Conservation Society **	13-1740011	DCLA	\$2,500	126	003	
	Department of Youth and Community Development **	13-6400434	DYCD	(\$20,000)	260	005	
Treyger	City Parks Foundation - Kaiser Park **	13-3561657	DPR	\$20,000	846	006	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART #8: Cultural After-School Adventure (CASA) - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Cumbo	NY Writers Coalition, Inc. - (13K340)	11-3604970	DCLA	(\$20,000)	126	003	
Cumbo	NY Writers Coalition, Inc. - Intermediate School 340K (17K340)	11-3604970	DCLA	\$20,000	126	003	
Richards	Marquis Studios, Ltd. - Knowledge and Power Preparatory Academy VI (27Q282)	13-3047206	DCLA	(\$20,000)	126	003	
Richards	Marquis Studios, Ltd. - Frederick Douglass Academy VI High School (27Q260)	13-3047206	DCLA	\$20,000	126	003	
Brannan	NIA Community Services Network, Inc. - Intermediate School 281K (21K281)	11-2697931	DYCD	(\$20,000)	260	312	
Brannan	NIA Community Services Network, Inc. - Junior High School 201K The Dyker Heights (20K201)	11-2697931	DYCD	\$20,000	260	312	
Miller	Jamaica Center for Arts and Learning, Inc.	11-2478709	DCLA	(\$20,000)	126	022	
Miller	Jamaica Center for Arts and Learning, Inc. - Public School 118Q (29Q118)	11-2478709	DCLA	\$20,000	126	022	
Miller	Purelements: An Evolution in Dance	20-5332584	DCLA	(\$20,000)	126	003	
Miller	Purelements: An Evolution in Dance - Public School 176Q (29Q176)	20-5332584	DCLA	\$20,000	126	003	
Lancman	Jamaica Center for Arts and Learning, Inc.	11-2478709	DCLA	(\$20,000)	126	022	
Lancman	Jamaica Center for Arts and Learning, Inc. - Public School 86Q (28Q086)	11-2478709	DCLA	\$20,000	126	022	
Holden	New York City H2O - Maspeth High School (24Q585) **	45-3860014	DCLA	(\$20,000)	126	003	
Holden	New York City H2O - Maspeth High School (24Q585) **	45-3860014	DYCD	\$20,000	260	005	
Reynoso	Queens Botanical Garden Society, Inc. - Public School 081K (16K081)	11-1635083	DCLA	(\$20,000)	126	022	
Reynoso	Queens Botanical Garden Society, Inc. - Public School 081Q (24Q081)	11-1635083	DCLA	\$20,000	126	022	
Reynoso	Marquis Studios, Ltd. - Public School 257K (14K257)	13-3047206	DCLA	(\$20,000)	126	003	
Reynoso	El Puente de Williamsburg, Inc. - Public School 257K (14K257)	11-2614265	DCLA	\$20,000	126	003	
Koo	Coalition for Queens dba as Pursuit Transformation Company, Inc. - Pursuit Core Program	61-1652332	DYCD	(\$20,000)	260	005	
Koo	Pursuit Transformation Company, Inc. - Pursuit Core Program	61-1652332	DYCD	\$20,000	260	005	
Vallone	Coalition for Queens dba as Pursuit Transformation Company, Inc. - Queens Tech	61-1652332	DYCD	(\$20,000)	260	005	
Vallone	Pursuit Transformation Company, Inc. - Queens Tech	61-1652332	DYCD	\$20,000	260	005	
Chin	China Institute in America, Inc. - Public School 002M Meyer Levin	13-1623937	DCLA	(\$20,000)	126	003	
Chin	China Institute in America, Inc. - Public School 002 Meyer London (02M002)	13-1623937	DCLA	\$20,000	126	003	
Ampry-Samuel	Metropolitan Museum of Art, The - Public School 770K (17K770)	13-1624086	DCLA	(\$20,000)	126	022	
Ampry-Samuel	Metropolitan Museum of Art, The - Public School 189K (17K189)	13-1624086	DCLA	\$20,000	126	022	
Ampry-Samuel	Young People's Chorus of New York City, Inc. - Public School 189K (17K189)	11-3372980	DCLA	(\$20,000)	126	003	
Ampry-Samuel	Young People's Chorus of New York City, Inc. - Public School 770K (17K770)	11-3372980	DCLA	\$20,000	126	003	
Louis	Museum of Contemporary African Diasporian Arts, Inc. **	11-3526774	DCLA	(\$20,000)	126	003	
Louis	Museum of Contemporary African Diasporian Arts, Inc. **	11-3526774	DYCD	\$20,000	260	005	*
Louis	Groundswell Community Mural Project, Inc. - Midwood High School (22K405)	11-3427213	DCLA	(\$20,000)	126	003	
Louis	KAN COBRA TIGER ALLIANCE - Public School 244 Richard R. Green (18K244)	46-3766464	DCLA	\$20,000	126	003	
Ulrich	Global Action Project, Inc. - Waterside Children's Studio School (27Q317)	11-3425000	DCLA	(\$20,000)	126	003	
Ulrich	Queens Symphony Orchestra, Inc. - Waterside Children's Studio School (27Q317)	11-2106191	DCLA	\$20,000	126	003	

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** Requires a budget modification for the changes to take effect

CHART #9: Cultural Immigrant Initiative - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Menchaca	Cora, Inc. - Public School 676K	11-3639921	DCLA	(\$20,000)	126	003	
Menchaca	Cora, Inc.	11-3639921	DCLA	\$20,000	126	003	

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** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART #10: Digital Inclusion and Literacy Initiative - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Van Bramer	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$20,000)	260	005	
Van Bramer	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$20,000	260	005	
Koslowitz	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$30,000)	260	005	
Koslowitz	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$30,000	260	005	
Koo	Coalition for Queens dba as Pursuit Transformation Company, Inc. - Pursuit Core Program	61-1652332	DYCD	(\$20,000)	260	005	
Koo	Pursuit Transformation Company, Inc. - Pursuit Core Program	61-1652332	DYCD	\$20,000	260	005	
Vallone	Coalition for Queens dba as Pursuit Transformation Company, Inc. - Queens Tech	61-1652332	DYCD	(\$20,000)	260	005	
Vallone	Pursuit Transformation Company, Inc. - Queens Tech	61-1652332	DYCD	\$20,000	260	005	
Louis	East Flatbush Village, Inc.	80-0612019	DYCD	(\$20,000)	260	005	
Louis	Elite Learners, Inc.	81-4482839	DYCD	\$20,000	260	005	
Louis	Life of Hope	20-5252137	DYCD	(\$20,000)	260	005	
Louis	Elite Learners, Inc.	81-4482839	DYCD	\$20,000	260	005	

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** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART #11: Domestic Violence and Empowerment (DoVE) Initiative - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Holden	Arab American Association of New York, Inc. - Domestic Violence Prevention	11-3604756	MOCJ	(\$10,000)	098	002	
Holden	Arab American Association of New York, Inc.	11-3604756	MOCJ	\$10,000	098	002	
Cornegy	North Brooklyn Coalition Against Family Violence, Inc.	11-3431280	MOCJ	(\$1,704)	098	002	
Cornegy	Urban Justice Center	13-3442022	MOCJ	(\$1,704)	098	002	
Lancman	Amudim Community Resources, Inc.	47-0984801	MOCJ	(\$5,000)	098	002	
Lancman	Shalom Task Force, Inc.	11-3207504	MOCJ	(\$8,407)	098	002	
Louis	Flatbush Development Corporation	51-0188251	MOCJ	(\$42,000)	098	002	
Louis	Haitian Centers Council, Inc.	11-2648501	MOCJ	(\$70,000)	098	002	
Louis	Shalom Task Force, Inc.	11-3207504	MOCJ	(\$42,000)	098	002	
Louis	TOP Community Development Corporation	11-3409359	MOCJ	(\$35,000)	098	002	
Louis	Metropolitan New York Coordinating Council on Jewish Poverty, Inc.	13-2738818	MOCJ	(\$5,000)	098	002	
	Mayor's Office of Criminal Justice	13-6400434	MOCJ	\$80,814	098	002	
Yeger	Safe Horizon, Inc.	13-2946970	MOCJ	\$30,000	098	002	
Yeger	Amudim Community Resources, Inc.	47-0984801	MOCJ	\$40,000	098	002	
Yeger	SBH Community Service Network, Inc.	23-7406410	MOCJ	\$60,000	098	002	

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** Requires a budget modification for the changes to take effect

CHART #12: Food Pantries Initiative - Fiscal 2020

Borough	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
	Department of Youth and Community Development	13-6400434	DYCD	(\$19,937)	260	005	
Brooklyn Delegation	Bergen Basin Community Development Corporation d/b/a Millennium Development - Millennium Development Food Pantry Support	11-3199040	DYCD	\$19,937	260	005	
Brooklyn Delegation	Food Bank For New York City - JCC Marine Park	13-3179546	DYCD	(\$9,000)	260	005	
Brooklyn Delegation	New York United Jewish Association, Inc. - JCC Marine Park	26-2647383	DYCD	\$9,000	260	005	
Manhattan Delegation	Food Bank For New York City - St. Peter's Church	13-3179546	DYCD	(\$15,000)	260	005	
Manhattan Delegation	Food Bank For New York City - Temple Sharaay Tefila	13-3179546	DYCD	\$15,000	260	005	
Manhattan Delegation	Food Bank For New York City - Vision Urbana	13-3179546	DYCD	(\$5,000)	260	005	
Manhattan Delegation	Vision Urbana, Inc.	13-3848575	DYCD	\$5,000	260	005	
Queens Delegation	Jewish Association for Services for the Aged (JASA) - Food Pantry	13-2620896	DYCD	(\$5,000)	260	005	
Queens Delegation	Food Bank For New York City - Linden SDA Church Community Services	13-3179546	DYCD	\$5,000	260	005	

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** Requires a budget modification for the changes to take effect

CHART #13: Neighborhood Development Grant Initiative - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Louis	HABNET Chamber of Commerce, Inc. ***	47-0939800	SBS	(\$40,000)	801	002	
	Department of Small Business Services ***	13-6400434	SBS	\$40,000	801	002	
Menchaca	Council on the Environment, Inc. - Merchant Organizing **	13-2765465	SBS	(\$40,000)	801	002	
Menchaca	Council on the Environment, Inc. - Winter GreenMarkets **	13-2765465	DYCD	\$40,000	260	005	
Maisel	Brooklyn Alliance, Inc.	11-2145956	SBS	(\$40,000)	801	002	
Maisel	Brooklyn Alliance, Inc. - Business Attraction/Retention and/or Merchant Organizing - Council District 46	11-2145956	SBS	\$40,000	801	002	
Holden	Greater Ridgewood Restoration Corporation - Neighborhood Preservation **	11-2382250	SBS	(\$20,000)	801	002	
Holden	Greater Ridgewood Restoration Corporation - Neighborhood Preservation **	11-2382250	DYCD	\$20,000	260	005	
Lancman	Volunteers of Legal Service, Inc.	13-3234630	SBS	(\$5,000)	801	002	
Lancman	RPGA Studio, Inc.	47-2589237	SBS	\$5,000	801	002	
Levin	Town Square, Inc.	56-2489014	SBS	(\$10,000)	801	002	
Levin	Town Square, Inc. - Placemaking/Plaza/Public Space Activation/Public Art	56-2489014	SBS	\$10,000	801	002	
	Department of Small Business Services	13-6400434	SBS	(\$40,000)	801	002	
Yeger	Boro Park Jewish Community Council - District Marketing/Local Tourism	11-3475993	SBS	\$20,000	801	002	
Yeger	Council of Jewish Organizations of Flatbush, Inc. - District Marketing/Local Tourism	11-2864728	SBS	\$20,000	801	002	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART #14: NYC Cleanup Initiative - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Cohen	Friends of Van Cortlandt Park, Inc. - Van Cortlandt Park Alliance	13-3843182	DYCD	(\$10,000)	260	005	
Cohen	Van Cortlandt Park Alliance, Inc. - Van Cortlandt Park Alliance	13-3843182	DYCD	\$10,000	260	005	
	Department of Youth and Community Development **	13-6400434	DYCD	(\$30,000)	260	005	
Rosenthal	Department of Sanitation - Council District 6 **	13-6400434	DSNY	\$30,000	827	102	
Salamanca	Wildcat Service Corporation ***	13-2725423	DYCD	(\$40,000)	260	005	
	Department of Youth and Community Development ***	13-6400434	DYCD	\$40,000	260	005	
Levin	Department of Sanitation - Council District 33 ***	13-6400434	DSNY	(\$4,000)	827	102	
	Department of Youth and Community Development ***	13-6400434	DYCD	\$4,000	260	005	
Louis	Center for Employment Opportunities	13-3843322	DYCD	(\$10,000)	260	005	
Louis	Wildcat Service Corporation - Fedcap	13-2725423	DYCD	\$10,000	260	005	
Louis	Center for Employment Opportunities **	13-3843322	DYCD	(\$10,000)	260	005	
Louis	Department of Sanitation **	13-6400434	DSNY	\$10,000	827	102	
Van Bramer	Horticultural Society of New York, The - Council District 26	13-2725423	DYCD	(\$36,250)	260	005	
Van Bramer	Horticultural Society of New York, The - Council District 26	13-0854930	DYCD	\$36,250	260	005	
Cohen	Friends of Van Cortlandt Park, Inc. - Van Cortlandt Park Alliance **	13-3843182	DYCD	(\$10,000)	260	005	
Cohen	Friends of Van Cortlandt Park, Inc. - Van Cortlandt Park Alliance **	13-3843182	DPR	\$10,000	846	006	
	Department of Youth and Community Development	13-6400434	DYCD	(\$10,000)	260	005	
Brannan	Wildcat Service Corporation	13-2725423	DYCD	\$10,000	260	005	
Eugene	Doe Fund, Inc., The	13-3412540	DYCD	(\$20,000)	260	005	
Eugene	Friends of Wingate Park, Inc.	99-0375362	DYCD	\$10,000	260	005	
Eugene	Midwood Development Corporation	11-2420752	DYCD	\$10,000	260	005	
Chin	NOHO NY District Management Association, Inc.	13-3919295	DYCD	(\$15,000)	260	005	
Chin	Outstanding Renewal Enterprises, Inc.	13-3320984	DYCD	\$15,000	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART #15: Parks Equity Initiative - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
	City Parks Foundation - Baisley Pond Park	13-3561657	DPR	(\$778,500)	846	006	
	City Parks Foundation	13-3561657	DPR	\$778,500	846	006	
Perkins	Citizens Committee for New York City, Inc. **	51-0171818	DPR	(\$15,000)	846	006	
Perkins	Citizens Committee for New York City, Inc. **	51-0171818	DYCD	\$15,000	260	005	*
Ampry-Samuel	Citizens Committee for New York City, Inc. **	51-0171818	DPR	(\$10,000)	846	006	
Ampry-Samuel	Citizens Committee for New York City, Inc. **	51-0171818	DYCD	\$10,000	260	005	*
Espinal	Citizens Committee for New York City, Inc. **	51-0171818	DPR	(\$10,000)	846	006	
Espinal	Citizens Committee for New York City, Inc. **	51-0171818	DYCD	\$10,000	260	005	*
Barron	United Community Centers, Inc. - Council District 42 **	11-1950787	DPR	(\$65,000)	846	006	
Barron	United Community Centers, Inc. - Council District 42 **	11-1950787	DYCD	\$65,000	260	005	*
Louis	Brooklyn Queens Land Trust	61-1441052	DPR	(\$20,000)	846	006	
Louis	Wyckoff House and Association, Inc.	11-2615053	DPR	(\$18,000)	846	006	
Louis	Department of Parks and Recreation	13-6400434	DPR	(\$22,000)	846	006	
Louis	City Parks Foundation - Friends of Amesfort Park & Foster Park Sports	13-3561657	DPR	(\$15,000)	846	006	
	Department of Parks and Recreation	13-6400434	DPR	\$75,000	846	006	
Maisel	Brooklyn Golf Alliance, Inc.	46-0773869	DPR	(\$10,000)	846	006	
Maisel	Brooklyn Golf Alliance, Inc. - Marine Park Golf Course	46-0773869	DPR	\$10,000	846	006	
Rodriguez	Bameso USA - Intermediate School 117 (09X117), Middle School 328, and Riverbank State Park **	34-2056362	DYCD	(\$5,000)	260	005	*
Rodriguez	Dyckman Farmhouse Museum Alliance **	32-0035632	DPR	\$5,000	846	006	*
Rodriguez	City Parks Foundation	13-3561657	DPR	(\$5,000)	846	006	
Rodriguez	West 181 Street Beautification Project, Inc.	13-3745342	DPR	\$5,000	846	006	
Reynoso	New York City H2O **	45-3860014	DPR	(\$10,000)	846	006	*
Reynoso	New York City H2O **	45-3860014	DYCD	\$10,000	260	005	*
Levin	Open Space Alliance for North Brooklyn, Inc.	01-0849087	DPR	(\$5,000)	846	006	
Levin	Open Space Alliance for North Brooklyn, Inc. - McCarren, Transmitter, and other CB1 parks.	01-0849087	DPR	\$5,000	846	006	
Levin	Gowanus Canal Conservancy, Inc.	26-0681729	DPR	(\$5,000)	846	006	
Levin	Gowanus Canal Conservancy, Inc. - Greenteam	26-0681729	DPR	\$5,000	846	006	
Levin	Gowanus Canal Conservancy, Inc. - Thomas Greene Park	26-0681729	DPR	(\$10,000)	846	006	
Levin	Gowanus Canal Conservancy, Inc. - Street Trees and Greenteam	26-0681729	DPR	\$10,000	846	006	
Koslowitz	Beyond Organic Design **	94-2524840	DYCD	(\$15,500)	260	005	*
Koslowitz	Innovative Charitable Initiatives, Inc. **	14-1813190	DYCD	\$15,500	260	005	*

Corney	City Parks Foundation	13-3561657	DPR	(\$20,000)	846	006	
Corney	City Parks Foundation - St Andrews Park, Jackie Robinson Park, St Johns Park and Von King Park	13-3561657	DPR	\$20,000	846	006	
Corney	Council on the Environment, Inc.	13-2765465	DPR	(\$15,000)	846	006	
Corney	Council on the Environment, Inc. - Hart Community Garden	13-2765465	DPR	\$15,000	846	006	
Corney	Green Guerillas, Inc.	13-2903183	DPR	(\$20,000)	846	006	
Corney	Green Guerillas, Inc. - Council District 36 community gardens	13-2903183	DPR	\$20,000	846	006	
Rosenthal	City Parks Foundation - Verdi Square & Strauss Park	13-3561657	DPR	(\$10,000)	846	006	
Rosenthal	City Parks Foundation - Verdi Square, Strauss Park and Sol Bloom Playground	13-3561657	DPR	\$10,000	846	006	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART #15: Parks Equity Initiative - Fiscal 2020 (continued)

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Powers	Sutton Place Parks Conservancy, Inc. **	47-4054653	DPR	(\$10,000)	846	006	
Powers	Horticultural Society of New York, The - Art and Design High School (02M630) **	13-0854930	DYCD	\$10,000	260	005	*
Powers	Turtle Bay Tree Fund, Inc. - Flower Planting and Maintenance in Neighborhood Tree Beds @ Council District 4 **	13-2561121	DPR	(\$10,000)	846	006	
Powers	Horticultural Society of New York, The - Art and Design High School (02M630) **	13-0854930	DYCD	\$10,000	260	005	*
Matteo	Bloomfield Conservancy, Inc. ***	13-4014664	DYCD	(\$30,000)	260	005	
Matteo	Bloomfield Conservancy, Inc. ***	13-4014664	DPR	\$30,000	846	006	
Matteo	Friends of Kivlehan Park, Inc. - Kivlehan Park	82-2659106	DPR	(\$10,000)	846	006	
Matteo	Friends of Kivlehan Park, Inc. - Kivlehan Park	81-2659106	DPR	\$10,000	846	006	
	Department of Parks and Recreation	13-6400434	DPR	(\$75,000)	846	006	
Yeger	Association of Community Employment Programs for the Homeless, Inc. - Parks @ Council District 44	13-3846431	DPR	\$75,000	846	006	
	Department of Parks and Recreation	13-6400434	DPR	(\$10,000)	846	006	
Yeger	Department of Parks and Recreation - Parks @ Council District 44	13-6400434	DPR	\$10,000	846	006	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART #16: Support Our Seniors - Fiscal 2020

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Louis	American Council Of Minority Women, Inc.	27-0861591	DFTA	(\$10,000)	125	003	
Louis	Jewish Association for Services for the Aged (JASA)	13-2620896	DFTA	(\$10,000)	125	003	
Louis	Older Adults Technology Services (OATS), Inc.	55-0882599	DFTA	(\$30,000)	125	003	
Louis	Young Israel Programs, Inc.	03-0381957	DFTA	(\$30,000)	125	003	
	Department for the Aging	13-6400434	DFTA	\$80,000	125	003	
Rodriguez	COTHOA Luncheon Club, Inc.	13-3608860	DFTA	(\$5,000)	125	003	*
Rodriguez	Mosholu-Montefiore Community Center, Inc.	13-3622107	DFTA	\$5,000	125	003	
Rodriguez	Isabella Geriatric Center, Inc.	13-3623808	DFTA	(\$5,000)	125	003	*
Rodriguez	New York Cares, Inc.	13-3444193	DFTA	\$5,000	125	003	
Rodriguez	SHARE: Self-Help for Women with Breast or Ovarian Cancer, Inc.	13-3131914	DFTA	(\$6,500)	125	003	
Rodriguez	Vocal Ease, Inc.	37-1469320	DFTA	\$6,500	125	003	
Rodriguez	VISIONS/Services for the Blind and Visually Impaired	13-1624210	DFTA	(\$3,500)	125	003	
Rodriguez	Vera Institute of Justice, Inc. - The Guardianship Project	13-1941627	DFTA	\$3,500	125	003	
Gjonaj	Bronx House, Inc. - Senior Appreciation Day	13-1739935	DFTA	(\$20,000)	125	003	
Gjonaj	Bronx House, Inc. - Weinberg Senior Center	13-1739935	DFTA	\$20,000	125	003	
	Department for the Aging	13-6400434	DFTA	(\$10,000)	125	003	
Eugene	Boro Park Jewish Community Council	11-3475993	DFTA	\$10,000	125	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #17: LGBTQ Inclusive Curriculum - Fiscal 2020

Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Long Island Gay and Lesbian Youth, Inc. - LGBT Inclusive Curriculum **	11-3192966	DOE	(\$100,000)	040	454	
Long Island Gay and Lesbian Youth, Inc. - LGBT Inclusive Curriculum **	11-3192966	DYCD	\$100,000	260	312	
Trevor Project, Inc., The **	95-4681287	DOE	(\$100,000)	040	454	
Trevor Project, Inc., The **	95-4681287	DYCD	\$100,000	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #18: Legal Services for the Working Poor - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
CAMBA, Inc.	11-2480339	DSS/HRA	(\$455,000)	069	107	
CAMBA Legal Services Inc.	11-3153831	DSS/HRA	\$455,000	069	107	
Urban Justice Center	13-3442022	DSS/HRA	(\$455,000)	069	107	
Community Development Project, Inc.	83-1441257	DSS/HRA	\$455,000	069	107	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #19: Diversity, Inclusion & Equity in Tech Initiative - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$372,203)	260	005	
Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$372,203	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #20: Art a Catalyst for Change - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Central Brooklyn Jazz Consortium, Inc. - Public School 284K ***	11-3549224	DYCD	(\$18,000)	260	005	
Central Brooklyn Jazz Consortium, Inc. - Public School 284K ***	11-3549224	DCLA	\$18,000	126	003	
Central Brooklyn Jazz Consortium, Inc. - Public School 284K	11-3549224	DCLA	(\$18,000)	126	003	
Elite Learners, Inc. - Public School 284K	81-4482839	DCLA	\$18,000	126	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect.

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART #21: Census 2020 Outreach - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Arab American Family Support Center, Inc.	11-3604756	DYCD	(\$75,000)	260	005	
Arab-American Family Support Center, Inc., The	11-3167245	DYCD	\$75,000	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect.

CHART #22: City's First Readers - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Brooklyn Public Library	13-6400434	BPL	(\$325,000)	038	001	
Brooklyn Public Library	11-1904261	BPL	\$325,000	038	001	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #23: Brooklyn Public Library - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Brooklyn Public Library	13-6400434	BPL	(\$3,906,000)	038	001	
Brooklyn Public Library	11-1904261	BPL	\$3,906,000	038	001	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #24: Senior Centers, Programs, and Enhancements - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Department for the Aging	13-6400434	DFTA	(\$50,000)	125	003	
Henry Street Settlement	13-1562242	DFTA	\$50,000	125	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

November 14, 2019

CHART #25: Naturally Occurring Retirement Communities (NORCs) - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Department for the Aging	13-6400434	DFTA	(\$1,204,225)	125	003	
CenterLight Health System, Inc.	13-3323765	DFTA	\$21,326	125	003	
Isabella Geriatric Center, Inc.	13-3623808	DFTA	\$21,326	125	003	
Jewish Home Lifecare, Community Services	27-0158524	DFTA	\$45,144	125	003	
Mount Sinai Hospital	13-1624096	DFTA	\$56,100	125	003	
New Partners, Inc.	13-3885148	DFTA	\$1,060,329	125	003	
Department for the Aging **	13-6400434	DFTA	(\$95,775)	125	003	
Health + Hospitals **	13-2655001	HHC	\$95,775	819	001	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #26: Initiative to Combat Sexual Assault - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Mount Sinai Beth Israel	13-5564934	MOCJ	(\$60,000)	098	002	
Beth Israel Medical Center	13-5564934	MOCJ	\$60,000	098	002	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #27: Public Health Funding Backfill - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Caribbean Women's Health Association, Inc. ***	13-3323168	DHMH	(\$59,968)	816	113	
Community Health Center of Richmond, Inc. ***	51-0567466	DHMH	(\$29,861)	816	113	
Department of Health and Mental Hygiene ***	13-6400434	DHMH	\$75	816	112	
Brooklyn Perinatal Network, Inc. ***	13-3428222	DHMH	\$89,754	816	113	
Department of Health and Mental Hygiene	13-6400434	DHMH	(\$194,403)	816	113	
Caribbean Women's Health Association, Inc.	13-3323168	DHMH	(\$72,883)	816	113	
Brooklyn Perinatal Network, Inc.	13-3428222	DHMH	\$74,960	816	113	
Community Health Center of Richmond, Inc.	51-0567466	DHMH	\$37,326	816	113	
Department of Health and Mental Hygiene **	13-6400434	DHMH	(\$13,470)	816	112	
Health + Hospitals **	13-2655001	DHMH	\$13,470	816	112	
Community Research Initiative on AIDS, Inc.	13-3632234	DHMH	(\$57,158)	816	112	*
Department of Health and Mental Hygiene	13-6400434	DHMH	\$57,158	816	112	
Department of Health and Mental Hygiene	13-6400434	DHMH	(\$175,000)	816	117	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART #28: Crisis Management System - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Good Shepherd Services - East Fordham Academy for the Arts	13-5598710	DOE	(\$40,000)	040	402	
Good Shepherd Services - Academy For Personal Leadership And Excellence - 10X363	13-5598710	DOE	\$40,000	040	402	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #29: Educational Programs for Students - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
City University of New York	13-6400434	CUNY	(\$500,000)	042	001	
City University of New York - STEM Institute - City College	13-6400434	CUNY	(\$500,000)	042	001	
City University of New York - STEM Institute - City College	13-6400434	CUNY	\$1,000,000	042	001	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #30: COMPASS - Fiscal 2020

Organization - School	EIN Number	Agency	Amount	Agy #	U/A	*
Department of Youth and Community Development	13-6400434	DYCD	(\$146,000)	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #31: Afterschool Enrichment Initiative - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Beth Gavriel Bukharian Congregation	11-3336257	DYCD	\$100,000	260	312	
New York WEB Center, Inc.	20-5620848	DYCD	\$24,000	260	312	*

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #32: Sports Training and Rolemodels for Success (STARS) Initiative - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
PowerPlay NYC, Inc.	13-4045021	DYCD	\$22,000	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #33: Supports for Persons Involved in the Sex Trade - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Sanctuary for Families, Inc. **	13-3193119	MOCJ	(\$700,000)	098	002	
Health + Hospitals **	13-2655001	HHC	\$700,000	819	001	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #34: Worker Cooperative Business Development Initiative - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Urban Justice Center	13-3442022	SBS	(\$206,567)	801	002	
Community Development Project, Inc.	83-1441257	SBS	\$206,567	801	002	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #35: Stabilizing NYC - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Urban Justice Center	13-3442022	HPD	(\$553,000)	806	009	
Community Development Project, Inc.	83-1441257	HPD	\$553,000	806	009	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #36: Community Housing Preservation Strategies - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Urban Justice Center	13-3442022	HPD	(\$29,730)	806	009	
Community Development Project, Inc.	83-1441257	HPD	\$29,730	806	009	
Urban Justice Center	13-3442022	HPD	(\$153,000)	806	009	
Community Development Project, Inc.	83-1441257	HPD	\$153,000	806	009	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #37: Community Land Trust - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Urban Justice Center	13-3442022	HPD	(\$45,000)	806	009	
Community Development Project, Inc.	83-1441257	HPD	\$45,000	806	009	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #38: Innovative Criminal Justice Programs - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Youth Represent **	02-0803401	DOC	\$75,000	072	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #39: Borough Presidents' Discretionary Funding Restoration - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Department for the Aging - Borough Presidents' Discretionary Funding Restoration **	13-6400434	DFTA	(\$12,500)	125	003	
Research Foundation of State University of New York - Brooklyn Alzheimer's Disease Assistance Center **	14-1368361	DHMH	\$8,000	816	113	
City University of New York - Hunter College - El Barrio Share Program **	13-3893536	CUNY	\$4,500	042	001	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #40: Hate Crimes Prevention - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Audre Lorde Project, Inc. **	06-1502452	MOCJ	\$77,500	098	002	
New York City Gay and Lesbian Anti-Violence Project, Inc. **	13-3149200	MOCJ	\$2,500	098	002	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #41: Opioid Prevention and Treatment - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
HUB Third Avenue District Management Association	13-3455415	DHMH	(\$75,000)	816	120	
HUB-Third Ave Merchants District Management Association, Inc.	13-3455415	DHMH	\$75,000	816	120	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #42: Developmental, Psychological and Behavioral Health Services - Fiscal 2020

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
PSCH, Inc.	11-2542430	DHMH	(\$132,103)	816	120	
Welllife Network, Inc.	11-2542430	DHMH	\$132,103	816	120	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #43: Local Initiatives - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Koslowitz	Coalition for Queens dba as Pursuit Transformation Company, Inc. - Technology Education	61-1652332	SBS	(\$5,000)	801	002	
Koslowitz	Pursuit Transformation Company, Inc. - Technology Education	61-1652332	SBS	\$5,000	801	002	
Vallone	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$5,000)	260	005	
Vallone	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$5,000	260	005	
Adams	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$5,000)	260	005	
Adams	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$5,000	260	005	
Brannan	Brooklyn Public Library	13-6400434	BPL	(\$5,000)	038	001	
Brannan	Brooklyn Public Library	11-1904261	BPL	\$5,000	038	001	
Lander	Brooklyn Public Library - Friends at Park Slope Library	13-6400434	BPL	(\$6,091)	038	001	
Lander	Brooklyn Public Library - Friends at Park Slope Library	11-1904261	BPL	\$6,091	038	001	
Ampry-Samuel	Universal Child	27-0093159	DYCD	(\$5,000)	260	312	*
Ampry-Samuel	Universal Child Project Incorporated, The	27-0093159	DYCD	\$5,000	260	312	*
Borelli	National September 11 Memorial & Museum at the World Trade Center Foundation, Inc. **	38-3678458	DCLA	(\$10,000)	126	003	
Borelli	Police Organization Providing Peer Assistance (POPPA), Inc. **	13-4128172	DHMH	\$10,000	816	120	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #44: Youth Discretionary - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Lander	Border Crossers, Inc.	26-2671377	DYCD	(\$5,000)	260	312	
Lander	Center for Racial Justice in Education, Inc.	26-2671377	DYCD	\$5,000	260	312	
Deutsch	60th Precinct Community Council, Inc. - Out of school time youth activities	11-3312375	DYCD	(\$5,000)	260	312	
Deutsch	Mosad Harim Levin - Project Heart	11-3456787	DYCD	\$5,000	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #45: Initiative to Address Boroughwide Needs - Fiscal 2019

Borough	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Brooklyn Delegation	60th Precinct Community Council, Inc. - Auxiliary Bikes	11-3312375	DYCD	(\$5,000)	260	005	
Brooklyn Delegation	Mosad Harim Levin - Project Heart	11-3456787	DYCD	\$5,000	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #46: Speaker's Initiative to Address Citywide Needs - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Speaker	Young Men's Christian Association of Greater New York	13-1624228	DYCD	\$50,000	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #47: Digital Inclusion and Literacy Initiative - Fiscal 2019

Borough	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Koslowitz	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$30,000)	260	005	
Koslowitz	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$30,000	260	005	
Vallone	Coalition for Queens dba as Pursuit Transformation Company, Inc. - C4Q and the Queens Tech Meetup - Council District 19	61-1652332	DYCD	(\$20,000)	260	005	
Vallone	Pursuit Transformation Company, Inc. - C4Q and the Queens Tech Meetup - Council District 19	61-1652332	DYCD	\$20,000	260	005	
Koo	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$20,000)	260	005	
Koo	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$20,000	260	005	
Moya	Coalition for Queens dba as Pursuit Transformation Company, Inc. - Council District 21	61-1652332	DYCD	(\$20,000)	260	005	
Moya	Pursuit Transformation Company, Inc. - Council District 21	61-1652332	DYCD	\$20,000	260	005	
Van Bramer	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$20,000)	260	005	
Van Bramer	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$20,000	260	005	
Barron	Brooklyn Public Library - New Lots, East Flatbush, Spring Creek, Cypress: for Technology	13-6400434	BPL	(\$20,000)	038	001	
Barron	Brooklyn Public Library - New Lots, East Flatbush, Spring Creek, Cypress: for Technology	11-1904261	BPL	\$20,000	038	001	
Maisel	Brooklyn Public Library - Gerritsen Beach Branch Library	13-6400434	BPL	(\$15,000)	038	001	
Maisel	Brooklyn Public Library - Gerritsen Beach Branch Library	11-1904261	BPL	\$15,000	038	001	
Maisel	Brooklyn Public Library - Jamaica Bay branch library	13-6400434	BPL	(\$15,000)	038	001	
Maisel	Brooklyn Public Library - Jamaica Bay branch library	11-1904261	BPL	\$15,000	038	001	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #48: Parks Equity Initiative - Fiscal 2019

Borough	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Matteo	Friends of Kivlehan Park, Inc.	82-2659106	DPR	(\$10,000)	846	006	
Matteo	Friends of Kivlehan Park, Inc.	81-2659106	DPR	\$10,000	846	006	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #49: Diversity, Inclusion & Equity in Tech Initiative - Fiscal 2019

Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$372,203)	260	005	
Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$372,203	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #50: City's First Readers - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Brooklyn Public Library	13-6400434	BPL	(\$325,000)	038	001	
Brooklyn Public Library	11-1904261	BPL	\$325,000	038	001	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #51: Brooklyn Public Library - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Brooklyn Public Library	13-6400434	BPL	(\$2,250,000)	038	001	
Brooklyn Public Library	11-1904261	BPL	\$2,250,000	038	001	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #52: Afterschool Enrichment Initiative - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Young Men's Christian Association of Greater New York	13-1624228	DYCD	(\$50,000)	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect.

CHART #53: Local Initiatives - Fiscal 2018

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Vallone	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	SBS	(\$5,000)	801	002	
Vallone	Pursuit Transformation Company, Inc.	61-1652332	SBS	\$5,000	801	002	
Koslowitz	Coalition for Queens dba as Pursuit Transformation Company, Inc. - Tech Education	61-1652332	SBS	(\$5,000)	801	002	
Koslowitz	Pursuit Transformation Company, Inc. - Tech Education	61-1652332	SBS	\$5,000	801	002	
Adams	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	SBS	(\$5,000)	801	002	
Adams	Pursuit Transformation Company, Inc.	61-1652332	SBS	\$5,000	801	002	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #54: Digital Inclusion and Literacy Initiative - Fiscal 2018

Member	Organization - School	EIN Number	Agency	Amount	Agy #	U/A	*
Koslowitz	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$30,000)	260	005	
Koslowitz	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$30,000	260	005	
Van Bramer	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$20,000)	260	005	
Van Bramer	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$20,000	260	005	
Vallone	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$20,000)	260	005	
Vallone	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$20,000	260	005	
Koo	Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$20,000)	260	005	
Koo	Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$20,000	260	005	
Holden	Coalition for Queens dba as Pursuit Transformation Company, Inc. - Digital Inclusion in D30	61-1652332	DYCD	(\$20,000)	260	005	
Holden	Pursuit Transformation Company, Inc. - Digital Inclusion in D30	61-1652332	DYCD	\$20,000	260	005	
Moya	Coalition for Queens dba as Pursuit Transformation Company, Inc. - Tech Education	61-1652332	DYCD	(\$20,000)	260	005	
Moya	Pursuit Transformation Company, Inc. - Tech Education	61-1652332	DYCD	\$20,000	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #55: Diversity, Inclusion & Equity in Tech Initiative - Fiscal 2018

Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Coalition for Queens dba as Pursuit Transformation Company, Inc.	61-1652332	DYCD	(\$372,203)	260	005	
Pursuit Transformation Company, Inc.	61-1652332	DYCD	\$372,203	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #56: Purpose of Funds Changes - Fiscal 2020

Source	Member	Organization - Program	EIN Num	Agency	Amount	New Purpose of Funds	*
Local	Cabrera	New York Road Runners, Inc. - Programming and Sneaker distribution @ 11 locations	13-2949483	DYCD	(\$8,000)	Funding will support NYRR programming and sneaker distribution at P.S.236X, P.S.173X, P.S.015X, St. James Recreation Center, P.S. 015X, M.S.459X, P.S.360X, P.S.091X, P.S.306X, Good Shepherd Services at P.S.246X Poe Center and M. S.447X Creston Academy.	
Local	Cabrera	New York Road Runners, Inc. - Programming and Sneaker distribution @ 11 locations	13-2949483	DYCD	\$8,000	Funding will support NYRR programming and sneaker distribution for schools, after school programs, and youth in Council District 14.	
Local	Brannan	NIA Community Services Network, Inc. - NIA Cultural Arts Program	11-2697931	DYCD	(\$57,000)	Funds will be used to enhance afterschool and community programming to include an array of cultural arts enrichments, activities, and exposure to the arts. This includes: visual and performance art, theater production & exploration of cultural influences.	
Local	Brannan	NIA Community Services Network, Inc. - NIA Cultural Arts Program	11-2697931	DYCD	\$57,000	Funds will be used to enhance afterschool and community programming and events to include an array of cultural arts enrichments, activities, and exposure to the arts. This includes: visual and performance art, theater production & exploration of cultural influences.	
Local	Speaker	NIA Community Services Network, Inc.	11-2697931	DYCD	(\$225,000)	Support expanded day, afterschool, out-of-school time programming to support academic success, character building, and positive youth development, promote respect for all, and foster a love of learning.	
Local	Speaker	NIA Community Services Network, Inc.	11-2697931	DYCD	\$225,000	Support expanded day, afterschool, out-of-school time programming to support academic success, character building, community programming and events, and positive youth development, promote respect for all, and foster a love of learning.	
Youth	Deutsch	Brighton Ballet Theater Company, Inc.	11-3195590	DYCD	(\$10,000)	Funding supports Free Dance Lessons, Choreography Workshops, Rehearsals and Performances for Youth through after-school programs.	
Youth	Deutsch	Brighton Ballet Theater Company, Inc.	11-3195590	DYCD	\$10,000	Funding supports Free Dance Lessons, Choreography Workshops, Rehearsals and Performances for Youth.	

Youth	Yeger	Reach for the Stars Learning Center - Music Therapy	20-3042280	DYCD	(\$12,000)	Funds will be used to defray the costs associated with Music Therapy programming.
Youth	Yeger	Reach for the Stars Learning Center - Music Therapy	20-3042280	DYCD	\$12,000	Funds will be used to defray the cost of a NY State Licensed Behavioral Analyst and Board Certified Behavior Analyst at the(BCBA) level, in order to clinically guide the Applied Behavioral Analysis (ABA) Program and intervention development for children with Autism Spectrum Disorder (ASD). The licensed clinician will assess and analyze problem behavior, develop intervention plans and train staff on proper implementation of these plans for each individual student.

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #56: Purpose of Funds Changes - Fiscal 2020 (continued)

Source	Member	Organization	EIN Numbe	Agency	Amount	New Purpose of Funds	*
Local	Yeger	Reach for the Stars Learning Center - Music Therapy	20-3042280	DYCD	(\$18,000)	Funds will be used for Music Therapy programming and activities.	
Local	Yeger	Reach for the Stars Learning Center - Music Therapy	20-3042280	DYCD	\$18,000	Funds will be used to defray the cost of a NY State Licensed Behavioral Analyst and Board Certified Behavior Analyst at the (BCBA) level, in order to clinically guide the Applied Behavioral Analysis (ABA) program and intervention development for children with Autism Spectrum Disorder (ASD). The licensed clinician will assess and analyze problem behavior, develop intervention plans and train staff on proper implementation of these plans for each individual student.	
Youth	Cornegy	Change For Kids, Inc. - Public School 81K & Brighter Choice Community School	13-3886045	DYCD	(\$7,500)	Funding to support the programming and activities for PTAs at P.S. 81K and Brighter Choice Community School.	
Youth	Cornegy	Change For Kids, Inc. - Public School 81K & Brighter Choice Community School	13-3886045	DYCD	\$7,500	CFK's Graduating to Greatness program - a series of middle-school preparedness workshops geared towards the fourth and fifth grades at Brighter Choice Community School and P.S. 81 in Council District 36.	
Anti-Poverty	Cabrera	Good Shepherd Services - 1995 Jerome Avenue	13-5598710	DYCD	(\$25,000)	Funding to support music studio programming for participants at 1995 Jerome Avenue.	
Anti-Poverty	Cabrera	Good Shepherd Services - 1995 Jerome Avenue	13-5598710	DYCD	\$25,000	DYCD Funding to support the Bronx Rises Against Gun Violence Program located at 1 East Fordham Road and music studio related expenses located at 1995 Jerome Avenue.	
NYC Cleanup	Rodriguez	Bameso USA	34-2056362	DYCD	(\$75,000)	funding to enhance physical and academic awareness, with the hope of continuing sport play and seeing the benefits of a healthy lifestyle approach.	
NYC Cleanup	Rodriguez	Bameso USA	34-2056362	DYCD	\$75,000	Funds will be used to support beautification projects and cleanups in Council District 10	
Local	Johnson	Loco-Motion Dance Theatre for Children, Inc.	13-3803693	DYCD	(\$7,000)	Funding to support general operating expenses associated with providing legal assistance/representation including staff support.	
Local	Johnson	Loco-Motion Dance Theatre for Children, Inc.	13-3803693	DYCD	\$7,000	To fund boys and girls ages 5 - 17 to take dance classes in our studio at St. Marks Church on-the-Bowery from 3:45 -6:30pm Monday - Friday.	

Anti-Poverty	Richards	Rockaway Youth Task Force, Inc.	45-4926515	DYCD	(\$10,000)	Funds to be used for programmatic support.
Anti-Poverty	Richards	Rockaway Youth Task Force, Inc.	45-4926515	DYCD	\$10,000	Funds will be used to empower and support youth through community development, grassroots organizing and advocacy, civic engagement and volunteer opportunities.
Local	Richards	Rockaway Youth Task Force, Inc.	45-4926515	DYCD	(\$5,000)	Funds used to support programs in Council District 31.
Local	Richards	Rockaway Youth Task Force, Inc.	45-4926515	DYCD	\$5,000	Funds will be used to empower and support youth through community development, grassroots organizing and advocacy, civic engagement and volunteer opportunities.
Local	Richards	Showing Hearts Foundation, Inc., The	81-0713547	DYCD	(\$5,000)	Funds to be used for program support in Council District 31.
Local	Richards	Showing Hearts Foundation, Inc., The	81-0713547	DYCD	\$5,000	Funds to support program that encourages nonprofit network development.
Local	Richards	Think Positive and Dream Big, Inc.	82-3217920	DYCD	(\$5,000)	Funds to be used for programmatic support.
Local	Richards	Think Positive and Dream Big, Inc.	82-3217920	DYCD	\$5,000	Funds to support youth empowerment programs in Council District 31.

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #56: Purpose of Funds Changes - Fiscal 2020 (continued)

Source	Member	Organization	EIN Num	Agency	Amount	New Purpose of Funds	*
Youth	Richards	Battalion Pentecostal Assembly, Inc. - Youth Ignition, Daughters of Purpose and Royal Rangers	36-4391337	DYCD	(\$10,000)	Funds to be used for program support.	
Youth	Richards	Battalion Pentecostal Assembly, Inc. - Youth Ignition, Daughters of Purpose and Royal Rangers	36-4391337	DYCD	\$10,000	Funds will be used to support a youth women empowerment program in Council District 31.	
Local	Richards	Business Outreach Center Network, Inc.	11-3306111	SBS	(\$10,000)	Funds to be used for programmatic support.	
Local	Richards	Business Outreach Center Network, Inc.	11-3306111	SBS	\$10,000	Funds will be used to support youth and family social services coordination which includes but is not limited to the following services performed by JCCRP staff and administration. Individual Advocacy, Case Assistance, Client Evaluation/Assessment, Client Monitoring, Client Referrals, Counseling, Crisis Intervention/Management, Intake, Safety Planning, Service/Care Planning.	
Local	Richards	Chamber of Commerce Borough of Queens, Inc.	11-0559220	SBS	(\$5,000)	Funds to be used for promoting the interest of business through advocacy, networking, and education.	
Local	Richards	Chamber of Commerce Borough of Queens, Inc.	11-0559220	SBS	\$5,000	Funds will be used to enrich and nurture the lives of underprivileged children living in homeless shelters and transitional housing by distributing care packages with pajamas, warm blankets, coats, school supplies twice a year, age appropriate educational books, non-perishable food items, new toys at Christmas time, and educational programs and resources needed to build self-esteem that will last them a lifetime.	
Anti-Poverty	Richards	East River Development Alliance, Inc. - Worker Cooperative Business Development Initiative	86-1096987	DYCD	(\$10,000)	Funds to be used for programmatic support.	
Anti-Poverty	Richards	East River Development Alliance, Inc. - Worker Cooperative Business Development Initiative	86-1096987	DYCD	\$10,000	Programming for workforce development.	
Local	Richards	East River Development Alliance, Inc. - Worker Cooperative Business Development Initiative	86-1096987	DYCD	(\$19,500)	Funds to be used for programmatic.	
Local	Richards	East River Development Alliance, Inc. - Worker Cooperative Business Development Initiative	86-1096987	DYCD	\$19,500	Funds will be used for workforce program development.	

Youth	Richards	Jewish Community Council of the Rockaway Peninsula, Inc. - Youth Services	11-2425813	DYCD	(\$15,000)	Funds to be used for programmatic support.
Youth	Richards	Jewish Community Council of the Rockaway Peninsula, Inc. - Youth Services	11-2425813	DYCD	\$15,000	Funds will be used to support youth and family social services coordination which includes but is not limited to the following services performed by JCCRP staff and administration. Individual Advocacy, Case Assistance, Client Evaluation/Assessment, Client Monitoring, Client Referrals, Counseling, Crisis Intervention/Management, Intake, Safety Planning, Service/Care Planning.

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #56: Purpose of Funds Changes - Fiscal 2020 (continued)

Source	Memb	Organization	EIN Number	Agency	Amount	New Purpose of Funds	*
Speaker's Initiative		New York City AIDS Memorial, Inc. - Visual Impact: On AIDS, Art, and Activism	61-1632107	DYCD	(\$100,000)	To provide funding support for printing, exhibition installation and removal, securing rights and permissions, project editing, press/marketing campaigns, and honorariums.	
Speaker's Initiative		New York City AIDS Memorial, Inc. - Visual Impact: On AIDS, Art, and Activism	61-1632107	DYCD	\$100,000	To provide funding support for printing, exhibition installation and removal, securing rights and permissions, project editing, press/marketing campaigns, honorariums, and to strengthen and supplement the visual exhibit with an innovative audio soundscape installation.	
Youth	Chin	Two Bridges Neighborhood Council, Inc.	13-6222626	DYCD	(\$5,000)	Funding to support Two Bridges Towers year-round standards-based Science, Technology, Engineering Math (STEM) programming for students to explore the New York City watershed.	
Youth	Chin	Two Bridges Neighborhood Council, Inc.	13-6222626	DYCD	\$5,000	Funding to support free youth athletic program for Two Bridges youth.	
Local	Eugene	Brooklyn South Community Emergency Response Team	87-0788860	OEM	(\$5,000)	Funds will be used to purchase communications equipment, medical and other supplies to be used in search and rescue operations, and to heat and light Brooklyn South CERT's permanent or mobile assembly areas in case of a power outage.	
Local	Eugene	Brooklyn South Community Emergency Response Team	87-0788860	OEM	\$5,000	For purchase of communications equipment, medical and & other supplies used in search & rescue operations, & to heat & light Brooklyn South CERT's permanent or mobile assembly areas in case of a power outage. Funds to be also used to support operational expenses for programs and services.	
Local	Eugene	Church Avenue District Management Association	11-2835403	SBS	(\$5,500)	Funding will support supplemental sanitation, regular monitoring/reporting of sanitation conditions and illegal dumping. Funding will also support the annual neighborhood beautification day and its associated costs.	
Local	Eugene	Church Avenue District Management Association	11-2835403	SBS	\$5,500	Funding will support supplemental sanitation, regular monitoring/reporting of sanitation conditions and illegal dumping. Funding will also support power washing and increased outreach.	
Youth	Adams	A Better Jamaica, Inc.	11-3804421	DYCD	(\$5,000)	Funds will support hands-on civics education for youth of Council District 28 including a College exploration/application component.	
Youth	Adams	A Better Jamaica, Inc.	11-3804421	DYCD	\$5,000	Funds are to support the Jamaica Reads program at Public School 80Q.	
Youth	Rosenthal	Landmark West!, Inc. - Preservation Journals	13-3363655	DYCD	(\$5,000)	Funds support the creation of journals for education programs in Council District 6 public schools.	

Youth	Rosenthal	Landmark West!, Inc. - Preservation Journals	13-3363655	DYCD	\$5,000	Funds support teaching assistants for education programs in Council District 6 public schools.
Parks Equity Initiative	Rosenthal	City Parks Foundation - Verdi Square & Strauss Park	13-3561657	DPR	(\$10,000)	Funds will be used to support community programming in smaller neighborhood parks, and the work of park and garden volunteer groups.
Parks Equity Initiative	Rosenthal	City Parks Foundation - Verdi Square, Strauss Park & Sol Bloom Playground	13-3561657	DPR	\$10,000	Funds will be used to support community programming in Verdi Square, Strauss Park and Sol Bloom Playground and the work of park and garden volunteer groups.
Youth	Miller	Project Hope-The New Direction, Inc.	11-3327651	DYCD	(\$13,000)	Funding will support a Youth Leadership & Career Pathway program at Benjamin Franklin High School.
Youth	Miller	Project Hope-The New Direction, Inc.	11-3327651	DYCD	\$13,000	Funding will support a Youth Leadership & Career Pathway program in Council District 27.

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #56: Purpose of Funds Changes - Fiscal 2020 (continued)

Source	Member	Organization	EIN Numbe	Agency	Amount	New Purpose of Funds	*
Youth	Matteo	Dr. Theodore A. Atlas Foundation, Inc.	13-4012789	DYCD	(\$15,000)	Funds will be used to assist in the operations of youth programs which includes boxing gyms and learning centers, sport youth program including basketball, mentoring programs and incentive programs.	
Youth	Matteo	Dr. Theodore A. Atlas Foundation, Inc.	13-4012789	DYCD	\$15,000	Funds will be utilized to help cover the administrative, operational and staffing costs associated with operating youth programs including learning centers, and sport youth programs such as basketball, and mentoring. As well as, incentive programs.	
Local	Matteo	New York Center for Interpersonal Development, Inc.	23-7085239	DYCD	(\$2,000)	Funds will be used to support the Supervised Visitation program.	
Local	Matteo	New York Center for Interpersonal Development, Inc.	23-7085239	DYCD	\$2,000	Funds will be used to support after-school and summer camp services.	
Local	Rose	New York Center for Interpersonal Development, Inc. - Supervised Visitation	23-7085239	DYCD	(\$10,000)	Purpose of funds- To provide an inclusion worker in our after-school program at PS 861 (The School of Civic Leadership) that will help meet the necessary reduced staff:child ratio for children that have special needs. The funds will support an additional staff member after-school 5 days per week for the school year.	
Local	Rose	New York Center for Interpersonal Development, Inc. - Supervised Visitation	23-7085239	DYCD	\$10,000	After school program that services students from 5-12 years old M-F, students have a snack, do their homework for one hour, engage in enrichment activities such as STEM/ Leadership/ ART for 1 hour and have a recreational (sports, physical fitness) 1-hour period	
Youth	Rose	Dr. Theodore A. Atlas Foundation, Inc. - Atlas Foundation Programs	13-4012789	DYCD	(\$5,000)	Funds will be utilized to help cover the administrative, operational and staffing costs associated with operating youth programs including learning centers, and sport youth programs such as basketball, and mentoring.	
Youth	Rose	Dr. Theodore A. Atlas Foundation, Inc. - Atlas Foundation Programs	13-4012789	DYCD	\$5,000	Funds will be utilized to help cover the administrative, operational and staffing costs associated with operating youth programs including learning centers, and sport youth programs such as basketball, and mentoring. As well as, incentive programs.	
Youth	Reynoso	Committee for Hispanic Children and Families, Inc., The	11-2622003	DYCD	(\$7,500)	To support CHCF's youth development programs at Progress High School, and the Early Care and Education Institute.	
Youth	Reynoso	Committee for Hispanic Children and Families, Inc., The	11-2622003	DYCD	\$7,500	Funds to support CHCF's youth development programs at Bronx High School of Business, and the Early Care and Education Institute.	
Local	Reynoso	Committee for Hispanic Children and Families, Inc., The	11-2622003	DYCD	(\$2,500)	To support CHCF's youth development programs at Progress High School, and the Early Care and Education Institute.	
Local	Reynoso	Committee for Hispanic Children and Families, Inc., The	11-2622003	DYCD	\$2,500	Funds to support CHCF's youth development programs at Bronx High School of Business, and the Early Care and Education Institute.	

Local	Louis	Dr. Theodore A. Atlas Foundation, Inc. - Atlas Cops & Kids Program	13-4012789	DYCD	(\$12,000)	Funds to support boxing programs, sports and youth programs in Council District 45.
Local	Louis	Dr. Theodore A. Atlas Foundation, Inc. - Atlas Cops & Kids Program	13-4012789	DYCD	\$12,000	Funds will be utilized to help cover the administrative, operational and staffing costs associated with operating youth programs including learning centers, and sport youth programs such as basketball, and mentoring. As well as, incentive programs.

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #56: Purpose of Funds Changes - Fiscal 2020 (continued)

Source	Member	Organization	EIN Numbe	Agency	Amount	New Purpose of Funds	*
Supports for Persons Involved in the Sex Trade		HIAS, Inc.	13-5633307	MOCJ	(\$20,000)	Funding of \$2.68 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$300,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	*
Supports for Persons Involved in the Sex Trade		HIAS, Inc.	13-5633307	MOCJ	\$20,000	Funding of \$4.34 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$380,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	*
Supports for Persons Involved in the Sex Trade		Make the Road New York	11-3344389	MOCJ	(\$60,000)	Funding of \$2.68 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$300,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	
Supports for Persons Involved in the Sex Trade		Make the Road New York	11-3344389	MOCJ	\$60,000	Funding of \$4.34 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$380,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	
Supports for Persons Involved in the Sex Trade		New York City Gay and Lesbian Anti- Violence Project, Inc.	13-3149200	MOCJ	(\$100,000)	Funding of \$2.68 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$300,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	
Supports for Persons Involved in the Sex Trade		New York City Gay and Lesbian Anti- Violence Project, Inc.	13-3149200	MOCJ	\$100,000	Funding of \$4.34 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$380,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	

Supports for Persons Involved in the Sex Trade	Voices of Community Activists & Leaders (VOCAL-NY), Inc.	13-4094385	MOCJ	(\$100,000)	Funding of \$2.68 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$300,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.
Supports for Persons Involved in the Sex Trade	Voices of Community Activists & Leaders (VOCAL-NY), Inc.	13-4094385	MOCJ	\$100,000	Funding of \$4.34 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$380,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #57: Purpose of Funds Changes - Fiscal 2020 (continued)

Source	Member	Organization	EIN Numbe	Agency	Amount	New Purpose of Funds	*
Supports for Persons Involved in the Sex Trade		Community Health Project, Inc.	13-3409680	MOCJ	(\$650,000)	Funding of \$2.68 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$300,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	
Supports for Persons Involved in the Sex Trade		Community Health Project, Inc.	13-3409680	MOCJ	\$650,000	Funding of \$4.34 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$380,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	
Supports for Persons Involved in the Sex Trade		Girls Educational and Mentoring Services	13-4150972	MOCJ	(\$858,000)	Funding of \$2.68 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$300,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	
Supports for Persons Involved in the Sex Trade		Girls Educational and Mentoring Services	13-4150972	MOCJ	\$858,000	Funding of \$4.34 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$380,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	
Supports for Persons Involved in the Sex Trade		Sanctuary for Families, Inc.	13-3193119	MOCJ	(\$1,200,000)	Funding of \$2.68 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$300,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	
Supports for Persons Involved in the Sex Trade		Sanctuary for Families, Inc.	13-3193119	MOCJ	\$1,200,000	Funding of \$4.34 million supports organizations that offer wrap-around comprehensive services, including medical needs, legal assistance, housing, emergency shelter, and case management to persons involved in the sex trade. An additional \$380,000 supports outreach workers who will engage with persons in the sex trade to connect them to supportive services.	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #57: Purpose of Funds Changes - Fiscal 2019

Source	Member	Organization	EIN Numbe	Agency	Amount	New Purpose of Funds	*
Local	Lancman	Child Center of NY, Inc., The	11-1733454	DYCD	(\$5,000)	Funding to support RBI initiative, which will sponsor a Middle School baseball team at Parsons Beacon; and deliver the Breaking Barriers programs.	
Local	Lancman	Child Center of NY, Inc., The	11-1733454	DYCD	\$5,000	Funds to be used for programmatic support at Parsons.	
Youth	Deutsch	Ohr Halimud - The Multi-Sensory Learning Center	05-0548204	DYCD	(\$5,000)	Funding for various programs and workshops aimed at improving learning opportunities for dyslexic students.	
Youth	Deutsch	Ohr Halimud - The Multi-Sensory Learning Center	05-0548204	DYCD	\$5,000	Distributing literature on dyslexia awareness.	
Youth	Yeger	Ohr Halimud - The Multi-Sensory Learning Center	05-0548204	DYCD	(\$5,000)	Funds will be used for dyslexia awareness workshops for educators, parents, heath professional and kids. Funds will be used for venue, m aterials, publicity, coordination and follow-up.	
Youth	Yeger	Ohr Halimud - The Multi-Sensory Learning Center	05-0548204	DYCD	\$5,000	Distributing literature on dyslexia awareness.	
Afterschool Enrichment Initiative		Young Men's Christian Association of Greater New York	13-1624228	DYCD	(\$600,000)	This initiative funds afterschool program providers that offer enrollment-based programs with high-quality arts and athletic activities, as well as academic enrichment and support. YMCA's 2nd grade swim program is also supported through his initiative.	
Afterschool Enrichment Initiative		Young Men's Christian Association of Greater New York	13-1624228	DYCD	\$600,000	This initiative funds afterschool program providers that offer enrollment-based programs with high-quality arts and athletic activities, as well as academic enrichment and support, and STEM career introductory.	
Afterschool Enrichment Initiative		Young Men's Christian Association of Greater New York	13-1624228	DYCD	(\$50,000)	This initiative funds afterschool program providers that offer enrollment-based programs with high-quality arts and athletic activities, as well as academic enrichment and support. YMCA's 2nd grade swim program is also supported through his	
Speaker's Initiative to Address Citywide Needs		Young Men's Christian Association of Greater New York	13-1624228	DYCD	\$50,000	To provide funding support for Second Grade Swim program.	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART #59: Beating Hearts Initiative - Fiscal 2020

Member	Organization	EIN Number	*
Menchaca	Red Hook Initiative, Inc.	20-3904662	
Menchaca	Neighbors Helping Neighbors, Inc.	11-3059958	
Menchaca	Mixteca Organization, Inc.	11-3561651	
Menchaca	United Senior Citizens Center of Sunset Park, Inc.	11-2358277	
Eugene	St. Gabriel's Episcopal Church	11-2463892	
Eugene	Pakistani American Youth Organization, Inc.	47-4022872	
Eugene	Pakistani American Youth Society	81-4521213	
Eugene	Flatbush Youth Association, Inc.	11-3287922	
Louis	Tabernacle of Praise Cathedral	11-3132825	
Borelli	Staten Island Community Board 3	13-6400434	
Borelli	Jewish Community Center of Staten Island, Inc.	13-5562256	
Borelli	Our Lady Star of the Sea Rectory	13-3387859	
Borelli	Our Lady Star of the Sea School	13-2686493	
Grodenschik	St. Gregory the Great Catholic Academy	82-1916080	
Grodenschik	Saint Francis Preparatory School	11-1635104	
Grodenschik	Hollis Hills Bayside Jewish Center	81-3754556	
Grodenschik	Our Lady of the Snows School Academy	81-2676886	
Cornegy	Universal Baptist Church	13-3267660	
Cornegy	Brooklyn Community Board #3	13-6400434	
Cornegy	Brooklyn Community Board #8	13-6400434	
Cornegy	Black Veterans for Social Justice, Inc.	11-2608983	
Lancman	Queen of Peace Sports League	11-1745993	
Lancman	St. Nicholas of Tolentine	11-1714878	
Lancman	Jewish Community Little League	11-3058694	
Lancman	Young Israel of Jamaica Estates	11-2518593	
Powers	Manhattan Community Board #5	13-6400434	
Powers	Manhattan Community Board #6	13-6400434	
Powers	Manhattan Community Board #8	13-6400434	

Powers	Young Men's Christian Association of Greater New York - Vanderbilt	13-1624228	
Matteo	Jewish Community Center of Staten Island, Inc.	13-5562256	
Matteo	Pride Center of Staten Island, Inc.	46-3358895	
Matteo	Metropolitan Fire Association, Inc.	13-3039588	
Matteo	NYPD Football, Inc.	20-3973439	

DANIEL DROMM, *Chairperson*; KAREN KOSLOWITZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, VANESSA L. GIBSON, HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, MARK GJONAJ, FRANCISCO P. MOYA, KEITH POWERS, FARAH N. LOUIS, STEVEN MATTEO; Committee on Finance, November 14, 2019.

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

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

Report for L.U. No. 577

Report of the Committee on Finance in favor of a Resolution approving J2, Block 9998, Lot 25; Queens, Community District No. 12, Council District No. 27.

The Committee on Finance, to which the annexed preconsidered Land Use item was referred on November 14, 2019 and which same Land Use item was coupled with the resolution shown below, respectfully

(The following is the text of a Memo to the Finance Committee from the Finance Division of the New York City Council:)

November 14, 2019

TO: Hon. Daniel Dromm
Chair, Finance Committee
Members of the Finance Committee

FROM: Rebecca Chasan, Senior Counsel, Finance Division
Noah Brick, Assistant Counsel, Finance Division
Stephanie Ruiz, Assistant Counsel, Finance Division

RE: Finance Committee Agenda of November 14, 2019 – Resolution approving a tax exemption for one Land Use item (Council District 27)

Item 1: J2

J2 is a mixed-use development project in Downtown Jamaica, Queens comprised of 543 residential units, one commercial space, a space for parking. The residential units include 110 studio units, 283 one-bedroom units, and 148 two-bedroom units (inclusive of two superintendent units).

Under the proposed project, Jamaica II Housing Development Fund Corporation ("HDFC") will acquire the legal leasehold interest in property and J2 147-07 94th Avenue LLC will be the beneficial leasehold interest owner and will operate the property. The HDFC and the LLC will finance the acquisition and construction of the

property with loans from the New York City Department of Housing Preservation and Development (“HPD”) and the New York City Housing Development Corporation (“HDC”), and low income housing tax credits.

HPD is requesting that the Council approve a full 40-year Article XI tax exemption to support affordability of the proposed project. The HDPC and the LLC would enter into a regulatory agreement with HPD that would require that 53 units be set aside for homeless households, 163 units be rented only to households earning up to 50% of the Area Median Income (“AMI”), 162 units be rented only to households earning up to 120% of AMI, and 28 units be rented only to households earning up to 150% of AMI, while 135 units would remain at market rate rents.

Summary:

- Borough – Queens
- Block 9998, Lot 25
- Council District – 27
- Council Member – Miller
- Council Member approval – Yes
- Number of buildings – 1
- Number of units – 543 (including 2 superintendent units)
- Type of exemption – Article XI, full, 40 years
- Population – affordable rental housing
- Sponsor – Artimus Associates LLC, J2 147-07 94th Avenue LLC, Jamaica II HDPC
- Purpose – new construction
- Cost to the city - \$46.1 million
- Housing Code Violations – N/A
- AMI target – 53 units for homeless households, 163 units at 50% of AMI, 162 units at 100% of AMI, 28 units at 120% of AMI, and 135 market rate units

Accordingly, this Committee recommends its adoption.

In connection herewith, Council Member Dromm offered the following resolution:

(The following is the text of Res. No. 1157:)

Res. No. 1157

Resolution approving an exemption from real property taxes for property located at (Block 9998, Lot 25) Queens, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 577).

By Council Member Dromm.

WHEREAS, The New York City Department of Housing Preservation and Development (“HPD”) submitted to the Council its request dated October 17, 2019 that the Council take the following action regarding a housing project located at (Block 9998, Lot 25) Queens (“Exemption Area”):

Approve an exemption of the Project from real property taxes pursuant to Section 577 of the Private Housing Finance Law (the “Tax Exemption”);

WHEREAS, The project description that HPD provided to the Council states that the purchaser of the Project (the "Owner") is a duly organized housing development fund company under Article XI of the Private Housing Finance Law;

WHEREAS, the Council has considered the financial implications relating to the Tax Exemption;

RESOLVED:

The Council hereby grants an exemption from real property taxes as follows:

1. For the purposes hereof, the following terms shall have the following meanings:
 - a. "Company" shall mean J2 147-07 94th Avenue LLC or any other entity that acquires the beneficial leasehold interest in the Exemption Area with the prior written consent of HPD.
 - b. "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, or (ii) the date that HPD, HDC and the Owner enter into the Regulatory Agreement.
 - c. "Exemption Area" shall mean the real property located in the Borough of Queens, City and State of New York, identified as Block 9998, Lot 25 on the Tax Map of the City of New York.
 - d. "Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.
 - e. "HDFC" shall mean Jamaica II Housing Development Fund Corporation or a housing development fund company that acquires the legal leasehold interest in the Exemption Area with the prior written consent of HPD.
 - f. "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.
 - g. "New Exemption" shall mean the exemption from real property taxation provided hereunder with respect to the Exemption Area.
 - h. "Owner" shall mean, collectively, the HDFC and the Company.
 - i. "Prior Exemption" shall mean any tax exemption of the Exemption Area in effect on or before the Effective Date.
 - j. "Regulatory Agreement" shall mean the regulatory agreement between HPD, HDC and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the New Exemption.
2. The Prior Exemption shall terminate upon the Effective Date.
3. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business, commercial, or community facility use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.

4. Notwithstanding any provision hereof to the contrary:
 - a. The New Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) any interest in the Exemption Area or in the leasehold interest of the HDFC is conveyed or transferred to a new owner without the prior written approval of HPD, or (v) the construction or demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to Owner, all mortgagees of record, and, where there has been an unauthorized conveyance or transfer of any interest in the Exemption Area, to the new owner of such interest in the Exemption Area, or in the leasehold interest of the HDFC, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the New Exemption shall prospectively terminate.
 - b. The New Exemption shall apply to all land in the Exemption Area, but shall only apply to a building on the Exemption Area that has a new permanent certificate of occupancy or a temporary certificate of occupancy for all of the residential areas issued after the Effective Date and on or before five years from the Effective Date.
 - c. Nothing herein shall entitle the HDFC, the Owner, or any other person or entity to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.
5. In consideration of the New Exemption, the owner of the Exemption Area shall, for so long as the New Exemption shall remain in effect, waive the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state, or federal law, rule, or regulation. Notwithstanding the foregoing, nothing herein shall prohibit the granting of any real property tax abatement pursuant to Sections 467-b or 467-c of the Real Property Tax Law to real property occupied by senior citizens or persons with disabilities.

DANIEL DROMM, *Chairperson*; KAREN KOSLOWITZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, VANESSA L. GIBSON, HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, MARK GJONAJ, FRANCISCO P. MOYA, KEITH POWERS, FARAH N. LOUIS, STEVEN MATTEO; Committee on Finance, November 14, 2019.

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

Report of the Committee on Health

Report for Int. No. 1361-B

Report of the Committee on Health in favor of approving and adopting, as amended, a Local Law in relation to requiring the department of health and mental hygiene to report on the occurrence of diabetes and diabetes-related health problems and develop a plan to reduce diabetes-related health problems.

The Committee on Health, to which the annexed proposed amended local law was referred on January 24, 2019 (Minutes, page 281), respectfully

REPORTS:

INTRODUCTION

On November 12, 2019, the Committee on Health, chaired by Council Member Mark Levine, held a vote on Proposed Introduction Number 1361-B (Proposed Int. 1361-B), a Local Law in relation to requiring the department of health and mental hygiene to report on the occurrence of type 2 diabetes and diabetes-related health problems and develop a plan to reduce diabetes-related health problems. This legislation was originally heard at a hearing of this Committee on February 25, 2019, at which the Committee received testimony from the New York City Department of Health and Mental Hygiene (DOHMH), advocates, and other interested parties. On November 12, 2019, the Committee passed this legislation by a vote of seven in the affirmative, zero in the negative, and zero abstentions.

BACKGROUND

Diabetes and Obesity

Diabetes

Diabetes is a disease involving a hormone called insulin, which is released by the pancreas to guide the body in storing and using the sugar and fat from ingested food.¹ Diabetes causes a production of too much or too little insulin, which causes the blood glucose (sugar) levels to rise higher or lower than normal.² Type 2 diabetes is the most common form of diabetes and occurs when the body's cells become resistant to the action of insulin, and the pancreas is unable to make sufficient insulin to overcome this resistance, causing sugar to build up in the bloodstream.³ Although not all causes of diabetes are known, Type 2 diabetes is caused by genetic and environmental factors, and is most closely linked with obesity and being overweight.⁴

In the United States, it is estimated that more than 100 million Americans have diabetes or prediabetes.⁵ Approximately 1 in 4, or 7.2 million, adults are living with diabetes, and an additional 84.1 million have prediabetes, which can lead to Type 2 diabetes within five years if not treated.⁶ In New York City, an estimated 987,000 New Yorkers have diabetes, many without knowledge of their condition.⁷ Diabetes in New York is also economically, racially, and ethnically determined, with black, Hispanic, and Asian New Yorkers being twice as

¹ "Diabetes Overview," WebMD, available at <https://www.webmd.com/diabetes/default.htm>.

² *Id.*

³ "Diabetes," Mayo Clinic, available at <https://www.mayoclinic.org/diseases-conditions/diabetes/symptoms-causes/syc-20371444>.

⁴ *Id.*

⁵ "New CDC Report: More than 100 million Americans have diabetes or prediabetes," CDC, available at <https://www.cdc.gov/media/releases/2017/p0718-diabetes-report.html>.

⁶ *Id.*

⁷ "Type 2 Diabetes," DOHMH, available at <https://www1.nyc.gov/site/doh/health/health-topics/diabetes.page>.

likely as white New Yorkers to have diabetes, as of 2013.⁸ Diabetes disproportionately affects high-poverty communities in New York City, where the neighborhoods with the highest prevalence of diabetes were Fordham-Bronx Park (14.6%), East New York (14.4%) and Williamsburg-Bushwick (13.9%) in Brooklyn, Northeast Bronx (13.9%), and the South Bronx (13.9%), and the neighborhoods with the lowest prevalence of diabetes were Upper East Side-Gramercy and Chelsea-Village in Manhattan (4.4% and 4.1%).⁹ As of 2013, diabetes was almost 70% more common in high-poverty neighborhoods than in low-poverty neighborhoods.¹⁰ Interestingly, racial and ethnic disparities in diabetes persist across levels of household poverty, where white New Yorkers had the lowest prevalence of diabetes among the wealthiest New Yorkers and had a lower prevalence than both blacks and Hispanics among the poorest.

Obesity

Obesity rates in the United States have been climbing nationwide for decades and have led to massive increases in the prevalence of Type 2 diabetes, heart disease, and certain types of cancer.¹¹ Among children, 1 in 5 school age children and young people (6 to 19 years) has obesity.¹² Obese children and adolescents are more likely to become obese adults and even young children can develop chronic health conditions and diseases, including asthma, sleep apnea, bone and joint problems, Type 2 diabetes, and risk factors for heart disease.¹³

According to DOHMH, more than half of adult New Yorkers are overweight (34%) or obese (22%), while almost half of all elementary school children and Head Start children are currently at an unhealthy weight.¹⁴ In New York City, 1 in 5 kindergarten students and 1 in 4 Head Start children is obese. New York City has made strides in starting to reverse this trend by improving the food environment, making public spaces more amenable to physical activity, increasing the availability of tap water, and discouraging the drinking of sugar-sweetened beverages.¹⁵ However, obesity rates among NYC students is still too high, with over 20 percent of children categorized as obese and even more defined as overweight.¹⁶

BILL ANALYSIS

INT. NO. 1361-B

Int. 1361-B would require DOHMH to report twice a year on the rate of diabetes-related health problems in New York City. The information in such reports would be disaggregated by geographic area and demographic characteristics, where such data is available and while maintaining confidentiality on the individuals included in such data. The bill would also require DOHMH to compile a comprehensive report by December 1, 2021, and submit recommendations and a plan to reduce the occurrence of diabetes-related health problems and to implement the department's recommendations. The version of this bill that was originally heard required DOHMH to compile the aforementioned comprehensive report by June 1, 2019.

This bill would take effect immediately and would expire and be deemed repealed on June 1, 2022.

⁸ "Diabetes in New York City," EPI Data Brief, DOHMH, Apr. 2013, available at <https://www1.nyc.gov/assets/doh/downloads/pdf/epi/databrief26.pdf>.

⁹ *Id.*

¹⁰ *Id.*

¹¹ "Adult Obesity Facts," Centers for Disease Control and Prevention (CDC), available at <https://www.cdc.gov/obesity/data/adult.html>.

¹² "Childhood Obesity Facts," CDC Healthy Schools, available at <https://www.cdc.gov/healthyschools/obesity/facts.htm>.

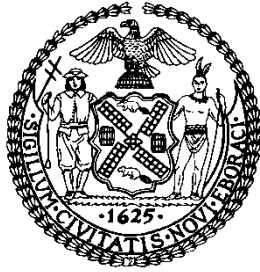
¹³ *Id.*

¹⁴ "Obesity," DOHMH, available at <https://www1.nyc.gov/site/doh/health/health-topics/obesity.page>.

¹⁵ NYC Obesity Task Force, "Reversing the Epidemic: The New York City Obesity Task Force Plan to Prevent and Control Obesity," NYC Obesity Task Force, May 31, 2012, available at http://www.nyc.gov/html/om/pdf/2012/otf_report.pdf.

¹⁶ Sophia E. Day, et al. "Severe Obesity Among Children in New York City Public Elementary and Middle Schools, School Years 2006–07 Through 2010–11," Preventing Chronic Disease, July 10, 2014, available at http://www.cdc.gov/pcd/issues/2014/13_0439.htm.

(The following is the text of the Fiscal Impact Statement for Int. No. 1361-B:)



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

**LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 1361-B

COMMITTEE: Health

TITLE: A Local Law in relation to requiring the department of health and mental hygiene to report on the occurrence of diabetes and diabetes-related health problems and develop a plan to reduce diabetes-related health problems.

SPONSORS: Council Members Levine, Rosenthal, Holden, Cohen, Kallos, Ampry-Samuel, Ayala and Louis.

SUMMARY OF LEGISLATION: This bill would require the Department of Health and Mental Hygiene (DOHMH) to report twice a year on the rate of diabetes-related health problems in New York City. The information in such reports would be disaggregated by geographic area and demographic characteristics, where such data is available and while maintaining confidentiality on the individuals included in such data. The bill would also require DOHMH to compile a comprehensive report by December 1, 2021, and submit recommendations and a plan to reduce the occurrence of diabetes-related health problems and to implement DOHMH's recommendations.

EFFECTIVE DATE: This local law would take effect immediately after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that the proposed legislation would not affect revenues.

IMPACT ON EXPENDITURES: It is anticipated that the proposed legislation would not affect expenditures resulting from the enactment of Proposed Intro. 1361-B as the relevant City agencies would utilize existing resources to fulfill the requirements of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Department of Health and Mental Hygiene

ESTIMATE PREPARED BY: Lauren Hunt, Financial Analyst

ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director, NYC Council Finance Division
 Crilhien R. Francisco, Unit Head, NYC Council Finance Division
 Stephanie Ruiz, Assistant Counsel, NYC Council Finance Division

LEGISLATIVE HISTORY: This legislation was introduced to the full Council as Int. No. 1361 on January 24, 2019 and was referred to the Committee on Health (“Committee”). A hearing was held by the Committee on February 25, 2019 and the bill was laid over. The legislation was subsequently amended twice and the most recently amended legislation, Proposed Intro. 1361-B, will be voted on by the Committee at a hearing on November 12, 2019. Upon a successful vote by the Committee, Proposed Intro. No. 1361-B will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 8, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 1361-B:)

Int. No. 1361-B

By Council Members Levine, Rosenthal, Holden, Cohen, Kallos, Ampry-Samuel, Ayala, Louis, Vallone, Levin and Eugene.

A Local Law in relation to requiring the department of health and mental hygiene to report on the occurrence of diabetes and diabetes-related health problems and develop a plan to reduce diabetes-related health problems

Be it enacted by the Council as follows:

Section 1. No later than December 1, 2020, and every 6 months thereafter, the department of health and mental hygiene shall complete a study of diabetes-related health problems in the city and shall submit to the mayor and the speaker of the council, and post on such department’s website, a report disclosing the following information for the previous 6 months:

1. The number of diabetes-related lower-extremity—including foot and toe—amputations, the rate of such amputations per 100,000 adults, and the rate of such amputations per 1,000 adults with diabetes;
2. The prevalence of depression among adults with diabetes;
3. The number of new and cumulative cases of treated diabetes-related end stage renal disease and the rate per 1,000 adults with diabetes;
4. Data on A1C test results, including adults with diabetes with A1Cs of 9 or more from the New York city A1C registry; and
5. The number of adults with diabetes and the proportion of such number to the general population.

§ 2. All information reported pursuant to this local law shall be disaggregated by geographic area, demographic characteristics and type of diabetes, where such data is available, provided that information included in the report required by section one of this local law shall maintain the confidentiality of any individual included in such data.

§ 3. No later than December 1, 2021, the commissioner of health and mental hygiene shall develop and submit to the mayor and the speaker of the council a comprehensive report of the results of the cumulative studies required by section one of this local law. Such comprehensive report shall include recommendations to reduce diabetes-related health problems and a plan to implement the department’s recommendations.

§ 4. This local law takes effect immediately and expires and is deemed repealed on June 1, 2022.

MARK D. LEVINE, *Chairperson*; MATHIEU EUGENE; ANDREW COHEN, INEZ D. BARRON, ALICKA AMPRY-SAMUEL, ROBERT F. HOLDEN, KEITH POWERS; Committee on Health; November 12, 2019.

On motion of the Speaker (Council Member Johnson), 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 Int. No. 1496-A

Report of the Committee on Health in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to retrieval of companion animals by an animal shelter after an eviction or order or judgment granting legal possession.

The Committee on Health, to which the annexed proposed amended local law was referred on April 9, 2019 (Minutes, page 1350), respectfully

REPORTS:

INTRODUCTION

On November 12, 2019, the Committee on Health, chaired by Council Member Mark Levine, held a vote on Proposed Int. No. 1496-A (Proposed Int. 1496-A), a Local Law to amend the administrative code of the city of New York, in relation to retrieval of companion animals by an animal shelter after an eviction or order or judgment granting legal possession, and Proposed Int. No. 1598-A (Proposed Int. 1598-A), a Local Law to amend the administrative code of the city of New York, in relation to proper disposal of deceased animals. This legislation was originally heard at a hearing of this Committee on June 18, 2019, at which the Committee received testimony from the New York City Department of Health and Mental Hygiene (DOHMH), Animal Care Centers of New York City (ACC), representatives from the horse carriage industry, and other interested stakeholders and advocates. On November 12, 2019, the Committee passed this legislation by a vote of seven in the affirmative, zero in the negative, and zero abstentions.

BACKGROUND

Animal Care Centers of New York City

Animal Care Centers of New York City (ACC) is a not-for-profit organization under contract with DOHMH with a mission to end animal homelessness in New York City.¹ ACC is the largest pet organization in the northeast and it takes in nearly 29,000 animals per year.² ACC is an open-admissions shelter system that does not turn animals away based on age, breed, health, behavior, or aggressive tendencies, and it performs numerous services, including receiving, adoption, sheltering, spay and neutering, lost and found services, owner-requested euthanasia and stray animal pick-up.³

In calendar year 2018, ACC received 28,706 animals, including dogs, cats, rabbits and other animals, into its shelters. Of those animals, 7,385 were adopted, another 12,923 were transferred to other shelters through the New Hope program,⁴ and 1,725 pets were returned to their owner.⁵ Excluding owner-requested euthanasia, 945

¹ Animal Care Centers of New York City, About Us, <https://www.nycacc.org/about>.

² Animal Care Centers of NYC, Board Meeting, January 23, 2019, https://www.nycacc.org/sites/default/files/pdfs/boardmeetings/01232019_BoardPresentation.pdf.

³ Animal Care Centers of New York City, *Services*, <https://www.nycacc.org/services>.

⁴ N.Y. City Dep't of Health & Mental Hygiene, 2018 Annual Report to the Council on Animal Care Centers of New York City, March 29, 2019; In partnership with the Mayor's Alliance for New York City Animals ("Mayor's Alliance"), ACC created the New Hope program, through which ACC provides animals to Mayor's Alliance member organizations to facilitate the adoption of animals.

⁵ *Id.*

cats and 669 dogs were euthanized in 2018.⁶ ACC's live release rate for cats and dogs was 92.5 percent in 2018, meaning the animals were either adopted, reunited or transferred to placement partners.⁷

ACC's Board of Directors consists of 13 members, including three ex officio members from DOHMH, Department of Parks and Recreation, and the New York Police Department. Seven members are appointed by the Administration and three are appointed by the ACC Board.⁸

In 2000, the City Council passed Local Law 26, the Animal Shelters and Sterilization Act.⁹ The primary provisions of this law required a full-service animal shelter to exist in each of the five boroughs and mandated the sterilization of dogs and cats adopted from animal shelters or purchased from pet shops.¹⁰ A "full-service shelter" was defined as one that accepts dogs and cats 24 hours per day, seven days per week; has an adoption program seven days a week; and provides veterinary services.¹¹

In 2002, the Animal Shelters and Sterilization Act was amended by Local Law 12, which extended the date for the acquisition of sites for the Bronx and Queens shelters until July 1, 2004.¹² The shelters were to be fully operational by July 1, 2006.¹³ The 2002 law also required DOHMH to report to the Council the number of animals euthanized each month.¹⁴

On July 27, 2011, Mayor Michael Bloomberg, City Council Speaker Christine Quinn, Council Member Jessica Lappin, DOHMH Commissioner Thomas Farley, and several animal rights organizations announced an agreement to enhance services for shelter animals.¹⁵ As part of the agreement, the Bloomberg Administration committed to increasing its investment in animal shelters by nearly \$10 million over three years, with the budget for animal shelters expected to top \$12 million dollars by 2014, a 77% increase from the 2011 amount.¹⁶ The increased budget would allow for the hiring of up to 100 additional shelter employees to greatly improve the quality of care for animals at the shelters. This additional investment was made possible, in part, by repealing the requirement that there be full-service animal shelters in every borough.¹⁷

Local Law 59 of 2011 imposed several transparency requirements to the previously existing annual report that DOHMH was required to provide to the City Council and the Mayor, codified many of the details of the 2011 announcement, and repealed the requirement that there be a full service shelter in every borough.¹⁸ Instead, full service shelters operating 12 hours a day, seven days a week were required in three boroughs, one of which would be required to receive animals from the public 24 hours a day.¹⁹

Additional funding provided by the City since 2011 allowed ACC to hire veterinarians, veterinary technicians, staff to support adoptions and field staff to expand rescue, response and transport services.²⁰ By

⁶ Animal Care Centers of New York City, Annual Asilomar Report, 1/1/2018 to 12/31/2018, available at <https://www.nycacc.org/sites/default/files/pdfs/stats/Asilomar/2018/Year2018Asilomar.pdf>.

⁷ *Id.*

⁸ Risa Weinstock, *Animal Care Center of NYC a Leader in Animal Sheltering: History of Progress through 2018*, Briefing for Elected Officials, Jan. 16, 2018, available at: <https://www.nycacc.org/about/leadership>

⁹ NYC Admin. Code §§ 17-801 *et seq.* (2000).

¹⁰ See LL 26/2000, <https://legistar.council.nyc.gov/LegislationDetail.aspx?ID=433022&GUID=E2ADA1B8-AA24-471E-8050-53E3E1B25B35&Options=ID|Text|&Search=26>; See also Comm. on Health, Council of the City of N.Y., *Proposed Int. No. 567-A, Committee Report of the Human Services Division*, Apr. 13, 2000,

<https://legistar.council.nyc.gov/LegislationDetail.aspx?ID=433022&GUID=E2ADA1B8-AA24-471E-8050-53E3E1B25B35&Options=ID|Text|&Search=26>.

¹¹ See LL 26/2000, <https://legistar.council.nyc.gov/LegislationDetail.aspx?ID=433022&GUID=E2ADA1B8-AA24-471E-8050-53E3E1B25B35&Options=ID|Text|&Search=26>; See also Comm. on Health, Council of the City of N.Y., *Proposed Int. No. 567-A, Committee Report of the Human Services Division*, Apr. 13, 2000,

<https://legistar.council.nyc.gov/LegislationDetail.aspx?ID=433022&GUID=E2ADA1B8-AA24-471E-8050-53E3E1B25B35&Options=ID|Text|&Search=26>.

¹² Comm. on Health, Council of the City of N.Y., *Proposed Int. No. 234, Committee Report of the Human Services Division*, June 21, 2002, <http://legistar.council.nyc.gov/LegislationDetail.aspx?ID=438245&GUID=938412CA-3451-4CBA-A6CA-8629E7EE403B>.

¹³ *Id.* at 4.

¹⁴ *Id.*

¹⁵ *Supra*, Note **Error! Bookmark not defined.**

¹⁶ *Id.*

¹⁷ *Id.*

¹⁸ See LL 59/2011, <https://legistar.council.nyc.gov/LegislationDetail.aspx?ID=967788&GUID=4371EAF2-8E60-4210-A88D-90C7488B5736&Options=ID|Text|&Search=59>.

¹⁹ *Id.*

²⁰ N.Y. City Dep't of Health & Mental Hygiene, *2013 Annual Report to the Council on Animal Care and Control*, Feb. 28, 2014.

January 2014, ACC staff had increased 71 percent since Local Law 59 was adopted in 2011.²¹ A new medical director was also hired in January 2014 after four years of this position being vacant.²²

At a City Council hearing in 2015, then DOHMH Commissioner Mary Bassett testified that “there is a commitment on the part of this administration to full service shelters in all boroughs.”²³ Since then, DOHMH has dedicated \$98 million in its capital plan for the construction and renovation of the City’s Animal Care Centers. On January 23, 2018, the de Blasio Administration announced the location of a new, full service animal shelter in the Baychester neighborhood of the Bronx.²⁴ Subsequently, in early 2019, ACC secured the location for a full service animal shelter in Ridgewood, Queens.²⁵

Finally, in June 2018, the Council passed Local Law 123, which requires DOHMH to ensure that full-service animal shelters are operated in all five boroughs by July 1, 2024.²⁶ The new shelter in the Bronx went through the City’s Uniform Land Use Review Procedure (ULURP), and was approved by the Council on November 14, 2018.²⁷

BILL ANALYSIS

INT. NO. 1496-A:

Int. No. 1496-A would require an animal shelter, directed by a sheriff or city marshal executing a warrant of eviction or any order or judgment granting legal possession, to retrieve a companion animal from such premises as expeditiously as possible after receiving such direction. The legislation also provides a cause of action to any person claiming to be denied possession of their companion animal by a landlord still in possession of such companion animal, and grants them the following possible relief against the landlord: compensatory and punitive damages; injunctive and declaratory relief; an order of seizure; and attorney’s fees and costs.

This bill would take effect 30 days after it becomes law.

INT. NO. 1598-A

Int. No. 1598-A would require the Department of Health and Mental Hygiene to provide information regarding city services available for the proper disposal of deceased animals, and to post such information online.

This bill would take effect 90 days after it becomes law.

(The following is the text of the Fiscal Impact Statement for Int. No. 1496-A:)

²¹ *Id.*

²² *Id.*

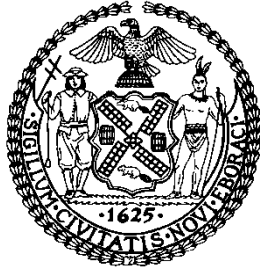
²³ N.Y. City Dep’t of Health & Mental Hygiene Testimony, New York City Council Health Committee Executive Budget Hearing Transcript, May 20, 2015, p. 123, <http://legistar.council.nyc.gov/LegislationDetail.aspx?ID=2280273&GUID=F385A6C0-2B44-4DA0-BEB0-8E31305F88CC>.

²⁴ N.Y. City Office of the Mayor Press Release, *De Blasio Administration Announces Location of Bronx Animal Shelter and Upgrades to Brooklyn Shelter*, Jan. 23, 2018, <http://www1.nyc.gov/office-of-the-mayor/news/056-18/>.

²⁵ AM NY, *Ridgewood site to get full-service animal shelter*, February 21, 2019, available at <https://www.amny.com/real-estate/queens-animal-shelter-1.27552492>

²⁶ See LL 123/2018, <https://nyc.legistar.com/LegislationDetail.aspx?ID=3332217&GUID=27C37489-A416-42BB-81D6-65DD0494CC40&Options=ID|Text|&Search=animal+shelter>.

²⁷ See Resolution No. 623, 11/14/2018, <https://legistar.council.nyc.gov/LegislationDetail.aspx?ID=3719328&GUID=6B463D61-0040-4A5D-8FAA-4693881BEA64&Options=&Search=>.



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 1496-A

COMMITTEE: Health

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to retrieval of companion animals by an animal shelter after an eviction or order or judgment granting legal possession.

SPONSORS: Council Members Brannan, Holden, Moya, Yeger, Cumbo, and Powers.

SUMMARY OF LEGISLATION: This bill would require an animal shelter, directed by a sheriff or city marshal executing a warrant of eviction or any order or judgment granting legal possession, to retrieve a companion animal from such premises as expeditiously as possible after receiving such direction. The legislation would also require a cause of action for any person claiming to be denied possession of their companion animal by a landlord, and grants them the following possible relief against the landlord: compensatory and punitive damages; injunctive and declaratory relief; an order of seizure; and attorney’s fees and costs.

EFFECTIVE DATE: This local law would take effect 30 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2020

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that the proposed legislation would not affect revenues.

IMPACT ON EXPENDITURES: It is anticipated that the proposed legislation would not affect expenditures resulting from the enactment of Proposed Intro. 1496-A as the relevant City agencies would utilize existing resources to fulfill the requirements of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Department of Health and Mental Hygiene

ESTIMATE PREPARED BY: Lauren Hunt, Financial Analyst

ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director, NYC Council Finance Division
Cirilhen R. Francisco, Unit Head, NYC Council Finance Division
Stephanie Ruiz, Assistant Counsel, NYC Council Finance Division

LEGISLATIVE HISTORY: This legislation was introduced to the full Council as Int. No. 1496 on April 9, 2019 and was referred to the Committee on Health (“Committee”). A hearing was held by the Committee on June 18, 2019 and the bill was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. 1496-A, will be voted on by the Committee at a hearing on November 12, 2019. Upon a successful vote by the Committee, Proposed Intro. No. 1496-A will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 8, 2019.

(For text of Int. No. 1598-A and its Fiscal Impact Statements, please see the Report of the Committee on Health for Int. No. 1598-A printed in these Minutes; for text of Int. No. 1496-A, please see below)

Accordingly, this Committee recommends the adoption of Int. Nos. 1496-A and 1598-A.

(The following is the text of Int. No. 1496-A:)

Int. No. 1496-A

By Council Members Brannan, Holden, Moya, Yeger, Cumbo, Powers, Kallos, Lander, Eugene, Ayala, Deutsch and Rosenthal.

A Local Law to amend the administrative code of the city of New York, in relation to retrieval of companion animals by an animal shelter after an eviction or order or judgment granting legal possession

Be it enacted by the Council as follows:

Section 1. Section 17-802 of the administrative code of the city of New York is amended by adding a new subdivision c-1 to read as follows:

c-1. “Companion animal” means any dog or cat, and also means any other domesticated animal normally maintained in or near the household of the owner or person who cares for such other domesticated animal. “Companion animal” does not include a farm animal as defined in section 350 of the agriculture and markets law or a wild animal as defined in section 161.01 of the New York city health code.

§ 2. Chapter 8 of title 17 of the administrative code of the city of New York is amended by adding new sections 17-818 and 17-819 to read as follows:

§ 17-818 Animals discovered during eviction or action taken pursuant to any order or judgment granting legal possession. An animal shelter directed by a sheriff or city marshal executing a warrant of eviction or any order or judgment granting legal possession to retrieve a companion animal from such premises shall retrieve such companion animal as expeditiously as possible after receiving such direction.

§ 17-819 Civil cause of action for persons denied possession of companion animals.

a. Except as provided in this section or as otherwise provided by law, any person claiming to be denied possession of their companion animal by a landlord still in possession of such companion animal after the execution of a warrant of eviction or action taken pursuant to any order or judgment granting legal possession shall have a cause of action against such landlord in any court of competent jurisdiction for any or all of the following relief:

- 1. Compensatory and punitive damages;*
- 2. Injunctive and declaratory relief;*
- 3. An order of seizure pursuant to article 71 of the civil practice law and rules;*
- 4. Attorney’s fees and costs.*

b. No person shall be liable under this section if a companion animal is received by its owner or by an animal shelter, animal rescue group or any animal care and control organization approved or designated by or

acting on behalf of the department within three days of the warrant of eviction or action taken pursuant to any order or judgment granting legal possession.

c. Nothing in this section shall be construed to create a cause of action against:

- 1. The city of New York, or any agency, officer, employee, or agent thereof, including, but not limited to, any city marshal;*
- 2. The state or any county or any municipality of New York or any agency, officer, employee or agent thereof;*
- 3. The United States, or any other officer, employee or agent thereof; or*
- 4. Any animal shelter, animal rescue group, or animal care and control organization approved or designated by or acting on behalf of the department, or any officer, employee or agent thereof.*

§ 3. This local law takes effect 30 days after it becomes law.

MARK D. LEVINE, *Chairperson*; MATHIEU EUGENE; ANDREW COHEN, INEZ D. BARRON, ALICKA AMPRY-SAMUEL, ROBERT F. HOLDEN, KEITH POWERS; Committee on Health; November 12, 2019.

On motion of the Speaker (Council Member Johnson), 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 Int. No. 1559-A

Report of the Committee on Health in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the establishment of an office to provide support to those in need of burial assistance.

The Committee on Health, to which the annexed proposed amended local law was referred on May 29, 2019 (Minutes, page 1898), respectfully

REPORTS:

INTRODUCTION

On November 12, 2019, the Committees on Health, chaired by Council Member Mark Levine, held a vote on Proposed Introduction Number 1559-A (Proposed Int. 1559-A), a Local Law to amend the administrative code of the city of New York, in relation to the establishment of an office to provide support to those in need of burial assistance, and Proposed Introduction Number 1580-A (Proposed Int. 1580-A), a Local Law in relation to the creation of a task force on public burial and related issues. This legislation was originally heard at a hearing of this Committee on May 30, 2019, at which the Committee received testimony from the New York City Department of Parks and Recreation (Parks), the Department of Transportation (DOT), the Human Resources Administration (HRA), advocates, and other interested parties. On November 12, 2019, the Committee passed this legislation by a vote of seven in the affirmative, zero in the negative, and zero abstentions.

BACKGROUND

DOC maintains and operates the City Cemetery, commonly known as Potter's Field, located on Hart Island, in Long Island Sound, off the coast of City Island in the Bronx.¹ The cemetery occupies 101 acres of Hart Island

¹ *City Cemetery, Hart Island (Potter's Field)*, New York City Department of Correction, available at <http://www.correctionhistory.org/html/chronicl/nycdoc/html/hart.html>

and is purportedly the largest tax-funded cemetery in the world.² By many estimations, there are over one million people buried on Hart Island.³

Hart Island was first used by the City as a public cemetery in 1869 for the burial of people who died indigent or whose bodies went unclaimed after their death.⁴ During the cemetery's first year of operation, 1,875 burials were performed.⁵ Hart Island is the only location the City currently uses to bury the bodies of the unclaimed or unidentified;⁶ however, Hart Island is the tenth Potter's Field in the City's history, as previous fields were located at the current sites of Washington Square, Bellevue Hospital, Madison Square, the NYC Public Library, Wards Island, and Randall's Island.⁷

In 2018, 1,213 individuals were buried on Hart Island, including 303 fetal remains, 81 children, and 829 adults.⁸ Most of the individuals buried on Hart Island (approximately 62 percent in 2018) have a next of kin who opted for a public burial, while others may have a next of kin who is unknown or unreachable (33 percent).⁹ Others are unidentified or do not have a next of kin.¹⁰ Over the past ten years, between 1,000 and 1,300 individuals were buried on Hart Island annually, with the exception of 2014, when only 962 individuals were buried there.¹¹ Each year, 15 people or fewer are unidentified, and about 21 percent of the burials are for fetal remains.¹²

In addition to its use as a cemetery, Hart Island has had various uses since 1869, including, among other things, the operation of several jails, a missile base, and a rehabilitation center.¹³ Pursuant to section 21-110 of the New York City Administrative Code, Potter's Field on Hart Island operates under the control of DOC and the burial of the deceased is governed by rules and regulations established by the joint action of HRA and DOC.¹⁴ In cases of disagreement between the agencies, the cemetery operates under regulations established by the mayor.¹⁵

Four days each week, seven DOC staff members and eight incarcerated individuals travel by DOT ferry from City Island to Hart Island.¹⁶ Both the staff and work detail are responsible for the burial of remains, and the staff and work detail are also responsible for tending to the Island's upkeep.¹⁷ The bodies of the deceased that are transported to the Island are placed in pine boxes marked by black permanent marker; the boxes are sometimes marked with a name, but usually just with a number used to identify the person.¹⁸ The boxes are stacked three deep in a trench 36 inches below the surface, burying between 150 to 162 adults and 1,000 infants per trench.¹⁹ DOC has informed the Council that the estimated Hart Island annual operating cost is approximately \$772,000, which includes staff salaries and overtime.²⁰

² *Finding relatives in a Potter's Field*, ABC Eyewitness News (2009), available at <https://abc7ny.com/archive/5968376/>

³ *Unearthing the Secrets of New York's Mass Graves*, The New York Times (2016), available at <https://www.nytimes.com/interactive/2016/05/15/nyregion/new-york-mass-graves-hart-island.html>; see also complaint, *Lucero v. City of New York* (hereinafter "complaint"), available at <https://www.clearinghouse.net/chDocs/public/PA-NY-0001-0001.pdf>

⁴ *City Cemetery, Hart Island (Potter's Field)*, New York City Department of Correction, available at <http://www.correctionhistory.org/html/chronicl/nycdoc/html/hart.html>

⁵ *Id.*

⁶ Complaint at paragraph 23.

⁷ *Hart Island Frequently Asked Questions*, New York City Department of Correction, available at http://www.nyc.gov/html/doc/downloads/pdf/hart-island/Hart_Island_FAQs_11_16_15.pdf

⁸ Data included in a letter to the New York City Council from OCME, H+H, and DOC.

⁹ *Id.*

¹⁰ *Id.*

¹¹ *Id.*

¹² *Id.*

¹³ *City's Potter's Field in the Atomic Age*, The New York Times (2009), available at <https://www.nytimes.com/2009/08/02/nyregion/02bnukemb.html?auth=login-email>

¹⁴ Section 21-110. Potter's field, available at http://ny.elaws.us/law/adc_t21_ch1_sec.21-110

¹⁵ *Id.*

¹⁶ Data included in a letter to the New York City Council from OCME, H+H, and DOC.

¹⁷ *Id.*

¹⁸ *Lost on Hart Island*, New York Press (2010, updated 2014), available at <http://www.nypress.com/lost-on-hart-island>

¹⁹ *Id.*

²⁰ Data included in a letter to the New York City Council from OCME, H+H, and DOC.

The Council has had previous hearings regarding Hart Island, first in 2011 and most recently in 2016.²¹ During these hearings, the Council discussed transferring the jurisdiction of Hart Island from DOC to Parks, the public availability of Hart Island burial records, the public dissemination of Hart Island visitor protocols, and general oversight of Hart Island.²² Since then, DOC has posted Hart Island burial information online.²³

DOC now provides regular, monthly visits to Hart Island, as a result of a lawsuit and lobbying by advocates.²⁴ According to DOC, there are two options visitors may choose from when seeking to visit Hart Island, both of which operate on predetermined schedules: monthly gazebo visits for any member of the public and monthly gravesite visits for family.²⁵ Visitors must register with DOC before a scheduled visit day and provide a valid, government-issued photo ID if over the age of 16.²⁶ Gazebo visitation records from September 2018 through December 2018 show an average of twelve visitors scheduled each month for public visits.²⁷ During that same period, there was an average of seven visit groups (approximately 27 total visitors) scheduled each month for family visits.²⁸

HART ISLAND ADVOCACY

Over the past several years, advocates have criticized the process leading to burial on Hart Island as well as the operation of the Island by DOC.²⁹ Advocacy efforts have included the creation of: (i) the Hart Island Project, (ii) the Potter's Field Campaign of Picture the Homeless, and (iii) the Interfaith Friends of Potter's Field. According to its website, the mission of the Hart Island Project is to assist families and individuals with limited resources in accessing public burial records and information about Hart Island, as well as increase the public's awareness of Hart Island.³⁰ The Hart Island Project maintains a database of public burial records from 1980 to the present.³¹ Picture the Homeless began its Potter's Field Campaign because of the loss of its co-founder, Lewis Haggins, on December 23, 2003, who was buried on Hart Island before being returned to his family.³² The Campaign worked to improve access to Hart Island, and, after a year, the City changed its restrictions on Hart Island visitations.³³ The Potter's Field Campaign and the Interfaith Friends of Potter's Field successfully lobbied DOC for access to Hart Island and currently conduct bi-monthly memorial services on the Island.³⁴

While access to the Island and its burial records have improved, there are still concerns about Hart Island's accessibility. Although DOC has received positive feedback for its service, family members, friends, and members of the public have testified that they prefer to not feel as if they are visiting a prison when going to

²¹ The New York City Council Calendar, <https://legistar.council.nyc.gov/Calendar.aspx>

²² Int 0803-2012, The New York City Council, available at <https://legistar.council.nyc.gov/LegislationDetail.aspx?ID=1082204&GUID=F673F220-DC2A-44D7-B5E3-0D1F61FB9F9A&Options=ID|Text|&Search=int.+no.+803>; Oversight – Examining the Operation of Potter's Field by the NYC Department of Correction on Hart Island, available at

<https://legistar.council.nyc.gov/MeetingDetail.aspx?ID=589397&GUID=B54D0522-054A-455C-8901-480662DF8F6C&Options=info&Search=hart+island>; Oversight – Examining the Future of Hart Island, The New York City Council, available at <https://legistar.council.nyc.gov/MeetingDetail.aspx?ID=589675&GUID=7263A443-AD4A-42A1-8595-663B39140FF1&Options=info&Search=Hart+Island>

²³ *Hart Island*, The Department of Corrections, available at <https://www1.nyc.gov/site/doc/about/hart-island.page>

²⁴ *Mourners Make First Visit to New York's Potter's Field*, The New York Times, Available at <https://www.nytimes.com/2015/07/20/nyregion/mourners-make-first-visit-to-new-yorks-potters-field.html>

²⁵ Data included in a letter to the New York City Council from OCME, H+H, and DOC.

²⁶ *Id.*

²⁷ *Id.*

²⁸ *Id.*

²⁹ *Unearthing the Secrets of New York's Mass Graves*, The New York Times (2016), available at <https://www.nytimes.com/interactive/2016/05/15/nyregion/new-york-mass-graves-hart-island.html>

³⁰ *Our Mission*, The Hart Island Project, available at <https://www.hartisland.net/mission>

³¹ *Id.*

³² *Potter's Field*, Picture the Homeless, available at <http://picturethehomeless.org/home/whatwedo/past-organizing-campaigns/potters-field/>

³³ *Id.*

³⁴ *Id.*

visit their loved one and/or pay their respects at Hart Island.³⁵ According to advocates, by requiring photo ID and other measures in order to visit Hart Island, DOC deters members of the public from being able to visit.³⁶ Furthermore, because of the nature of DOC's work, the visiting schedule is rigid and can act as a barrier for members of the public.³⁷

BURIAL ALTERNATIVES

In New York City, there are alternatives for those without means to be buried outside of Hart Island. One alternative is accessing funds from HRA, which provides financial assistance to individuals in need of support to meet funeral expenses, including burial.³⁸ These funds are available when a resident of New York City dies without leaving funds to cover their burial expenses and there are no relatives or friends willing or able to pay the funeral expenses.³⁹ HRA will pay up to \$900 towards a funeral that costs no more than \$1,700.⁴⁰

Additionally, there are charitable and religious organizations, such as The Hebrew Free Burial Association ("HFBA") and the Society of St. Vincent de Paul ("SSVDP") that assist with burials. According to its website, the HFBA is dedicated to assuring that every Jewish person, regardless of financial means or religious affiliation, receives a dignified, traditional Jewish funeral and burial.⁴¹ Since its inception in the 1880's, the HFBA has buried nearly 65,000 indigent Jews.⁴² The SSVDP provides referrals to Catholics for low cost funerals, as well as assistance in receiving reimbursement from HRA and provides "non-title" plots in Calvary Cemetery.⁴³ Additionally, the U.S. Department of Veteran's Affairs (VA) works with partners to ensure the dignified burial of veterans who are indigent.⁴⁴

OCME states that it refers the families and friends of the indigent deceased to organizations that may fund burials, and to the HRA burial assistance program. OCME refers all burials of veterans to the VA.⁴⁵ However, according to advocates and the press, those in need of these and other options are not always told of their availability or given enough details to make an informed decision before authorizing the burial of a loved one on Hart Island.⁴⁶ Such was the case with Jacqueline Quinoz, whose son Elijah Romero was born stillborn at Flushing Hospital in Queens in the spring of 2009.⁴⁷ Reports indicate that less than an hour after the delivery, a hospital social worker entered Ms. Quinoz's room and told her she had two options for Elijah's burial, namely, (1) a Catholic service in a special cemetery, or (2) burial at Potter's Field at no cost.⁴⁸ Reportedly, since she was not Catholic and did not have the means for a private burial, she signed a form releasing her son's body to the City.⁴⁹ OCME and New York City Health + Hospitals (H+H) both provide information about Hart Island to

³⁵ Testimony from the New York City Council Hearing in 2012 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20\(1\).PDF](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20(1).PDF); Testimony from the New York City Council Hearing in 2016 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20\(2\).pdf](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20(2).pdf)

³⁶ Testimony from the New York City Council Hearing in 2012 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20\(1\).PDF](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20(1).PDF); Testimony from the New York City Council Hearing in 2016 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20\(2\).pdf](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20(2).pdf)

³⁷ *Hart Island*, The Department of Corrections, available at <https://www1.nyc.gov/site/doc/about/hart-island.page>

³⁸ HRA Application for Burial Allowance, available at http://www1.nyc.gov/assets/hra/downloads/pdf/benefits/burial_claim_app_en.pdf

³⁹ *Id.*

⁴⁰ *Id.*

⁴¹ Hebrew Free Burial Fund website, available at <http://www.hebrewfreeburial.org/>

⁴² *Id.*

⁴³ *A Guide To Burial Assistance For New Yorkers In Need*, Volunteers of Legal Services Inc., available at <https://volspobono.org/sites/default/files/pdf/vols-burial-guide.pdf>.

⁴⁴ *Unclaimed Remains Burial Resources*, The U.S. Department of Veterans Affairs, available at https://www.cem.va.gov/cem/docs/factsheets/Unclaimed_Remains_Burial_Resources.pdf

⁴⁵ Data included in a letter to the New York City Council from OCME, H+H, and DOC, on file with Committee staff.

⁴⁶ Testimony from the New York City Council Hearing in 2012 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20\(1\).PDF](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20(1).PDF); Testimony from the New York City Council Hearing in 2016 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20\(2\).pdf](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20(2).pdf); *Lost on Hart Island*, New York Press (2010, updated 2014), available at <http://www.nypress.com/lost-on-hart-island>

⁴⁷ *Lost on Hart Island*, New York Press (2010, updated 2014), available at <http://www.nypress.com/lost-on-hart-island>

⁴⁸ *Id.*

⁴⁹ *Id.*

one's next of kin, yet there is no City-wide standard process in place to educate individuals about our public burial process.⁵⁰

THE AIDS EPIDEMIC

In 1985, when the first people identified as AIDS victims arrived on Hart Island, they were buried in an isolated area away from the remains of other individuals.⁵¹ Unlike other remains, they were buried in deep individual graves, under several feet of dirt instead of the typical three.⁵² Hart Island staff at the time, like many others, did not know how AIDS could spread and acted out of an overabundance (and unnecessary level) of caution.⁵³ As the New York Times points out, “the island would go on to receive scores, if not hundreds, of people who died during the AIDS epidemic, which during the 1980s and 1990s killed more than 100,000 people in New York, about a quarter of AIDS deaths nationwide during the same period.”⁵⁴ While it is currently impossible to know exactly how many people who died from AIDS are on Hart Island, burial records indicate that many who died in the few hospitals who cared for those with AIDS were sent to Hart Island.⁵⁵ Thus, Hart Island may be the largest cemetery for victims of the AIDS epidemic.⁵⁶

BILL ANALYSES

Int. 1559-A: A Local Law to amend the administrative code of the city of New York, in relation to the establishment of an office to provide support to those in need of burial assistance

This bill would require the Department of Health and Mental Hygiene to establish an office to provide support and assistance to individuals who have lost a loved one and need information about and help accessing public burial, a burial allowance, or any similar program. The bill would take effect June 15, 2020.

Int. No. 1580-A: A Local Law in relation to the creation of a task force on public burial and related issues

This bill would require a public hearing on public burial to allow the public the opportunity to discuss the laws, rules, regulations, policies and procedures related to public burial, to recommend changes to these programs and to consider the feasibility of alternative programs. Following the hearing, the Department of Social Services would submit a report with recommendations to the Mayor and the Council.

The version of this bill that was originally heard required the creation of a task force to study public burials, rather than a hearing.

This bill would take effect immediately.

(The following is the text of the Fiscal Impact Statement for Int. No. 1559-A:)

⁵⁰ Data included in a letter to the New York City Council from OCME, H+H, and DOC, on file with Committee staff.

⁵¹ *Dead of AIDS and Forgotten in Potter's Field*, The New York Times (2018), available at <https://www.nytimes.com/2018/07/03/nyregion/hart-island-aids-new-york.html>

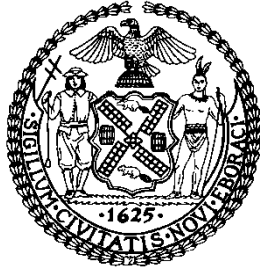
⁵² *Id.*

⁵³ *Id.*

⁵⁴ *Id.*

⁵⁵ *Id.*

⁵⁶ *Id.*



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 1559-A

COMMITTEE: Health

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to the establishment of an office to provide support to those in need of burial assistance.

SPONSORS: Council Members Ayala, Ampry-Samuel, Kallos, Lander, Yeger and Louis.

SUMMARY OF LEGISLATION: This bill would require the Department of Health and Mental Hygiene (DOHMH) to establish an office to provide support and assistance to individuals who have lost a loved one and need information about and help accessing public burial, a burial allowance or any similar program.

EFFECTIVE DATE: This local law would take effect June 15, 2020, except that the commissioner of social services may take such measures as are necessary for the implementation of this local law, including the promulgation of rules, before such date.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$1,000,000	\$1,250,000	\$1,250,000
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that the proposed legislation would not affect revenues.

IMPACT ON EXPENDITURES: Although the legislation does not mandate that new staff be hired to meet the requirements of the bill, it is anticipated that the proposed legislation would increase expenditures by \$1 million in Fiscal 2020 and \$1.25 million in Fiscal 2021, which represents the salary and total benefits of an increased headcount of 13. The headcount would include caseworkers, administrative staff and supervisors with the goal of being fully staffed by Fiscal 2021.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: General Fund

SOURCE OF INFORMATION: New York City Council Finance Division
New York City Department of Health and Mental Hygiene
New York City Office of Management and Budget

ESTIMATE PREPARED BY: Lauren Hunt, Financial Analyst

ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director, NYC Council Finance Division
Crielhien R. Francisco, Unit Head, NYC Council Finance Division
Stephanie Ruiz, Assistant Counsel, NYC Council Finance Division

LEGISLATIVE HISTORY: This legislation was introduced to the full Council as Int. No. 1559 on May 29, 2019 and was referred to the Committee on Health, Committee on Transportation, and Committee on Parks and Recreation. A hearing was held by Committee on Health, Committee on Transportation, and Committee on Parks and Recreation on May 30, 2019 and the bill was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. 1559-A, will be voted on by the Committee on Health at a hearing on November 12, 2019. Upon a successful vote by the Committee on Health, Proposed Intro. No. 1559-A will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 8, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 1559-A:)

Int. No. 1559-A

By Council Members Ayala, Ampry-Samuel, Kallos, Lander, Yeger, Louis, Cohen, Levin and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to the establishment of an office to provide support to those in need of burial assistance.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 21 of the administrative code of the city of New York is amended by adding a new section 21-110.2 to read as follows:

§ 21-110.2 *Office of burial services. a. The department shall establish an office to provide support and, where eligible, financial assistance to survivors, next of kin, legally responsible relatives, friends or other designated entities of deceased indigent or unclaimed persons who require information about, and help facilitating the disposal of, decedent remains through public burial, accessing public burial, a burial allowance or any similar program. Such office shall provide services including, without limitation, explaining the availability of public burial options and assistance in applying for a burial allowance.*

§ 2. This local law takes effect June 15, 2020, except that the commissioner of social services may take such measures as are necessary for the implementation of this local law, including the promulgation of rules, before such date.

MARK D. LEVINE, *Chairperson*; MATHIEU EUGENE; ANDREW COHEN, INEZ D. BARRON, ALICKA AMPRY-SAMUEL, ROBERT F. HOLDEN, KEITH POWERS; Committee on Health; November 12, 2019.

On motion of the Speaker (Council Member Johnson), 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 Int. No. 1580-A

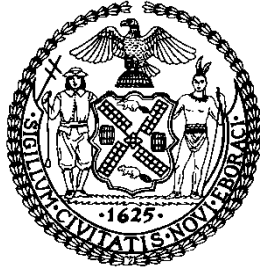
Report of the Committee on Health in favor of approving and adopting, as amended, a Local Law in relation to a public hearing on public burial and related issues.

The Committee on Health to which the annexed proposed amended local law was referred on May 29, 2019 (Minutes, page 1947), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Health for Int. No. 1559-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1580-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 1580-A

COMMITTEE: Health

TITLE: A Local Law in relation to a public hearing on public burial and related issues

SPONSORS: Council Members Rose, Kallos, Louis, Ampry-Samuel, Ayala and Holden

SUMMARY OF LEGISLATION: This bill would require a public hearing on public burial to allow the public the opportunity to discuss the laws, rules, regulations, policies and procedures related to public burial, to recommend changes to these programs and to consider the feasibility of alternative programs. Following the hearing, the Department of Social Services would be required to submit a report with recommendations to the Mayor and the Council.

EFFECTIVE DATE: This local law would take effect immediately after it becomes law and is deemed repealed on January 15, 2020 or the day after submission of the report required by section one of this local law, whichever is later.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that the proposed legislation would not affect revenues.

IMPACT ON EXPENDITURES: It is anticipated that the proposed legislation would not affect expenditures resulting from the enactment of Proposed Intro. No. 1580-A because the relevant City agencies would utilize existing resources to fulfill the requirements of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Department of Health and Mental Hygiene

ESTIMATE PREPARED BY: Lauren Hunt, Financial Analyst

ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director, NYC Council Finance Division
Cirilhen R. Francisco, Unit Head, NYC Council Finance Division
Stephanie Ruiz, Assistant Counsel, NYC Council Finance Division

LEGISLATIVE HISTORY: This legislation was introduced to the full Council as Int. No. 1580 on May 29, 2019 and was referred to the Committee on Health, Committee on Transportation, and Committee on Parks and Recreation. A hearing was held by Committee on Health, Committee on Transportation, and Committee on Parks and Recreation on May 30, 2019 and the bill was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. 1580-A, will be voted on by the Committee on Health at a hearing on November 12, 2019. Upon a successful vote by the Committee on Health, Proposed Intro. No. 1580-A will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 8, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 1580-A:)

Int. No. 1580-A

By Council Members Rose, Kallos, Louis, Ampy-Samuel, Ayala, Holden and Cohen

A Local Law in relation to a public hearing on public burial and related issues

Be it enacted by the Council as follows:

Section 1. Public burial hearing. a. There shall be a public hearing, information about which shall be posted on the department's website at least 30 days in advance, to provide the public an opportunity to comment on and make recommendations regarding changes to the laws, rules, regulations, policies and procedures related to public burial.

b. The commissioner of social services, or their designee, shall convene and preside over the public hearing. The chief executive officer of the New York city health and hospitals corporation or such designee shall be invited to attend the public hearing with the representatives of city agencies identified herein. The following agency officers, or their designees, shall also attend the public hearing:

1. The commissioner of health and mental hygiene;
2. The commissioner of correction;
3. The chief medical examiner;
4. The commissioner of parks and recreation;

c. The department of social services shall invite, at least 30 days in advance of the hearing, through a written invitation, at least the following members of the public to provide public testimony:

1. At least two advocates who specialize in issues related to public burial or Hart island;
2. At least one member of the public who has opted for public burial of a deceased person; and
3. At least one member of the public who specializes in medical ethics or issues relating to medical privacy.

d. The commissioner of social services shall request that testimony include, but need not be limited to, the following:

1. The process for identifying, finding and contacting next of kin or legally responsible relative when a deceased individual is identified for public burial;

2. Support for and communication with next of kin or legally responsible relative who choose to direct the disposition of the decedent's remains to public burial or seek assistance from the department of social services' burial programs, including what information is provided regarding public burial, burial assistance program and Hart island;

3. Procedures for burial of indigent, unclaimed individuals and individuals wherein the next of kin or legally responsible relative directs disposition of the remains to public burial;

4. The department of social services' burial assistance program;

5. The feasibility of implementation of a cremation assistance program or providing cremation as an alternative to public burial;

6. The feasibility or potential feasibility of public burial in locations other than Hart island, both inside and outside of the city;

7. The plan for the future operation of Hart island;

8. Recommendations for promoting efficiency and accessibility to the public of existing and proposed programs in connection with public burial; and

9. Recommendations for changes to the system allowing the public to find burial information on Hart island, that takes into consideration the public interest in searching such information and in protecting personally identifying information and medical privacy.

e. The department of social services shall submit to the mayor and speaker of the council and post on its website a report summarizing and, where appropriate, responding to such testimony no later than January 15, 2020.

§ 2. This local law takes effect immediately and is deemed repealed on January 15, 2020 or the day after submission of the report required by section one of this local law, whichever is later.

MARK D. LEVINE, *Chairperson*; MATHIEU EUGENE; ANDREW COHEN, INEZ D. BARRON, ALICKA AMPRY-SAMUEL, ROBERT F. HOLDEN, KEITH POWERS; Committee on Health; November 12, 2019.

On motion of the Speaker (Council Member Johnson), 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 Int. No. 1598-A

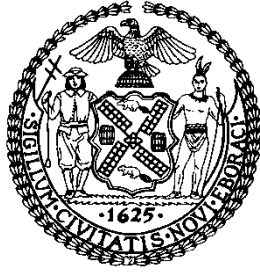
Report of the Committee on Health in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to proper disposal of deceased animals.

The Committee on Health, to which the annexed proposed amended local law was referred on June 13, 2019 (Minutes, page 2212), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Health for Int. No. 1496-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1598-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 1598-A

COMMITTEE: Health

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to proper disposal of deceased animals. **SPONSORS:** Council Member Holden.

SUMMARY OF LEGISLATION: This bill would require the Department of Health and Mental Hygiene to provide information regarding city services available for the proper disposal of deceased animals, and to post such information online.

EFFECTIVE DATE: This local law would take effect 90 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that the proposed legislation would not affect revenues.

IMPACT ON EXPENDITURES: It is anticipated that the proposed legislation would not affect expenditures resulting from the enactment of Proposed Intro. 1598-A as the relevant City agencies would utilize existing resources to fulfill the requirements of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Department of Health and Mental Hygiene

ESTIMATE PREPARED BY: Lauren Hunt, Financial Analyst

ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director, NYC Council Finance Division
Cirilhen R. Francisco, Unit Head, NYC Council Finance Division
Stephanie Ruiz, Assistant Counsel, NYC Council Finance Division

LEGISLATIVE HISTORY: This legislation was introduced to the full Council as Int. No. 1598 on June 13, 2019 and was referred to the Committee on Health (“Committee”). A hearing was held by the Committee on June 18, 2019 and the bill was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. 1598-A, will be voted on by the Committee at a hearing on November 12, 2019. Upon a successful vote by the Committee, Proposed Intro. No. 1598-A will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 8, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 1598-A:)

Int. No. 1598-A

By Council Members Holden, Ayala and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to proper disposal of deceased animals

Be it enacted by the Council as follows:

Section 1. Chapter 8 of title 17 of the administrative code of the city of New York is amended by adding a new section 17-817 to read as follows:

§ 17-817 Disposal of deceased animals. The department shall provide information regarding city services that are available for proper disposal of deceased animals and shall post such information to its website.

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

MARK D. LEVINE, *Chairperson*; MATHIEU EUGENE; ANDREW COHEN, INEZ D. BARRON, ALICKA AMPRY-SAMUEL, ROBERT F. HOLDEN, KEITH POWERS; Committee on Health; November 12, 2019.

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

Report of the Committee on Housing and Buildings

Report for Int. No. 550-A

Report of the Committee on Housing and Buildings in favor of approving and adopting, as amended, a Local Law in relation to a housing lottery system report.

The Committee on Housing and Buildings, to which the annexed proposed amended local law was referred on February 14, 2018 (Minutes, page 774), respectfully

REPORTS:

Introduction

On November 14, 2019, the Committee on Housing and Buildings, chaired by Council Member Robert E. Cornegy, Jr., will hold a hearing on Proposed Int. No. 550-A, Proposed Int. No. 564-A, Proposed Int. No. 716-A, and Proposed Int. No. 720-C. Proposed Int. No. 550-A, Proposed Int. No. 564-A, and Proposed Int. No. 716-A were first heard on January 14, 2019. More information about these bills along with the materials for that hearing can be found at <https://on.nyc.gov/33sozew>. Proposed Int. No. 720-C was first heard on March 6, 2018.

More information about Proposed Int. No. 720-C, along with the materials for that hearing can be found at <https://on.nyc.gov/33LXC5F>.

Proposed Int. No. 550-A

Proposed Int. No. 550-A would require the Department of Housing Preservation and Development (HPD) to submit a report to the Mayor and the Speaker by January 1, 2021, and every two years thereafter, about the housing lottery system used by HPD. The report would include a summary of implementation challenges and technical difficulties, complaints, procedures for processing and selecting applications, and procedures for populating waiting lists.

This local law would take effect immediately.

Proposed Int. No. 564-A

Proposed Int. No. 564-A would require HPD to submit to the Mayor and the Council, and post on HPD's website, a report on housing lottery outcomes. HPD would be required to report on applicant race or ethnicity and applicant preference category at the citywide and borough wide levels, and on applicant household size and applicant household income at the citywide, borough wide, and community district levels. In addition to reporting on applicant demographic information, HPD would also be required to report on the number of applicants who applied for affordable housing units, the number of applicants who were selected for affordable housing units, and the number of applicants who signed leases for affordable housing units.

This local law would take effect immediately.

Proposed Int. No. 716-A

Proposed Int. No. 716-A would require HPD to annually submit to the Mayor, the Public Advocate, and the Speaker, a report on waiting lists for Mitchell-Lama housing developments. The report, which would be disaggregated by Mitchell-Lama housing development, would include the number of applicants on the waiting list for each development, the number of applicants on the waiting list for each development who were not selected for housing but who fell sequentially before a person who was selected for housing, and the number of applicants who received housing due to a preference. The report would also include complaints about Mitchell-Lama development waiting lists, including complaints about the waiting list process, and complaints about applicants selected for housing who fell sequentially after a person who was not selected for housing.

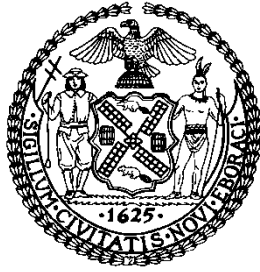
This local law would take effect immediately.

Proposed Int. No 720-C

Proposed Int. No. 720-C would allow not-for-profit organizations with at least three years of construction-related workforce development, construction-related education, or site safety training experience to apply to the Department of Buildings for approval as a site safety training provider. The site safety training must be conducted by a person who is certified to teach OSHA 10- or 30-hour courses. This bill would also provide an updated definition of "competent person" to clarify which competent persons require a site safety training supervisor card. Finally, this bill would amend existing reporting requirements regarding the number of site safety training providers.

This local law would take effect immediately, and sections 1 and 2 would be retroactive and deemed to have been in full force and effect as of the date that local law number 196 for the year 2017 took effect.

(The following is the text of the Fiscal Impact Statement for Int. No. 550-A:)



THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT
PROPOSED INTRO. NO: 550-A
COMMITTEE: Housing and Buildings

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to a housing lottery system report.
SPONSORS: Council Members Levine, Perkins, Chin, Kallos, Lander, Louis, Barron, Ayala and Vallone.

SUMMARY OF LEGISLATION: Proposed Intro. 550-A would require the Department of Housing Preservation and Development (“HPD” or “Department”) to report to the Mayor and the Speaker of the Council by January 1, 2021, and every two years thereafter, on the housing lottery system used by HPD providing details about amendments to the housing lottery systems used by the Department for the selection of tenants to fill affordable housing units in affordable housing developments during the immediately preceding reporting period. The report would also include a summary of implementation challenges and technical difficulties, complaints, procedures for processing and selecting applications, and procedures for populating waiting lists.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation because existing resources would be used by HPD to implement the provisions of this local law.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Luke Zangerle, Financial Analyst

ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director
Chima Obichere, Unit Head
Stephanie Ruiz, Assistant Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the full Council on February 14, 2018 as Intro. No. 550 and was referred to the Committee on Housing and Buildings (“Committee”). The Committee heard the legislation on January 14, 2019, and the legislation was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 550-A, will be considered by the Committee on November 14, 2019. Following a successful Committee vote, the bill will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 13, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 550-A:)

Int. No. 550-A

By Council Members Levine, Perkins, Chin, Kallos, Lander, Louis, Barron, Ayala, Vallone, Levin and Rosenthal.

A Local Law in relation to a housing lottery system report

Be it enacted by the Council as follows:

Section 1. No later than January 1, 2021, the department of housing preservation and development shall submit to the mayor and the speaker of the council a report providing details about the housing lottery systems used by such department for the selection of tenants to fill affordable housing units in affordable housing developments during the period between January 1, 2014 until the submission date of such report. The report shall include, but need not be limited to, a summary of implementation challenges, the procedures set forth by such department to screen and select tenants, the procedures for accepting and processing paper and other non-electronic applications, the procedures for populating waiting lists including the procedures for incorporating paper and other non-electronic applications into waiting lists, a summary of technical difficulties with the online housing lottery system application portal reported to such department and common substantiated applicant complaints about the selection process. In preparing such report, such department may consult with interested members of the public and stakeholders who have knowledge about affordable housing and affordable housing lotteries to ensure that the report required by this section is adequately comprehensive.

§ 2. No later than January 1, 2023, and every two years thereafter, the department of housing preservation and development shall submit to the mayor and the speaker of the council a report providing details about amendments to the housing lottery systems used by such department for the selection of tenants to fill affordable housing units in affordable housing developments during the immediately preceding reporting period. The information included in such report shall include, but need not be limited to, a summary of implementation challenges, the procedures set forth by such department to screen and select tenants, the procedures for accepting and processing paper and other non-electronic applications, the procedures for populating waiting lists including the procedures for incorporating paper and other non-electronic applications into waiting lists, a summary of technical difficulties with the online housing lottery system application portal reported to such department and common substantiated applicant complaints about the selection process. In preparing such report, such department may consult with interested members of the public and stakeholders who have knowledge about affordable housing and affordable housing lotteries to ensure that the report required by this section is adequately comprehensive.

§ 3. This local law shall take effect immediately.

ROBERT E. CORNEGY, Jr., *Chairperson*; FERNANDO CABRERA, MARGARET S. CHIN; HELEN K. ROSENTHAL, RITCHIE J. TORRES, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, FARAH N. LOUIS; Committee on Housing and Buildings, November 14, 2019.

On motion of the Speaker (Council Member Johnson), 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 Int. No. 564-A

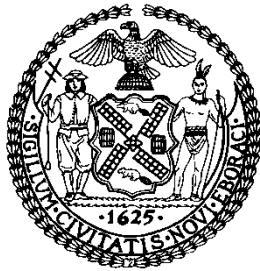
Report of the Committee on Housing and Buildings in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to reporting on housing lottery outcomes.

The Committee on Housing and Buildings, to which the annexed proposed amended local law was referred on February 14, 2018 (Minutes, page 793), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 550-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 564-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT
PROPOSED INTRO. NO: 564-A
COMMITTEE: Housing and Buildings**

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to reporting on housing lottery outcomes.

SPONSORS: Council Members Treyger, Perkins, Ayala, Chin, Kallos, Lander, Louis, Barron and Vallone.

SUMMARY OF LEGISLATION: Proposed Intro. 564-A would require the Department of Housing Preservation and Development (“HPD”) to report on housing lottery outcomes. HPD would be required to report on applicant race or ethnicity and applicant preference category at the citywide and borough wide levels, and on applicant household size and applicant household income at the citywide, borough wide, and community district levels. In addition to reporting on applicant demographic information, HPD would also be required to report on the number of applicants who applied for affordable housing units, the number of applicants who were selected for affordable housing units, and the number of applicants who signed leases for affordable housing units.

EFFECTIVE DATE: This local law takes effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation because existing resources would be used by HPD to implement the provisions of this local law.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Luke Zangerle, Financial Analyst

ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director
Chima Obichere, Unit Head
Stephanie Ruiz, Assistant Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the full Council on February 14, 2018 as Intro. No. 564 and was referred to the Committee on Housing and Buildings (“Committee”). The Committee heard the legislation on January 14, 2019, and the legislation was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 564-A, will be considered by the Committee on November 14, 2019. Following a successful Committee vote, the bill will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 13, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 564-A:)

Int. No. 564-A

By Council Members Treyger, Perkins, Ayala, Chin, Kallos, Lander, Louis, Barron, Vallone, Levin, Rosenthal and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to reporting on housing lottery outcomes

Be it enacted by the Council as follows:

Section 1. Title 26 of the administrative code of the city of New York is amended by adding a new chapter 26 to read as follows:

CHAPTER 26
AFFORDABLE HOUSING PLACEMENTS

§ 26-2601 Definitions.

§ 26-2602 Report.

§ 26-2601 Definitions. For the purposes of this chapter, the following terms have the following meanings:

Affordable housing unit. The term “affordable housing unit” means “affordable housing unit” as defined in section 26-2201.

Area median income. The term “area median income” means the income limits as defined annually by the United States department of housing and urban development (HUD) for the New York, NY HUD Metro FMR Area (HMFA), as established in section 3 of the housing act of 1937, as amended.

Department. The term “department” means the department of housing preservation and development.

Extremely low income household. The term “extremely low income household” means a household that has an income of no more than 30 percent of the area median income, adjusted for the size of the household.

Low income household. The term “low income household” means a household that has an income of more than 50 percent of the area median income but no more than 80 percent of the area median income, adjusted for the size of the household.

Middle income household. The term “middle income household” means a household that has an income of more than 120 percent of the area median income but no more than 165 percent of the area median income, adjusted for the size of the household.

Moderate income household. The term “moderate income household” means a household that has an income of more than 80 percent of the area median income but no more than 120 percent of the area median income, adjusted for the size of the household.

Very low income household. The term “very low income household” means a household that has an income of more than 30 percent of the area median income but no more than 50 percent of the area median income, adjusted for the size of the household.

§ 26-2602 Report. a. No later than September 1, 2021 and on September 1 of each third year thereafter, the department shall submit to the mayor and the council, and publicly post on its website, a report on each lottery for affordable housing units that was administered by or on behalf of the department during the prior three fiscal years, provided that each affordable housing unit available through each such lottery was leased or purchased.

b. The data in such report shall be presented at the citywide, borough and community district levels, with aggregated totals for each of the paragraphs in subdivision d, except that the data responsive to the inquiry specified in paragraph 4 of subdivision d shall be aggregated only at the borough level. For each required geographic level, data responsive to the inquiries specified in subdivision d shall be disaggregated by the following items:

1. Applicant household size; and

2. Applicant household income, broken down into bands of extremely low income households, very low income households, low income households, moderate income households and middle income households.

c. Data responsive to the inquiries specified in subdivision d shall be disaggregated at the citywide and borough levels by each of the following items, except that data responsive to the inquiry specified in paragraph 4 of subdivision d shall be disaggregated only at the borough level:

1. Race or ethnicity of applicants, to the extent such information is reported to the department; and

2. Applicant preference category, such as veteran’s preference, if any (listing “none” otherwise).

d. As described in subdivisions b and c, data for applicants who had applied through the housing lottery system for affordable housing units shall be provided for each of the following:

1. The number of applications received for affordable housing units;

2. The number of applicants invited to confirm their eligibility for affordable housing units;

3. The number of applicants selected for affordable housing units;

4. The number of applicants who signed leases for affordable housing units; and

5. The number of applicants who were selected for, but declined to sign a lease for, affordable housing units.

e. The initial report submitted on September 1, 2021 shall include the information required by subdivisions b and c for all of the inquiries specified in subdivision d for the period from July 1, 2020 until June 30, 2021, where available, and shall also include the information required by subdivisions b and c for the inquiries specified in paragraphs 1 and 4 of subdivision d for the period from January 1, 2014 until June 30, 2020.

f. If a category disaggregated in subdivisions b, c or d contains between 0 and 9 applicants, or allows another category to be narrowed to between 0 and 9 applicants, the number shall be replaced with a symbol.

§ 2. This local law takes effect immediately.

ROBERT E. CORNEGY, Jr., *Chairperson*; FERNANDO CABRERA, MARGARET S. CHIN; HELEN K. ROSENTHAL, RITCHIE J. TORRES, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, FARAH N. LOUIS; Committee on Housing and Buildings, November 14, 2019.

On motion of the Speaker (Council Member Johnson), 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 Int. No. 716-A

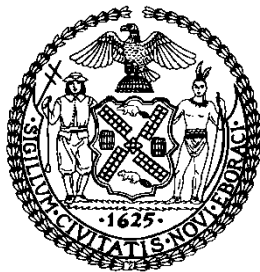
Report of the Committee on Housing and Buildings in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to a report on the waiting lists of Mitchell-Lama housing developments

The Committee on Housing and Buildings, to which the annexed proposed amended local law was referred on March 7, 2018 (Minutes, page 1088), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 550-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 716-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT
PROPOSED INTRO. NO: 716-A
COMMITTEE: Housing and Buildings**

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to a report on the waiting lists of Mitchell-Lama housing developments.

SPONSORS: The Public Advocate (Mr. Williams) and Council Members Reynoso, Perkins, Chin, Kallos, Lander, Louis, Barron and Ayala.

SUMMARY OF LEGISLATION: Proposed Intro. No. 716-A would require the Department of Housing Preservation and Development (“HPD” or “Department”) to report annually on certain information regarding the waiting lists of Mitchell-Lama housing developments that have been digitized and are incorporated into the housing portal. The report would be submitted to the Mayor, the Speaker of the Council, and the Public Advocate, and be posted on the Department’s website by September 1, 2021, and by September 1 of each year thereafter.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation because existing resources would be used by HPD to implement the provisions of this local law.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Luke Zangerle, Financial Analyst

ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director
Chima Obichere, Unit Head
Stephanie Ruiz, Assistant Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the full Council on March 7, 2018 as Intro. No. 716 and was referred to the Committee on Housing and Buildings (“Committee”). The Committee heard the legislation on January 14, 2019, and the legislation was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 716-A, will be considered by the Committee on November 14, 2019. Following a successful Committee vote, the bill will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 13, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 716-A:)

Int. No. 716-A

By the Public Advocate (Mr. Williams) and Council Members Reynoso, Perkins, Chin, Kallos, Lander, Louis, Barron, Ayala, Levin, Rosenthal and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to a report on the waiting lists of Mitchell-Lama housing developments

Be it enacted by the Council as follows:

Section 1. Title 26 of the administrative code of the city of New York is amended by adding a new chapter 27 to read as follows:

*CHAPTER 27
MITCHELL-LAMA DEVELOPMENT REPORTING REQUIREMENTS*

§ 26-2701 Definitions.

§ 26-2702 Mitchell-Lama development waiting list report.

§ 26-2701 Definitions. As used in this chapter, the following terms have the following meanings:

Department. The term “department” means the department of housing preservation and development.

Mitchell-Lama development. The term “Mitchell-Lama development” means a housing development organized pursuant to article two of the private housing finance law and supervised by the department.

Waiting list. The term “waiting list” means a list of applicants from which the managing agent of a Mitchell-Lama development is required to process potential tenants or shareholders as applicable for subsequent occupancies of such development.

§ 26-2702 Mitchell-Lama development waiting list report. By September 1, 2021 and by September 1 of each year thereafter, the department shall submit to the mayor, the speaker of the council and the public advocate, and post to its website, a report on waiting lists for Mitchell-Lama developments that have been digitized and are incorporated into the housing portal required by section 26-1802. Such report shall be disaggregated by each Mitchell-Lama development and include, but need not be limited to, the following:

1. The number of unique applicants on the waiting list on the last day of the prior calendar year;

2. The number of applicants on the waiting list:

(a) Who were not selected for occupancy in such development within the prior calendar year; and

(b) Whose position on the waiting list was sequentially prior to a person other than a veteran who was selected for occupancy in such development within the prior calendar year;

3. The number of substantiated complaints received within the prior calendar year regarding the waiting list for such development, including, but not limited to:

(a) The selection for occupancy of an applicant whose position on the waiting list was sequentially later than applicants who were not selected for occupancy in such development from the same waiting list within the prior calendar year; and

(b) The waiting list process; and

4. The number of applicants who were admitted under the preference for veterans for such development within the prior calendar year.

§ 2. This local law takes effect immediately.

ROBERT E. CORNEGY, Jr., *Chairperson*; FERNANDO CABRERA, MARGARET S. CHIN; HELEN K. ROSENTHAL, RITCHIE J. TORRES, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, FARAH N. LOUIS; Committee on Housing and Buildings, November 14, 2019.

On motion of the Speaker (Council Member Johnson), 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 Int. No. 720-C

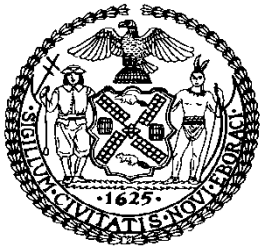
Report of the Committee on Housing and Buildings in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York and the New York city building code, in relation to clarifying the requirements for site safety training providers and persons required to obtain site safety training.

The Committee on Housing and Buildings, to which the annexed proposed amended local law was referred on March 7, 2018 (Minutes, page 924), was laid over by the Council from March 7, 2018 through April 9, 2019 and recommitted back to Committee on April 18, 2019 (Minutes, page 1497), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 550-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 720-C:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 720-C

COMMITTEE: Housing and Buildings

TITLE: A Local Law to amend the New York city building code, in relation to clarifying the requirements for site safety training providers and persons required to obtain site safety training.

SPONSORS: The Public Advocate (Mr. Williams), Council Members Menchaca, Kallos, Barron, Ayala, Vallone, Perkins, Lander and Rosenthal.

SUMMARY OF LEGISLATION: Proposed Intro. No. 720-C would expand the qualifications for site safety training providers. Under the bill, a “site safety training (SST) provider” would be defined as an entity that is a non-profit organization with a history of at least three years of experience in providing construction-related workforce development, and construction-related education or site safety training. The bill would allow the Department of Buildings (DOB) to establish by rule additional ways for an entity to satisfy these requirements.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed retroactive to and deemed to have been in full force and effect as of the date that local law number 196 for the year 2017 took effect.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation because existing resources would be used by DOB to implement its provisions.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATED REVIEWED BY: Noah Brick, Assistant Counsel
Stephanie Ruiz, Assistant Counsel
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was considered as a Preconsidered Introduction on March 6, 2018 at a hearing held by the Committee on Housing and Buildings (Committee), and the legislation was laid over. The legislation was then introduced to the full Council on March 7, 2018, as Proposed Intro. No. 720 and was referred to the Committee. The legislation was subsequently laid over again and amended and recommitted to the Committee by the full Council on April 18, 2019. The legislation was subsequently amended and last amended version, Proposed Intro. 720-C, will be voted on by the Committee on November 14, 2019. Following a successful Committee vote, the bill will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 8, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 720-C:)

Int. No. 720-C

By The Public Advocate (Mr. Williams) and Council Members Menchaca, Kallos, Barron, Ayala, Vallone, Perkins, Lander, Rosenthal, Levin and Eugene.

A Local Law to amend the administrative code of the city of New York and the New York city building code, in relation to clarifying the requirements for site safety training providers and persons required to obtain site safety training

Be it enacted by the Council as follows:

Section 1. Section 28-103.29 of the administrative code of the city of New York, as added by local law number 196 for the year 2017, is amended to read as follows:

§ 28-103.29 Reporting regarding implementation of section 3321 of the New York city building code. No later than three months after the end of each fiscal year, the commissioner shall report to the mayor and the

speaker of the council, and make publicly available online, a report on implementation of section 3321 of the New York city building code. In addition to any information the commissioner deems relevant, such report shall include:

1. The number of SST providers in existence at the end of such fiscal year. *Such number shall also be disaggregated by which condition of item 1 of the definition of “site safety training (SST) provider” set forth in section 3302.1 of the New York city building code is satisfied by each such provider.*
2. The number of SST cards issued in such fiscal year.
3. The number of temporary SST cards issued in such fiscal year.
4. The number of violations of such section issued in such fiscal year, disaggregated by violation type.
5. A list of building sites where violations of such section were issued and, for each such site, the following information disaggregated by violation type:
 - 5.1. The number of follow-up inspections conducted pursuant to section 28-204.1.1.
 - 5.2. The average frequency of such follow-up inspections.
 - 5.3. The number of violations of section 3321 of the New York city building code issued as a result of such inspections.
6. A description of the enforcement mechanisms used by the department to ensure the integrity of training provided by SST providers in connection with section 3321 of the New York city building code and that such training satisfies the requirements of such section and any rules or department requirements relating to such training.

§ 2. The definition of “site safety training (SST) provider” in section 3302.1 of the New York city building code, as added by local law number 196 for the year 2017, is amended to read as follows:

SITE SAFETY TRAINING (SST) PROVIDER. [A person who] *An entity that satisfies the requirements of Items 1 and 2:*

1. Such [person] *entity* satisfies [at least one of] the [following] conditions *of Item 1.1, 1.2, 1.3 or 1.4:*
 - 1.1. Such [person] *entity is a not-for-profit organization with a history of at least three years of experience in providing construction-related workforce development, construction-related education or site safety training, which may be demonstrated by submitting training logs to the department or in a form and manner otherwise determined by the department, and training offered by such entity is offered by a person who* has (i) successfully completed all applicable OSHA or department requirements for conducting OSHA 10-hour classes and OSHA 30-hour classes and is authorized to conduct such classes and (ii) if such person is conducting training for SST credits other than training that is part of an OSHA 10-hour class or OSHA 30-hour class, such person demonstrates sufficient knowledge of this chapter in a form and manner established by the department. Such [person] *entity shall not be required to [possess a degree, certificate, license or] demonstrate any professional standing, approval, licensure, accreditation or certification, including approval, licensure, accreditation or certification pursuant to paragraph (2) of subdivision d of section 105-03 of subchapter E of chapter 100 of title 1 of the rules of the city of New York, as in effect on January 1, 2018,* beyond showing that such [person has completed all applicable OSHA or department requirements for conducting OSHA 10-hour classes and OSHA

30-hour classes and that such person is authorized to conduct such classes] *entity and a person offering training on behalf of such entity satisfy the requirements set forth in the preceding sentence. Where the department provides content, developed in accordance with department-approved course requirements, for the delivery of SST credits, such entity shall deliver SST credits in accordance with such content. Where the department does not provide content for the delivery of SST credits, such entity shall be responsible for the development of content in accordance with department-approved course requirements. Such content and the delivery of such content may be subject to approval or audit by the department.*

- 1.2. Such [person] *entity* is providing training through a 100-hour training program.
 - 1.3. Such [person] entity has been approved by the department to conduct a 40-hour course approved by the department pursuant to Article 402 of Chapter 4 of Title 28 of the *Administrative Code*.
 - 1.4. [Such person satisfies alternative requirements that the department establishes by rule.] *The department may establish by rule additional ways for an entity to satisfy the requirements of this Item 1. If the department elects to promulgate such rules, an entity shall be deemed to satisfy this Item 1 if such entity satisfies the requirements set forth in such rules or if such entity satisfies the requirements set forth in Item 1.1, 1.2 or 1.3.*
2. On and after the SST full compliance date, such [person] *entity* has certified to the department that such [person] *entity* satisfies at least one of the following conditions:
- 2.1. Such [person] *entity* has a language access plan for training that relates to SST credits such [person] *entity* offers and such plan complies with requirements established by an agency or office designated by the mayor.
 - 2.2. Such [person] *entity* satisfies each of the following conditions:
 - 2.2.1. Such [person] *entity* is able to provide instruction in a language that students understand.
 - 2.2.2. If a student's vocabulary is limited, such [person] *entity* will accommodate that limitation.
 - 2.2.3. [Such] A person *offering training on behalf of such entity* is fluent in the training language or will use translators or interpreters and any such translators or interpreters will have a background in occupational safety and health.

§ 3. Section 3321.1 of the New York city building code, as added by local law number 196 for the year 2017, is amended to read as follows:

3321.1 Site safety training required. In addition to any other applicable city, state or federal law or rule, each permit holder at a building site for which a construction superintendent, site safety manager or site safety coordinator is required shall be responsible for the following:

1. On and after March 1, 2018, and until the day before the SST second compliance date, ensuring that each construction or demolition worker employed or otherwise engaged at such site by the permit holder or performing subcontracted work for or on behalf of such permit holder has successfully completed (i) an OSHA 10-hour class, (ii) an OSHA 30-hour class or (iii) a 100-hour training program.
2. On and after the SST second compliance date, and until the day before the SST full compliance date, ensuring that (i) each such worker has an SST card, a limited SST card or a temporary SST card and (ii) each such worker who is serving as a site safety manager, site safety coordinator, concrete safety

manager, construction superintendent or a competent person at such site, *as required by Section 3301.13.12*, has an SST supervisor card.

3. On and after the SST full compliance date, ensuring that (i) each such worker has an SST card or a temporary SST card and (ii) each such worker who is serving as a site safety manager, site safety coordinator, concrete safety manager, construction superintendent or a competent person at such site, *as required by Section 3301.13.12*, [shall have] *has* an SST supervisor card.

Exception: The department may by rule establish alternative training requirements for workers who are (i) working on a building that is four stories or less in height or working on a new building that will, upon completion of such work, be four stories or less in height and (ii) engaged on a volunteer basis by a not-for-profit humanitarian organization that is registered with the New York state charities bureau.

§ 4. This local law takes effect immediately, and sections 1 and 2 are retroactive and deemed to have been in full force and effect as of the date that local law number 196 for the year 2017 took effect.

ROBERT E. CORNEGY, Jr., *Chairperson*; FERNANDO CABRERA, MARGARET S. CHIN; HELEN K. ROSENTHAL, RITCHIE J. TORRES, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, FARAH N. LOUIS; Committee on Housing and Buildings, November 14, 2019.

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

Report of the Committee on the Justice System

Report for Int. No. 1156-A

Report of the Committee on the Justice System in favor of approving and adopting, as amended, a Local Law to amend the New York city charter and the administrative code of the city of New York, in relation to requiring the office of nightlife to report on multi-agency response to community hotspots operations and the mayor's office of criminal justice to ensure reporting on inspections overseen by the office of special enforcement, as well as providing establishment owners with a notice about conduct or complaints that could lead to a multi-agency response to community hotspots operation and the opportunity to provide information relevant to such notice.

The Committee on the Justice System, to which the annexed proposed amended local law was referred on October 17, 2018 (Minutes, page 3884), respectfully

REPORTS:

I. INTRODUCTION

On November 13, 2019, the Committee on the Justice System, chaired by Rory Lancman, will vote on Proposed Introduction Number 1156-A (Prop. Int. 1156-A). The Committee heard a previous version of this bill on February 11, 2019. Representatives of the New York Police Department (NYPD) and various advocates, stakeholders, and members of the public testified at that hearing.

II. BACKGROUND

The Cabaret Law was first introduced in 1926, during the Prohibition era, nominally to crack down on establishments run by racketeers by prohibiting dancing in any venue selling food or drink that did not have a cabaret license. Some academics argue that the law's true aim was to prevent interracial mingling in Harlem jazz clubs.⁵⁷ Even without an explicit racial impetus, cabaret licenses were expensive, only available in certain zoned areas, and required the approval of multiple agencies. In 2017, only 97 out of almost 25,000 eating and drinking establishments actually had a cabaret license.⁵⁸

Despite numerous legal challenges, the laws stood for 91 years. In *Club Winks v. New York City*,⁵⁹ a New York State Supreme Court ruled unconstitutional the provisions of the Cabaret Law authorizing the denial or refusal to renew a license based upon a broad listing of criminal convictions and requiring the disclosure of stockholders holding a minimum of ten percent stock interest in a corporation and the source of their money. In *Chiasson v. City of New York*⁶⁰ a State Supreme Court found that the City failed to articulate a legitimate interest in restricting performance of live music to piano, organ, accordion, guitar or any stringed instrument. The Court further invalidated the portion of the Cabaret Law that restricted performance of live music to not more than three musicians.⁶¹ Despite the courts striking down several provisions of the Cabaret Law, most of the unconstitutional provisions remained codified until the laws were repealed in 2017.

Notwithstanding several problematic provisions, courts did not strike down the Cabaret Law in its entirety due to concerns for public safety. In *Festa v. City of New York*,⁶² a New York State Supreme Court upheld the Cabaret Law, despite its questionable history, recognizing that as it stood, “the legitimate purpose of the City's licensing requirements includes the protection of the health and safety of the people of New York City. ... [T]he additional burden of verifying compliance is justified where there is risk of injury and loss of life in establishments which offer dancing.”⁶³ Many venues with dancing did not possess a cabaret license, and as a result, encountered police enforcement – often with disproportionate effects on communities of color.⁶⁴

Regulating the nightlife industry is certainly not a unique issue to New York City. Cities across the United States and indeed the world have taken unique approaches to address concerns with the nightlife industry. One approach spearheaded by the city of Amsterdam in the Netherlands is the introduction of a *nachtburgemeester* – or “night mayor,” who is responsible for nurturing the nightlife economy and improving relations between nightlife businesses, residents and government. This model was recently adopted by the New York City. In 2017, the city started an Office of Nightlife, and finally repealed the Cabaret Laws.⁶⁵

However, advocates fear that the spirit of those laws still linger in how the city monitors nightlife establishments, especially in neighborhoods of color or “DIY venues.” As the population of New York City continues to grow, people and businesses are moving into the outer boroughs, resulting in higher demand for bars, restaurants and entertainment spaces. Between 2000 and 2015, business in the city grew, but businesses in the Downtown and Midtown Central Business Districts fell from 39% to 31%. In the City's gentrifying neighborhoods, business grew by 45%.⁶⁶ Among such establishments is the growing popularity of “do-it-yourself venues” or “DIY venues,” often located in vacant warehouses, office spaces, waterfront parks, and even laundromats. For example, the Metro Community Laundromat in Williamsburg became one such location

⁵⁷ Paul Chevigny, *Gigs: Jazz and the Cabaret Laws in New York City*, 2d ed., (2005).

⁵⁸ Correal, Annie “After 91 Years, New York Will Let Its People Boogie” New York Times Oct. 31, 2017 *available at* <https://www.nytimes.com/2017/10/30/nyregion/new-york-cabaret-law-repeal.html>

⁵⁹ (1979) 99 Misc.2d 787, 417 N.Y.S.2d 178.

⁶⁰ 132 Misc.2d 640, 505 N.Y.S.2d 499 (Sup.Ct., N.Y. County 1986)

⁶¹ *Chiasson v. City of New York*, 138 Misc.2d 394, 524 N.Y.S.2d 649 [“Chiasson II”]

⁶² 820 N.Y.S.2d 452 (2006), *aff'd* 37 A.D.3d 343 (N.Y. App. Div., 2007), *dismissing appeal* 9 N.Y.3d 858 (N.Y. Ct. App., 2007).

⁶³ *Id.*

⁶⁴ Justine Joffe, “NYPD Conducts ‘Gotcha’ Raid on Nonprofit Market Hotel, Tweets High Fives,” (October 13, 2016) *available at* <http://observer.com/2016/10/todd-p-on-market-hotel-shut-down-aggravating-to-see-its-motivations-questioned/>

Alan Krawitz, “Arts advocates renew call to end New York City's antiquated cabaret laws,” (June 1, 2017), *Metr available at* <http://www.metro.us/news/local-news/new-york/arts-advocates-renew-call-end-new-york-citys-antiquated-cabaret-laws>

⁶⁵ Local Law 214 of 2017 repealed all aspects of the Cabaret Laws, with two safety requirements: establishments previously required to obtain a cabaret license still must, and establishments must install security cameras.

⁶⁶ Office of the New York City Comptroller, *The New Geography of Jobs: A Blueprint for Strengthening NYC Neighborhoods* (Executive Summary), April 25, 2017, <https://comptroller.nyc.gov/reports/the-new-geography-of-jobs-a-blueprint-for-strengthening-nyc-neighborhoods/>

hosting the “Dirty Disco Laundrette Party.”⁶⁷ This growth has also coincided with an increase in the number of resident noise complaints, particularly in the Brooklyn neighborhoods of Williamsburg and Bushwick.⁶⁸ It has also led to concerns over safety. In December 2016, a deadly fire during a pop-up type party in a warehouse space in Oakland, California placed the spotlight on the dangers of illegal clubs that do not meet safety standards. That fire resulted in 36 deaths from smoke inhalation. The building was in violation of fire and electrical codes.⁶⁹ The tragedy caused cities across the nation to take notice of DIY venues operating illegally and the potential risks they pose.⁷⁰

Even after the Cabaret Laws, establishments that cater to more nightlife outside of dining are more heavily regulated. For example, restaurants must only install automatic sprinkler systems if their capacity exceeds 300, whereas any club is so required regardless of their capacity. As such, some club owners complain that the costs are excessive for smaller venues.⁷¹ City officials argued that dancing presents additional safety concerns beyond those present in establishments without dancing, hence the need for more stringent zoning restrictions.⁷² Various provisions of the Zoning Resolution provide additional justifications for the measures, which include the need to limit crowds and lineups in front of establishments; to maintain a distance from residential districts; to limit undue vehicle and pedestrian traffic; to limit noise; and to preserve the character of surrounding residential or mixed-use neighborhoods.⁷³ As such, establishments that offer dancing are still susceptible to an enormous amount of potential penalties.

III. M.A.R.C.H. OPERATIONS

The Multi-Agency Response to Community Hotspots (M.A.R.C.H.) was started by then Mayor Giuliani to crackdown on nightclubs using the Cabaret Law in response to reports of injury and deaths from drugs and violent fights.⁷⁴ According to media reports, the program was part of Giuliani’s larger broken window initiatives,⁷⁵ which involved the increased enforcement of quality of life laws to make the city safer. Despite shifting political leanings, M.A.R.C.H. operations have continued under successive administrations. In the first year of Mayor Bloomberg’s first term, M.A.R.C.H. enforcement actions increased 35 percent over the previous years.⁷⁶ And enforcement has continued under the current administration; in the first quarter of 2017, the city issued 27 criminal court summonses for “unlawful cabarets.”⁷⁷

Little is known about the inner workings of M.A.R.C.H.. What is known about the program comes from a 2014 NYPD Operations Order, retrieved by a journalist in 2017 via a FOIL request.⁷⁸ According to that order, M.A.R.C.H. is overseen by the Mayor’s Office of Criminal Justice (MOCJ) and is comprised of representatives from the NYPD, the New York City Department of Building (DOB), the New York City Fire Department (FDNY), the New York City Department of Environmental Protection (DEP), the New York City Department

⁶⁷ J. Rachel Reyes, “Pop-Up Disco at Metro Community Laundromat. Wait. What?” (June 13, 2011), *Free Williamsburg*, <http://freewilliamsburg.com/pop-up-disco-at-metro-community-laundromat>

⁶⁸ Ben Wellington, Mapping New York’s noisiest neighborhoods,” (January 17, 2015), *The New Yorker*, <http://www.newyorker.com/tech/elements/mapping-new-york-noise-complaints>

⁶⁹ Paige St. John, “The Ghost Ship fire was ‘a matter of benign neglect.’ It’s not the only one,” (December 28, 2016), *LA Times*, <http://www.latimes.com/local/lanow/la-me-ghost-ship-owner-20161227-story.html>

⁷⁰ Judy Woodruff, “After Oakland fire, a nationwide crackdown on warehouse spaces,” (December 9, 2016), *PBS*, <http://www.pbs.org/newshour/bb/oakland-fire-nationwide-crackdown-warehouse-spaces/>

⁷¹ Paul Chevigny, *Gigs: Jazz and the Cabaret Laws in New York City*, 2d ed., (2005).

⁷² Zoning Resolution §§ 32-21 and 73-244; See also Defendants/Respondents Brief in *Festa v. City of New York*, 830 N.Y.S.2d 133, 37 A.D.3d 343 (N.Y. App. Div. 2007).

⁷³ *Ibid.*

⁷⁴ Jane Laner, With Its ‘No Dancing’ Law Verging on Repeal, New York Legitimizes its Nightlife (Sept. 2017), *NPR News*, at <https://www.npr.org/sections/therecord/2017/09/20/552292586/with-its-no-dancing-law-verging-on-repeal-new-york-legitimizes-its-nightlife>; See also Jennifer Steinhauer, City Cracks Down on Nightclubs and May Revise its Policies (Nov. 2017), at <https://www.nytimes.com/2002/11/10/nyregion/city-cracks-down-on-nightclubs-and-may-revise-its-policies.html>

⁷⁵ Jane Laner, With Its ‘No Dancing’ Law Verging on Repeal, New York Legitimizes its Nightlife (Sept. 2017), *NPR News*, at <https://www.npr.org/sections/therecord/2017/09/20/552292586/with-its-no-dancing-law-verging-on-repeal-new-york-legitimizes-its-nightlife>;

⁷⁶ Jennifer Steinhauer, City Cracks Down on Nightclubs and May Revise its Policies, *New York Times*, Nov 10 2017, available at <https://www.nytimes.com/2002/11/10/nyregion/city-cracks-down-on-nightclubs-and-may-revise-its-policies.html>

⁷⁷ Emily Witt, Dance Outlaws Fight For the Right to Party (Jul. 2017), *The New Yorker*, at <https://www.newyorker.com/magazine/2017/07/10/dance-outlaws-fight-for-the-right-to-party>

⁷⁸ Liz Pelly, Cut the Music (Feb. 2018), *The Baffler*, at <https://thebaffler.com/latest/cut-the-music-pelly>

of Health and Mental Hygiene (DOHMH), and the New York State Liquor Authority (SLA).⁷⁹ These agencies work collaboratively on quality of life enforcement against venues that negatively impact the quality of life in the community.⁸⁰

Per the order, NYPD identifies venues for M.A.R.C.H. operation based on 311 complaints (e.g. noise and quality of life complaints), the number of incidents that have occurred within the space or surrounding area, and whether the venues has a history of cooperating with authorities.⁸¹ The later category can be particularly vague – the “Operational Considerations” section of the order states “[a]n establishment’s lack of cooperation with members of the service regarding incidents and other matters of importance to the Department or unwillingness to implement recommended crime prevention measures or assist the Department in combating crime or other concerns, would also merit inclusion in a M.A.R.C.H. operation.”⁸² That consideration has nothing to do with an establishment’s keeping to code, only their perceived cooperation with their local precinct. The stakes of that perception are high - venues that are placed on M.A.R.C.H. list are subject to NYPD-led raids.⁸³

A court case revealed that about 30 or 40 people, comprised of NYPD officers and personnel from agencies that are on M.A.R.C.H. taskforce, raid targeted venues to conduct inspections concerning, for example, building safety, food quality, and liquor stock and issue citations and fines where venues are not in compliance with applicable regulations.⁸⁴ Generally, these raids take place during peak weekend hours without prior notice to the venues and business owners.⁸⁵ Because of that timing especially, advocates and business owners have described the raids as an economic hit that has a lasting financial effect on businesses. Many venues that are raided must pay thousands of dollars in fines for numerous violations.⁸⁶ Others are forced to close their doors due to numerous fines and loss of patrons.⁸⁷ Advocates have found that many Latinx- and Black-owned businesses are forced to close their doors due to the lack of financial and legal resources needed to reopen after receiving numerous fines for violations.⁸⁸ These advocates have expressed concern that this is speeding up the process of gentrification because it is “more likely that gentrifying businesses would be able to afford those fines—not to mention the pending legal fees—than longstanding minority-owned business.”⁸⁹

While the Cabaret Laws have been repealed, and the Office of Nightlife has been established, advocates indicate that M.A.R.C.H. continues a troubling history of discrimination against establishments that cater to communities of color. The NYC Artist Coalition collected information from the NYPD via a Freedom of Information Act request on the number of M.A.R.C.H.. raids. The graph below plots those raids by Council districts. This data does not include the race or ethnicity of the businesses that were raided.

⁷⁹ NYPD Operation Order #27: Criteria For Selecting a Location for Inclusion into the Multi-Agency Response to Community Hotspots (M.A.R.C.H) Operation (Jul. 2014), New York City Police Department, at https://www.scribd.com/document/371355332/2014-NYPD-Operations-Order-Retrieved-by-Foil-Request#from_embed

⁸⁰ NYPD Operation Order #27: Criteria For Selecting a Location for Inclusion into the Multi-Agency Response to Community Hotspots (M.A.R.C.H) Operation (Jul. 2014), New York City Police Department, at https://www.scribd.com/document/371355332/2014-NYPD-Operations-Order-Retrieved-by-Foil-Request#from_embed

⁸¹ Id.

⁸² Id.

⁸³ Liz Pelly, Cut the Music (Feb. 2018), *The Baffler*, at <https://thebaffler.com/latest/cut-the-music-pelly>

⁸⁴ Sulkowska, plaintiff, was arrested when NYPD raided her bar, which was designated as a hotspot, to conduct an SLA investigation after the bar was cited for several minor SLA violations. Plaintiff sued the city and the officer for on several counts, including false arrest and abuse while in custody. Court ruled in favor of the plaintiff on all counts. *See Sulkowska v City of New York*, 129 F. Supp. 2d 274 (S.D.N.Y. 2001)

⁸⁵ Liz Pelly, Cut the Music (Feb. 2018), *The Baffler*, at <https://thebaffler.com/latest/cut-the-music-pelly>

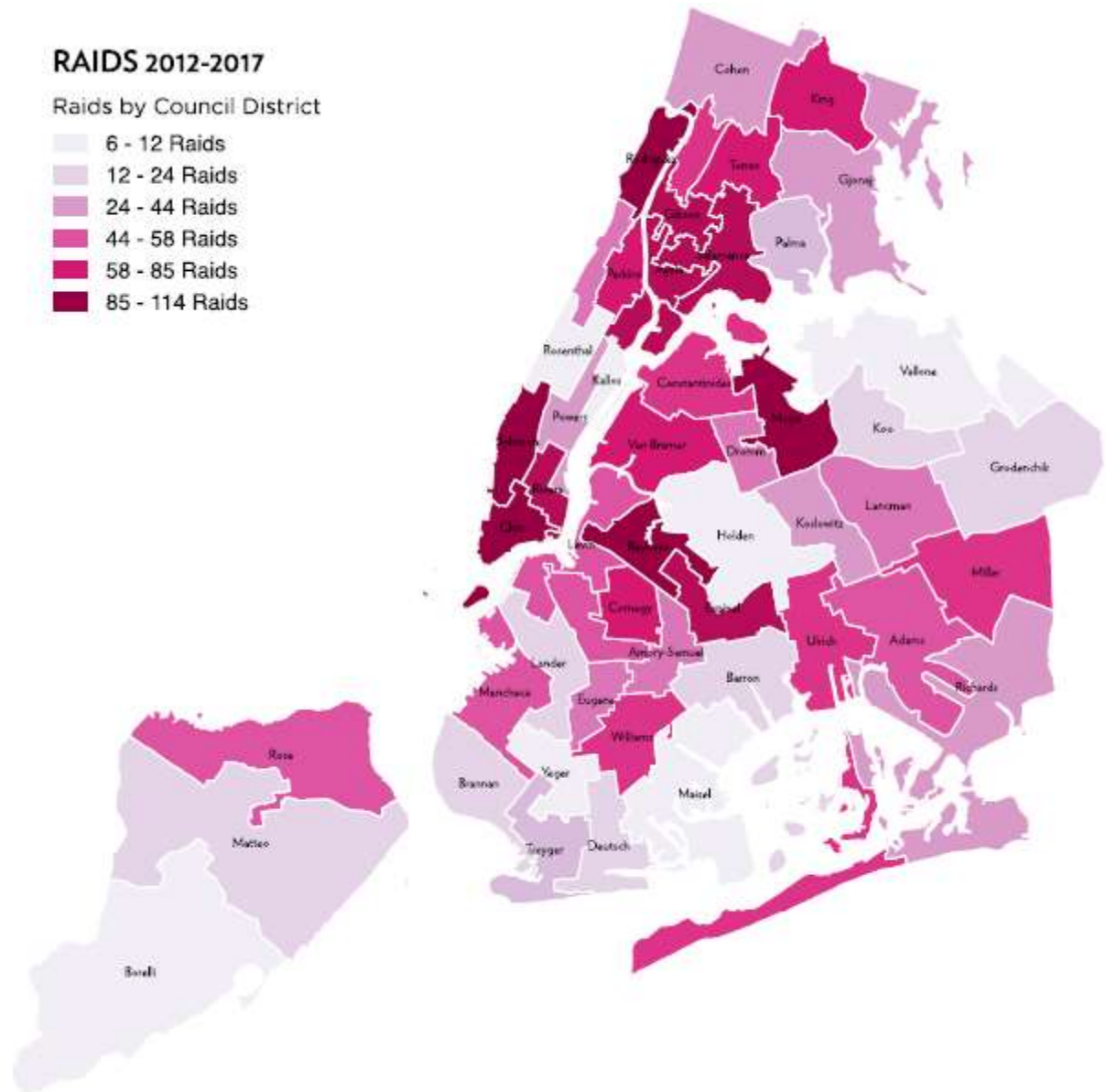
⁸⁶ Cassidy Dawn Graves, After Shutdown, Brooklyn Venue The Gateway Turns to Crowdfunding to Reopen (Jun. 2018), *Bedford Bowery*, at <http://bedfordandbowery.com/2018/06/after-shutdown-brooklyn-venue-the-gateway-turns-to-crowdfunding-to-reopen/>; *See also*, Liz Pelly, Cut the Music (Feb. 2018), *The Baffler*, at <https://thebaffler.com/latest/cut-the-music-pelly>

⁸⁷ Staff, After Violent Weekend, “Delilah” on Rivington Street is Raided in Multi-Agency Sting (Jan. 2018), *Bowery Boogie*, at <https://www.boweryboogie.com/2018/01/violent-weekend-delilah-rivington-street-raided-multi-agency-sting/>; *See also* Liz Pelly, Cut the Music (Feb. 2018), *The Baffler*, at <https://thebaffler.com/latest/cut-the-music-pelly>

⁸⁸ Liz Pelly, Cut the Music (Feb. 2018), *The Baffler*, at <https://thebaffler.com/latest/cut-the-music-pelly>

⁸⁹ Id.

FIG. 1. M.A.R.C.H.. RAIDS 2012-2017, MAPPED BY COUNCIL DISTRICT⁹⁰



However, it is clear that the communities with the lowest number of raids – Bay Terrace and Richmond Valley in southern Staten Island, Marine Park and Mill Basin in southeast Brooklyn, Bayside and Maspeth in Queens, the Upper West Side and Yorkville in Manhattan – tend to be whiter.⁹¹ In contrast, the neighborhoods with the highest number of raids tend to be communities of color – Stapleton in Staten Island, Bushwick in Brooklyn, Corona in Queens, Chinatown and Washington Heights in Manhattan, and Highbridge and Mott Haven in the Bronx. The disparity is not explained by number of establishments, or number of liquor licenses – otherwise, for example, Midtown Manhattan or Yorkville, some of the densest collection of bars in the country, wouldn't have fewer raids than the South Bronx. For context, the New York State Liquor Authority granted

⁹⁰ Data compiled by NYC Artist Coalition, *available at* <http://nycartc.com/march/>

⁹¹ Overall citywide data from Fessenden, Ford and Roberts, Sam "Then as Now – New York's Shifting Ethnic Mosaic" New York Times January 22, 2011 *available at* http://archive.nytimes.com/www.nytimes.com/interactive/2011/01/23/nyregion/20110123-nyc-ethnic-neighborhoods-map.html?_r=0

more than five times as many “night” permits – allowing later selling of alcohol – in Manhattan than the Bronx.⁹² The number of raids then is not dependent on the number of licenses, or businesses – in fact in some neighborhoods it seems to be inverse.

The data underlying the graph in Figure 1 also raises questions about the efficacy of M.A.R.C.H. operations. According to this data, 48% of raids resulted in “no enforcement action taken.”⁹³ If almost half of the raids find no issue, it is questionable whether they are worth the costs, both to the taxpayer and to the business that is raided. As discussed below, this lack of any needed enforcement action makes the lack of notice and the aggressiveness of the operations all the more problematic.

Advocates and business owners have expressed less issue with the idea of inspections than the lack of notice and excessive theatrics of the way M.A.R.C.H. raids are conducted. According to John Barclay, a club owner and advocate, “no one knows how you end up on their list... We don’t know why they show up. They won’t tell you. They just show up... write a bunch of tickets, and they leave and go to the next one.”⁹⁴ The opacity of the raids came up again before the Committee on Consumer Affairs at their June 19, 2017 hearing, where Rachel Nelson, testifying again on the impact of the methods of enforcement, noted “[M.A.R.C.H.] has no website, no known boss, no one to call, no[] way of knowing the predictability of if they will come once a year, on[c]e a month or never at all. There is no way of knowing if you’ve made it to their list, and there is no person to contact in order to get you off that when you’ve fulfilled your obligations.”⁹⁵

The manner in which the raids happen tend to be dramatic enough to scare away customers and convince neighbors the business being raided is dangerous. At the June 19, 2017 hearing on the Cabaret Laws, Barclay described the M.A.R.C.H. like “a SWAT team... like a counter-terrorism raid.”⁹⁶ Similarly at the September 14, 2017 Consumer Affairs hearing, Nelson, an owner of several small clubs in Brooklyn, described M.A.R.C.H.. as an, “unknown, unregulated paramilitary enforcement agency.”⁹⁷

Finally, M.A.R.C.H. operations do not allow venues to fix health and safety requirements before issuing citations and fines – summonses and tickets are handed out on the spot, regardless of how quickly an issue is, or could be, resolved.⁹⁸ Both advocates and venue owners have expressed their frustration with the lack of opportunity to comply with health and safety standards before citations and fines are issued. This is especially problematic because of the number of zoning laws that cover nightlife establishments, meaning that a single M.A.R.C.H. raid could put a club out of business as a result of only minor infractions.

IV. ANALYSIS OF PROP. INT. NO. 1156-A

This bill would require the Office of Nightlife to report on M.A.R.C.H. operations conducted across the city, gathering data from each agency involved and then comparing them. The bill also requires the NYPD to deliver written notifications at least 30 days prior to a potential M.A.R.C.H. operation. The notification would warn the establishment that they are at risk of being included in a M.A.R.C.H. operation, including specifics on what conduct or infrastructure needs to change.

Finally, the bill also requires the MOCJ to report on the activities of the Office of Special Enforcement (OSE). While separate in jurisdiction from M.A.R.C.H., OSE also conducts multi-agency operations similar in scope, and often including nightlife establishments.⁹⁹

This bill would take effect 120 days after it became law.

⁹² Data available at <https://sla.ny.gov/system/files/documents/2018/12/allnightpermitsissuesd-12-12-18.pdf>

⁹³ Data available at <https://www.muckrock.com/foi/new-york-city-17/multi-agency-response-to-community-hotspots-39017/>

⁹⁴ Note 29, *supra*

⁹⁵ Pp 34-35, testimony available at <https://legistar.council.nyc.gov/MeetingDetail.aspx?ID=588936&GUID=5D6339CE-836A-4385-93C6-68AF63F51EDD&Options=info&Search=>

⁹⁶ Id, page 46

⁹⁷ Page 141, testimony available at <https://legistar.council.nyc.gov/MeetingDetail.aspx?ID=588934&GUID=24BD25F0-4F07-464B-91C9-01EFB49382F3&Options=info&Search=>

⁹⁸ Note 29, *supra*

⁹⁹ NYC Office of Special Enforcement, “Enforcement” available at: <https://www1.nyc.gov/site/specialeenforcement/enforcement/enforcement.page>

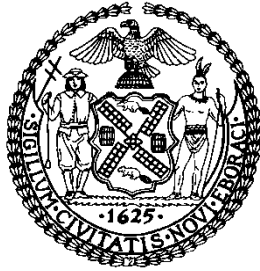
V. AMENDMENTS TO PROP. INT. NO. 1156-A

Prop. Int. 1156-A has been amended since it was heard as Int. No. 1156. The bill now dicates that the Office of Nighlfe, and not NYPD, compile the report on MARCH operations. Because much of the information required by the bill is only in the possession of the particular agencies involved in each MARCH operation, an office with a broader scope is the more appropriate entity to be responsible for the report.

The new version of the bill also adds the requirement that an establishment must be given written notice at least 30 days prior to being part of a MARCH operation, unless the circumstances fall into one of the law enforcement exceptions detailed in the bill. That notification must also include contact information for the Office of Nightlife.

In terms of the data points that are now required in the report, the bill now omits any information that could be linked to a particular entity – for example, identifiers for any summonses given. In addition to data on MARCH operations, the bill now also adds reporting on the Office Of Special Enforcement’s activities, compiled by MOCJ.

(The following is the text of the Fiscal Impact Statement for Int. No. 1156-A:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INT. NO. 1156-A
COMMITTEE: Justice System**

TITLE: A Local Law to amend the New York city charter and the administrative code of the city of New York, in relation to requiring the office of nightlife to report on multi-agency response to community hotspots operations and the mayor's office of criminal justice to ensure reporting on inspections overseen by the office of special enforcement, as well as providing establishment owners with a notice about conduct or complaints that could lead to a multi-agency response to community hotspots operation and the opportunity to provide information relevant to such notice.

Sponsors: By Council Members Levin, Espinal, Reynoso, Ampry-Samuel, Rivera, Rose, Kallos, Rosenthal, Powers, Cohen, Ayala, Lander, Brannan, Richards, Gjonaj and Van Brammer.

SUMMARY OF LEGISLATION: Proposed Intro. No. 1156-A would require the Office of Nightlife to report to the Mayor and the Speaker on multi-agency responses to community hotspots operations, and would require the New York Police Department (NYPD) to deliver written notifications to nightlife establishments of planned operations at least 30 days prior to commencing an operation. Additionally, this bill would require the Mayor’s Office of Criminal Justice (MOCJ) to report on inspections overseen by the Office of Special Enforcement.

EFFECTIVE DATE: This local law would take effect 120 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that the proposed legislation would not affect expenditures resulting from the enactment of Proposed Intro. No. 1156-A because the relevant City agencies would utilize existing resources to fulfill the requirements of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: City Council Finance Division
Mayor's Office of Legislative Affairs

ESTIMATE PREPARED BY: Monica Pepple, Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel
Regina Poreda Ryan, Deputy Director
Eisha Wright, Unit Head
Stephanie Ruiz, Assistant Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the Council on October 17, 2018 as Intro. No. 1156 and was referred to the Committee on the Justice System (Committee). A hearing was held by the Committee on February 11, 2019 and the bill was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 1156-A, will be considered by the Committee at a hearing on November 13, 2019. Upon successful vote by the Committee, Proposed Intro. No. 1156-A will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 8, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 1156-A:)

Int. No. 1156-A

By Council Members Levin, Espinal, Reynoso, Ampry-Samuel, Rivera, Rose, Kallos, Rosenthal, Powers, Cohen, Ayala, Lander, Brannan, Richards, Gjonaj, Van Bramer, Menchaca, Louis and Chin.

A Local Law to amend the New York city charter and the administrative code of the city of New York, in relation to requiring the office of nightlife to report on multi-agency response to community hotspots operations and the mayor's office of criminal justice to ensure reporting on inspections overseen by the office of special enforcement, as well as providing establishment owners with a notice about conduct or complaints that could lead to a multi-agency response to community hotspots operation and the opportunity to provide information relevant to such notice

Be it enacted by the Council as follows:

Section 1. Subdivision e of section 20-d of the New York city charter, as added by local law number 178 for the year 2017, is amended to read as follows:

e. Reporting. 1. Within 18 months of the effective date of the local law that added this section, and annually thereafter, the director shall prepare and submit a report to the mayor and the speaker of the council that shall include, but not be limited to, the activities of the office and any recommendations developed by the director pursuant to this section.

2. *The office shall submit to the council and post to the office's website, in a machine readable format, a report on multi-agency response to community hotspots operations consistent with paragraph 3 of this subdivision. For the purposes of this section, the term "multi-agency response to community hotspots operation" or "operation" means an enforcement effort involving multiple city agencies or offices directed at an establishment which has been the source of community complaints, coordinated by the police department's civil enforcement unit. Such reports shall include the following information for each operation during the previous six months:*

(a) *The borough, council district, and zip code of the operation.*

(b) *The conduct or complaint that resulted in an establishment being the subject of an operation, including any relevant 311, 911, department of building, department of health, or other form of complaint and the number of such complaints.*

(c) *The number of times each establishment was the subject of an operation and the basis for each operation.*

(d) *The date and time of each operation, including the time each operation commenced and the average time spent inside each establishment, and whether the operation resulted in the closure of the establishment for the duration of the operation.*

(e) *The agencies present for the operation, including the number of personnel from each agency.*

(f) *Any civil or criminal summonses as defined in section 14-101 of the administrative code, issued during an operation and the agency responsible for each such summons.*

(g) *The precinct that requested each establishment's inclusion in the operation.*

(h) *Whether the targeted establishment was ordered to cease operations as a result of an operation or enforcement actions taken as part of an operation, including the average duration of such closures.*

(i) *The number of written notices provided, as defined in section 14-181 of the administrative code, and the number of times, and reasons why, such written notice was not provided due to a law enforcement exception, as defined in section 14-181 of the administrative code.*

3. *No later than two months after January 1 and July 1 in each calendar year beginning in 2020, the office shall publish the information required in paragraph 2 of this section in the aggregate for the periods ending on the preceding December 31 and June 30 respectively. Such information shall include the number and percentage of each data point, provided that such information that cannot be aggregated need not be included in such report. Such reports must be machine readable, and shall be stored on the police department's or the office of nightlife's website for at least ten years.*

4. *No information that is otherwise required to be reported pursuant to this section shall be reported in a manner that would violate any applicable provision of federal, state or local law relating to the privacy of information.*

§ 2. Title 14 of the administrative code of the city of New York is amended by adding a new section 14-181 to read as follows:

§ 14-181 *Multi-agency response to community hotspots.*

a. *Before an establishment becomes the subject of a multi-agency response to community hotspots operation, as defined in subdivision e of section 20-d of the charter, the department shall provide written notice to such an establishment at least 30 days prior to commencing such an operation, unless (i) providing such notice or complying with such waiting period would compromise an active criminal investigation or (ii) the department has specific reason to believe that providing such notice or complying with such waiting period would pose a serious risk to the health or safety of persons inside the establishment or in the vicinity thereof or to the health or safety of a particular person. Such notice shall contain information about the alleged conduct or complaint that could warrant making such an establishment the subject of such an operation and provide a means for the establishment owner, or an agent acting on behalf of such establishment, to provide information or materials to the department relevant to the resolution or attempted resolution of the conduct or complaint described in the*

notice. Such notice shall include contact information for the office of nightlife and a notice that such recipient may contact such office with any questions or concerns.. The department shall make such written notice available to any establishment, upon request, during or immediately subsequent to an operation.

b. Nothing in this section shall be construed to create a private right of action on the part of any person or entity against the city of New York or any agency, official, or employee thereof, to enforce the provisions of this section.

c. Nothing in this section shall be construed to prevent the city of New York or any agency, official, or employee thereof, from taking any action within its jurisdiction, including but not limited to enforcing any law, rule or regulation.

§ 3. Chapter 3 of title 9 of the administrative code of the city of New York is amended by adding a new section 9-307 to read as follows:

§ 9-307 *Office of special enforcement reporting.*

a. Within one month after the calendar year quarter ending December 31, 2019, and within one month of each quarter thereafter, the office shall ensure that the office of special enforcement submits to the council and posts to its website, in a machine readable format, a report on inspections of nightlife establishments overseen by the office of special enforcement. Such reports shall include the following information for each such inspection during the previous quarter:

- 1. The borough and council district of the inspection.*
- 2. The conduct or complaint that resulted in the inspection, including any relevant 311, 911, department of building, fire department, finance department's sheriff's office, or other form of complaint.*
- 3. The duration of the inspection, including the time the inspection commenced and the time spent inside the establishment.*
- 4. The agencies present for the inspection, including the number of personnel from each agency.*
- 5. Any civil or criminal summonses issued or criminal complaints filed, as defined in section 14-101, as a result of the inspection, as well as the agency responsible for issuing each such summons.*
- 6. Whether the targeted establishment was ordered to cease operations during such inspection, and the duration of such closure.*

b. The term "office of special enforcement" means the office of special enforcement, as established under executive order number 96 for the year 2006, or such other agency as the mayor may designate by executive order.

§ 2. This local law takes effect 120 days after it becomes law.

RORY I. LANCMAN, *Chairperson*; ANDREW COHEN, LAURIE A. CUMBO, RITCHIE J. TORRES, FARAH N. LOUIS; Committee on Justice System, November 13, 2019. *Other Council Members Attending: Council Member Levin.*

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

Report of the Committee on Land Use

Report for L.U. No. 548

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 190357 PQM (East Side Coastal Resiliency) submitted by the Department of Transportation, the Department of Environmental Protection and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the acquisition of property located at: Block 244, p/oLot 19; (Block 321, p/o Lot 1); (Block 323,p/o Lot 1); (Block 367, p/oLot 1); (Block 988, p/oLot 1); (Block 990, p/oLot 1); (Block 995, p/o Lot5); and part of the east side of the FDR Drive Right of Way between Avenue C and East 15th Street, Manhattan Community District 6; for a flood protection system, Borough of Manhattan, Council Districts 1, 2 and 4, Community Districts, 3 and 6.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3168), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 548 & Res. No. 1163 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

Report for L.U. No. 549

Report of the Committee on Land Use in favor of approving, as modified, Application No. N 190356 ZRM (East Side Coastal Resiliency) submitted by the New York City Department of Small Business Services, pursuant to Section 201 of the New York City Charter, for an amendment of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area) of the Zoning Resolution of the City of New York, modifying special regulations for zoning lots that include parks located in a marginal street, wharf or place in an M1-1 District, Borough of Manhattan, Council District 4, Community District 6.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3169), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 549 & Res. No. 1164 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

Report for L.U. No. 550

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 190325 ZMQ (Peninsula Hospital Redevelopment Plan) submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 30c: eliminating from within an existing R5 District, a C1-2 District; changing from an R5 District to a C4-4 District; and changing from a C8-1 District to a C4-3A District property bounded by Rockaway Beach Boulevard, a line 100 feet easterly of Beach 52nd Street, a line 85 feet northerly of Shore Front Parkway, and Beach 52nd Street, Borough of Queens, Council District 31, Community District 14.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3169), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 550 & Res. No. 1165 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

Report for L.U. No. 551

Report of the Committee on Land Use in favor of approving, as modified, Application No. N 190364 ZRQ (Peninsula Hospital Redevelopment Plan) submitted by Peninsula Rockaway Limited Partnership pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution

of the City of New York, modifying the use provisions of Article VII, Chapter 4 and modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Queens, Council District 31, Community District 14.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3169), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 551 & Res. No. 1166 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

Report for L.U. No. 552

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 190366 ZSQ (Peninsula Hospital Redevelopment Plan) submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743(a)(2) of the Zoning Resolution to modify: the rear yard requirements of Section 23-533 (Required rear yard equivalents for Quality Housing buildings) and Section 35-53 (Modification of Rear Yard Requirements); the side yard requirements of Section 35-54 (Special Provisions Applying Adjacent to R1 Through R5 Districts); and the height and setback requirements of Section 23-664 (Modified height and setback regulations for certain Inclusionary Housing buildings or affordable independent residences for seniors) and Section 35-654 (Modified height and setback regulations for certain Inclusionary Housing buildings or affordable independent residences for seniors); in connection with a proposed mixed used development, within a large-scale general development, on property located at Block 15842, Lot 1 & p/o Lot 100, Block 15843, Lot 1, and Block 15857 Lot 1 & p/o Lot 7, in C4-4 and C4-3A Districts established under a concurrent related application for a Zoning Map change (C 190325 ZMQ) Borough of Queens, Council District 31, Community District 14.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3170), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 552 & Res. No. 1167 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

Report for L.U. No. 553

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 190375 ZSQ (Peninsula Hospital Redevelopment Plan) submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-744(c)(1) of the Zoning Resolution to modify the surface area requirements of Section 32-64 (Surface Area and Illumination Provisions), in connection with a proposed mixed used development, within a large-scale general development, on property bounded by Beach Channel Drive, the westerly street line of former Beach 51st Street, a line 420 feet southerly of Beach Channel Drive, Beach 50th Street, Rockaway Beach Boulevard, a line 100 feet easterly of Beach 52nd Street, a line 85 feet northerly of Shore Front Parkway, Beach 52nd Street, Rockaway Beach Boulevard and Beach 53rd Street (Block 15842, Lot 1 & p/o Lot 100, Block 15843, Lot 1, and Block 15857 Lot 1 & p/o Lot 7), in C4-4 and C4-3A Districts established under a concurrent related application for a Zoning Map change (C 190325 ZMQ) Borough of Queens, Council District 31, Community District 14.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3170), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 553 & Res. No. 1168 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

Report for L.U. No. 554

Report of the Committee on Land Use in favor of approving Application No. C 190251 MMQ (Peninsula Hospital Redevelopment Plan) submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 199 of the New York City Charter for an amendment to the City Map involving: the establishment of a portion of Beach 52nd Street between Rockaway Beach Boulevard and Shorefront Parkway; the adjustment of grades and block dimensions necessitated thereby; including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. 5033 dated April 17, 2019 and signed by the Borough President, Borough of Queens, Council District 31, Community District 14.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3170), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 554 & Res. No. 1169 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

Report for L.U. No. 558

Report of the Committee on Land Use in favor of filing, pursuant to a letter of withdrawal, Application No. C 190390 ZMM (25 Central Park West) submitted by CPW Retail South LLC pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 8c by establishing within an existing R10A District a C2-5 District bounded by West 63rd Street, Central Park West, West 62nd Street, and a line 100 feet westerly of Central Park West, Borough Of Manhattan, Council District 6, Community District 7.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2019 (Minutes, page 3429) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:**SUBJECT**

MANHATTAN CB - 7

C 190390 ZMM

City Planning Commission decision approving an application submitted by CPW Retail South LLC pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 8c by establishing within an existing R10A District a C2-5 District bounded by West 63rd Street, Central Park West, West 62nd Street, and a line 100 feet westerly of Central Park West, as shown on a diagram (for illustrative purposes only) dated May 20, 2019.

INTENT

To approve the amendment to the Zoning Map, Section No. 8c, to establish a C2-5 commercial overlay over an existing R10A district to bring three existing legally non-conforming, ground-floor commercial units at 25 Central Park West (Block 1115, Lot 7501) into conformance and allow the applicant to apply for a Board of Standards and Appeals (BSA) special permit for a Physical Culture Establishment (PCE) for one of the commercial units, on the Upper West Side, Borough of Manhattan, Community District 7.

PUBLIC HEARING

DATE: October 3, 2019

Witnesses in Favor: Two

Witnesses Against: One

SUBCOMMITTEE RECOMMENDATION

DATE: October 16, 2019

The Subcommittee recommends that the Land Use Committee approve the motion to file pursuant to withdrawal of the application by the Applicant.

In Favor:

Moya, Levin, Richards, Lancman, Reynoso, Grodenchik.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: November 12, 2019

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Deutsch, Koo, Lancman, Levin, Miller, Reynoso, Richards, Treyger, Grodenchik, Adams, Diaz, Moya, Rivera.

Against:

None

Abstain:

None.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 1158

Resolution approving a motion to file pursuant to withdrawal of the application regarding the decision of the City Planning Commission on ULURP No. C 190390 ZMM, a Zoning Map amendment (Preconsidered L.U. No. 558).

By Council Members Salamanca and Moya.

WHEREAS, CPW Retail South, LLC, filed an application pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c, by establishing within an existing R10A District a C2-5 District bounded by West 63rd Street, Central Park West, West 62nd Street, and a line 100 feet westerly of Central Park West, Borough of Manhattan, Community District 7 (ULURP No. C 190390 ZMM) (the "Application");

WHEREAS the City Planning Commission filed with the Council on September 26, 2019, its decision dated September 25, 2019 (the "Decision") on the Application;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2019;

WHEREAS, by submission dated October 16, 2019 and submitted to the City Planning Commission and the City Council on October 16, 2019 the Applicant withdrew the application.

RESOLVED:

The Council approves the motion to file pursuant to withdrawal in accordance with Rules 7.90 and 11.60(b) of the Rules of the Council.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Coupled to be Filed pursuant to a Letter of Withdrawal.

Report for L.U. No. 559

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 190124 ZMQ (Northern Boulevard Rezoning) submitted by 44-01 Northern Boulevard, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9b, changing from an M1-1 District to an R6B District property bounded by 44th Street, a line 100 feet southwesterly of 34th Avenue, 45th Street, and a line 200 feet southwesterly of 34th Avenue; changing from an M1-1 District to an R7X District property bounded by 44th Street, a line 200 feet southwesterly of 34th Avenue, 45th Street, and Northern Boulevard; establishing within the proposed

R6B District a C2-4 District; and establishing within the proposed R7X District a C2-4 District, Borough of Queens, Council District 26, Community District 1.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2019 (Minutes, page 3429), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 559 & Res. No. 1170 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

Report for L.U. No. 560

Report of the Committee on Land Use in favor of approving, as modified, Application No. N 190125 ZRQ (Northern Boulevard Rezoning) submitted by 44-01 Northern Boulevard, LLC, 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 F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Queens, Council District 26, Community District 1.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2019 (Minutes, page 3429), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 560 & Res. No. 1171 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

Report for L.U. No. 563

Report of the Committee on Land Use in favor of approving Application No. 20205105 HAQ (Hunters Point South Parcels F & G) submitted by the New York City Department of Housing Preservation and Development pursuant to Section 577 of Article XI of the Private Housing Finance Law for the approval of an exemption from real property taxation for property located at Block 6, Lots 20 and 30, Borough of Queens, Council District 26, Community District 2.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2019 (Minutes, page 3430) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:**SUBJECT****QUEENS CB - 2****20205105 HAQ**

Application submitted by the New York City Department of Housing Preservation and Development pursuant to Section 577 of Article XI of the Private Housing Finance Law for approval of a real property tax exemption, for property located at Block 6, Lots 20 and 30, Borough of Queens, Council District 26, Community District 2.

INTENT

To approve a real property tax exemption pursuant to Section 577 of Article XI of the Private Housing Finance Law, which contains two multiple dwellings known as Hunters Point South Parcels F & G that will provide rental housing for low-income families.

PUBLIC HEARING**DATE:** November 4, 2019**Witnesses in Favor:** Five**Witnesses Against:** None**SUBCOMMITTEE RECOMMENDATION****DATE:** November 12, 2019

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor:

Adams, Koo, Treyger.

Against: **Abstain:**
Barron Miller

COMMITTEE ACTION

DATE: November 12, 2019

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Deutsch, Koo, Lancman, Levin, Reynoso, Richards, Treyger, Grodenchik, Adams, Diaz, Moya, Rivera.

Against: **Abstain:**
Barron Miller

In connection herewith, Council Members Salamanca and Adams offered the following resolution:

Res. No. 1159

Resolution approving a tax exemption pursuant to Article XI of the Private Housing Finance Law (L.U. No. 563; Non-ULURP No. 20205105 HAQ).

By Council Members Salamanca and Adams.

WHEREAS, the New York City Department of Housing Preservation and Development (“HPD”) submitted to the Council on September 24, 2019 its request dated September 23, 2019 that the Council approve a real property tax exemption pursuant to Section 577 of the Private Housing Finance Law (the “Tax Exemption Request”) for property located at Block 6, Lots 20 and 30, Borough of Queens, Community District No. 2, Council District No. 26 (the “Exemption Area”);

WHEREAS, upon due notice, the Council held a public hearing on the Tax Exemption Request on November 4, 2019; and

WHEREAS, the Council has considered the land use and financial implications and other policy issues relating to the Tax Exemption Request.

RESOLVED:

Pursuant to Section 577 of the Private Housing Finance Law, the Council approves an exemption of the Exemption Area from real property taxes as follows:

1. For the purposes hereof, the following terms shall have the following meanings:
 - a. "Community Facility Space" shall mean those portions of the Exemption Area which the Regulatory Agreement requires to be devoted solely to community facility uses.
 - b. "Company" shall mean GO HPS, LLC or any other entity that acquires the beneficial interest in the Exemption Area with the prior written consent of HPD.

- c. "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, or (ii) the date that HPD, HDC, and the Owner enter into the Regulatory Agreement.
 - d. "Exemption" shall mean the real property taxation provided hereunder.
 - e. "Exemption Area" shall mean the real property located in the Borough of Queens, City and State of New York, identified as Block 6, Lots 20 & 30 on the Tax Map of the City of New York.
 - f. "Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.
 - g. "HDC" shall mean the New York City Housing Development Corporation.
 - h. "HDFC" shall mean South Point Housing Development Fund Corporation or a housing development fund company that acquires the Exemption Area with the prior written consent of HPD.
 - i. "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.
 - j. "Owner" shall mean, collectively, the HDFC and the Company.
 - k. "Regulatory Agreement" shall mean the regulatory agreement between HPD, HDC and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the Exemption.
2. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use other than the Community Facility Space) shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.
3. Notwithstanding any provision hereof to the contrary:
- a. The Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) any interest in the Exemption Area is conveyed or transferred to a new owner without the prior written approval of HPD, or (v) the construction or demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD.

HPD shall deliver written notice of any such determination to Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the Exemption shall prospectively terminate.

- b. The Exemption shall apply to all land in the Exemption Area, but shall only apply to buildings on the Exemption Area that have a new permanent certificate of occupancy or a temporary certificate of occupancy for all residential areas on or before five years from the Effective Date.
 - c. Nothing herein shall entitle the HDFC, the Owner, or any past owner to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.
4. In consideration of the Exemption, the owner of the Exemption Area shall, for so long as the Exemption shall remain in effect, waive the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state, or federal law, rule, or regulation. Notwithstanding the foregoing, nothing herein shall prohibit the granting of any real property tax abatement pursuant to Sections 467-b or 467-c of the Real Property Tax Law to real property occupied by senior citizens or persons with disabilities.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, CHAIM M. DEUTSCH, RORY I. LANCMAN, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

On motion of the Speaker (Council Member Johnson), 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 L.U. No. 571

Report of the Committee on Land Use in favor of approving Application No. 20205138 HAX (4797 Third Avenue) submitted by the Department of Housing Preservation and Development pursuant to Sections 693 and 694 of the General Municipal Law requesting the amendment of Resolution No. 733 of the year 2019 related to an Urban Development Action Area and Project located at 4697 Third Avenue (Block 3041, Lot 38 (formerly Lots 38 and 40)), Borough of the Bronx, Council District 15, Community District No 6.

The Committee on Land Use, to which the annexed Land Use item was referred on October 30, 2019 (Minutes, page 3636) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

BRONX CB - 6

20205138 HAX

Application submitted by the New York City Department of Housing Preservation and Development for an amendment to a previously approved Urban Development Action Area Project under Article 16 of the General Municipal Law (GML) for property located at Block 3041, Lot 38 (Formerly Lots 38 and 40) in the Borough of the Bronx, Community District 6, Council District 15.

INTENT

To approve the amendment of a previously approved City Council Resolution dated January 24, 2019 (Resolution No. 733, L.U. No. 313), replacing the reference “Section 576-a(2) of the Private Housing Finance Law” paragraph of the Resolution, to correct a typographical error.

PUBLIC HEARING

DATE: NO PUBLIC HEARING HELD

SUBCOMMITTEE RECOMMENDATION

DATE: November 4, 2019

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor:

Adams, Barron, Koo, Miller, Treyger.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: November 12, 2019

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Deutsch, Koo, Lancman, Levin, Miller, Reynoso, Richards, Treyger, Grodenchik, Adams, Diaz, Moya, Rivera.

Against:

None

Abstain:

None

In connection herewith, Council Members Salamanca and Adams offered the following resolution:

Res. No. 1160

Resolution approving a technical amendment to City Council Resolution No. 733 (L.U. No. 313) dated January 24, 2019 related to a previously approved Urban Development Action Area Project for property located at Block 3041, Lot 38 (Formerly Lots 38 and 40), Borough of Bronx, Community District 6 (L.U. No. 571; 20205138 HAX).

By Council Members Salamanca and Adams.

WHEREAS, the New York City Department of Housing Preservation and Development (“HPD”) submitted to the Council on October 18, 2019 its request dated October 17, 2019 that the Council approve an amendment to a previously approved Urban Development Action Area Project (the “Project”) for property located at Block 3041, Lot 38 (Formerly Lots 38 and 40), Borough of Bronx, Community District 6 (the “Disposition Area”) to correct a typographical error; and

WHEREAS, the request made by the New York City Department of Housing and Development is related to a previously approved City Council Resolution No. 733 (L.U. No. 313) dated January 24, 2019 (the “Original Resolution”).

RESOLVED:

The Council approves the amendment of the Original Resolution by the deletion of the paragraph that references Section 576-a(2) of the Private Housing Finance Law and the addition of the following three paragraphs:

The Council finds that the present status of the Disposition Area tends to impair or arrest the sound growth and development of the City of New York and that a designation of the Project as an urban development action area project is consistent with the policy and purposes stated in Section 691 of the General Municipal Law.

The Council approves the designation of the Disposition Area as an urban development action area pursuant to Section 693 of the General Municipal Law.

The Council approves the Project as an urban development action area project pursuant to Section 694 of the General Municipal Law and subject to the terms and conditions of the Project Summary.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

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

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Land Use and had been favorably reported for adoption.

Report for L.U. No. 578

Report of the Committee on Land Use in favor of filing, pursuant to a letter of withdrawal, Application No. C 190403 ZMX (Bronx Special Districts Text Amendment) submitted by NYC Department of City Planning pursuant to Section 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section Nos. 1a, 1b, 1c, and 1d: eliminating a Special Natural Area District; establishing a Special Natural Resources District (SNRD), Borough of the Bronx, Community District 8 and Staten Island, Community Districts, 1, 2, and 3.

The Committee on Land Use, to which the annexed preconsidered Land Use item was referred on November 14, 2019 and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

CITYWIDE/BRONX CB-8 – TWO APPLICATIONS RELATED TO BRONX SPECIAL DISTRICTS TEXT AMENDMENT (SNRD)

C 190403 ZMX (Pre. L.U. No. 578)

City Planning Commission decision approving an application submitted by the New York City Department of City Planning pursuant to Section 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section Nos. 1a, 1b, 1c, and 1d:

1. eliminating a Special Natural Area District (NA-2) bounded by a boundary line of The City of New York, Riverdale Avenue, a line 300 feet southerly of West 261st Street, Independence Avenue, a line 600 feet northerly of West 256th Street, Arlington Avenue, West 254th Street, Henry Hudson Parkway West, West 252nd Street, Henry Hudson Parkway East, West 253rd Street, The Post Road, West 252nd Street, Tibbett Avenue, West 244th Street, Manhattan College Parkway, Henry Hudson Parkway East, West 246th Street, Henry Hudson Parkway West, West 249th Street, Arlington Avenue, a line perpendicular to the easterly street line of Arlington Avenue distant 268 feet northerly (as measured along the street line) from the point of intersection of the easterly street line of Arlington Avenue and the northwesterly street line of West 246th Street, West 246th Street, Independence Avenue, West 240th Street, the centerline of the former West 240th Street and its westerly centerline prolongation, Douglass Avenue, West 235th Street, Independence Avenue, West 232nd Street, Henry Hudson Parkway, West 231st Street, Independence Avenue, the westerly centerline prolongation of West 230th Street, Palisade Avenue, a line 620 feet southerly of the westerly prolongation of the southerly street line of West 231st Street, the easterly boundary line of Penn Central R.O.W. (Metro North Hudson Line), the northerly, easterly and southeasterly boundary lines of a park and its southwesterly prolongation, Edsall Avenue (northerly portion), Johnson Avenue, the southerly boundary line of a park and its easterly and westerly prolongations, the U.S. Pierhead and Bulkhead Line, the northwesterly prolongation of the U.S. Pierhead and Bulkhead Line, and the westerly boundary line of a park and its southerly and northerly prolongations; and
2. establishing a Special Natural Resources District (SNRD) bounded by a boundary line of The City of New York, Riverdale Avenue, a line 300 feet southerly of West 261st Street, Independence Avenue, a line 600 feet northerly of West 256th Street, Arlington Avenue, West 254th Street, Henry Hudson Parkway West, West 252nd Street, Henry Hudson Parkway East, West 253rd Street, The Post Road,

West 252nd Street, Tibbett Avenue, West 244th Street, Manhattan College Parkway, Henry Hudson Parkway East, West 246th Street, Henry Hudson Parkway West, West 249th Street, Arlington Avenue, a line perpendicular to the easterly street line of Arlington Avenue distant 268 feet northerly (as measured along the street line) from the point of intersection of the easterly street line of Arlington Avenue and the northwesterly street line of West 246th Street, West 246th Street, Independence Avenue, West 240th Street, the centerline of the former West 240th Street and its westerly centerline prolongation, Douglass Avenue, West 235th Street, Independence Avenue, West 232nd Street, Henry Hudson Parkway, West 231st Street, Independence Avenue, the westerly centerline prolongation of West 230th Street, Palisade Avenue, a line 620 feet southerly of the westerly prolongation of the southerly street line of West 231st Street, the easterly boundary line of Penn Central R.O.W. (Metro North Hudson Line), the northerly, easterly and southeasterly boundary lines of a park and its southwesterly prolongation, Edsall Avenue (northerly portion), Johnson Avenue, the southerly boundary line of a park and its easterly and westerly prolongations, the U.S. Pierhead and Bulkhead Line, the northwesterly prolongation of the U.S. Pierhead and Bulkhead Line, and the westerly boundary line of a park and its southerly and northerly prolongations;

Borough of the Bronx, Community District 8, as shown on a diagram (for illustrative purposes only) dated May 6, 2019.

N 190430(A) ZRY (Pre. L.U. No. 579)

City Planning Commission decision approving an application submitted by the New York City Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, establishing the Special Natural Resources District (Article XIV, Chapter 3), and modifying related provisions, including regulations related to Article X, Chapter 5 (Special Natural Areas District).

INTENT

To convert SNAD (NA-2) in the Bronx to SNRD, coterminous with the existing SNAD NA-2 boundary and establish the SNRD in Section 143-00 in Article XIV, Chapter 3 – SNRD; and modify Article X, Chapter 5 to remove NA-2 applicability from the existing SNAD in the Borough of the Bronx, Community District 8 and Staten Island, Community Districts 1, 2, and 3.

PUBLIC HEARING

DATE: NO PUBLIC HEARING HELD

SUBCOMMITTEE RECOMMENDATION

DATE: November 4, 2019

The Subcommittee recommends that the Land Use Committee approve the motion to file pursuant to withdrawal of the applications by the Applicant on Pre. L.U. Nos. 578 and 579.

In Favor:

Moya, Levin, Richards, Reynoso, Grodenchik, Rivera.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: November 12, 2019

The Committee recommends that the Council approve the attached resolutions.

In Favor:

Salamanca, Gibson, Barron, Deutsch, Koo, Lancman, Levin, Miller, Reynoso, Richards, Treyger, Grodenchik, Adams, Diaz, Moya, Rivera.

Against:

None

Abstain:

None.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 1161

Resolution approving a motion to file pursuant to withdrawal of the application regarding the decision of the City Planning Commission on ULURP No. C 190403 ZMX, a Zoning Map amendment (Preconsidered L.U. No. 578).

By Council Members Salamanca and Moya.

WHEREAS, the New York City Planning Commission filed with the Council on September 26, 2019, its decision dated September 25, 2019 (the "Decision"), on the application submitted by the New York City Department of City Planning, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section Nos. 1a, 1b, 1c, and 1d, eliminating a Special Natural Area District (NA-2) and establishing a Special Natural Resources District (SNRD), which in conjunction with the related action would establish the Special Natural Resources District ("SNRD"), coterminous with the existing Special Natural Areas District ("SNAD", NA-2) (Article X, Chapter 5), to update the special district regulations in the Borough of the Bronx, Community District 8 and Staten Island, Community Districts 1, 2, and 3 (ULURP No. C 190403 ZMX) (the "Application");

WHEREAS, the Application is related to application N 190430(A) ZRY (Pre. L.U. No. 579), a zoning text amendment, as modified;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, by submission dated October 10, 2019 and submitted to the Council on October 10, 2019, the Applicant withdrew the application.

RESOLVED:

The Council approves the motion to file pursuant to withdrawal in accordance with Rules 7.90 and 11.60(b) of the Rules of the Council.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Coupled to be Filed Pursuant to Letter of Withdrawal.

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Land Use and had been favorably reported for adoption.

Report for L.U. No. 579

Report of the Committee on Land Use in favor of filing, pursuant to a letter of withdrawal, Application No. N 190430(A) ZRY (Bronx Special Districts Text Amendment) submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, establishing the Special Natural Resources District (Article XIV, Chapter 3), and modifying related provisions, including regulations related to Article X, Chapter 5 (Special Natural Areas District), Borough of the Bronx, Community District 8 and Staten Island, Community Districts 1, 2, and 3.

The Committee on Land Use, to which the annexed preconsidered Land Use item was referred on November 14, 2019 and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Land Use for L.U. No. 578 printed above in the these Minutes)

Accordingly, this Committee recommends its filing pursuant to a letter of withdrawal.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No.1162

Resolution approving a motion to file pursuant to withdrawal of the application regarding the decision of the City Planning Commission on Application No. N 190430(A) ZRY, for an amendment of the text of the Zoning Resolution (Preconsidered L.U. No. 579).

By Council Members Salamanca and Moya.

WHEREAS, the New York City Planning Commission filed with the Council on September 26, 2019 its decision dated September 25, 2019 (the "Decision"), on the application submitted by the New York City Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the text of the Zoning Resolution of the City of New York, establishing the Special Natural Resources District (Article XIV, Chapter 3), and modifying related provisions, including regulations related to Article X, Chapter 5 (Special Natural Areas District), which in conjunction with the related action would establish the Special Natural Resources District ("SNRD"), coterminous with the existing Special Natural Areas District ("SNAD", NA-2) (Article X, Chapter 5), to update the special district regulations in the Borough of the Bronx, Community District 8 and Staten Island, Community Districts 1, 2, and 3 (Application No. N 190430(A) ZRY), (the "Application");

WHEREAS, the Application is related to application C 190403 ZMX (Pre. L.U. No. 578), a zoning map amendment;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, by submission dated October 10, 2019 and submitted to the Council on October 10, 2019, the Applicant withdrew the application.

RESOLVED:

The Council approves the motion to file pursuant to withdrawal in accordance with Rules 7.90 and 11.60(b) of the Rules of the Council.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

Coupled to be Filed Pursuant to Letter of Withdrawal.

Report of the Committee on Parks and Recreation

Report for Int. No. 906-A

Report of the Committee on Parks and Recreation in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to a transfer of control over Hart island from the department of corrections to the department of parks and recreation, and to provide for the repeal of section 9-103 of the administrative code of the city of New York, relating to the segregation of prisoners on Hart island.

The Committee on Parks and Recreation, to which the annexed proposed amended local law was referred on May 9, 2018 (Minutes, page 1845), respectfully

REPORTS:

INTRODUCTION

On November 13, 2019, the Committee on Parks and Recreation, chaired by Council Member Peter Koo will hold a hearing to consider Proposed Int. No. 906-A, A Local Law to amend the administrative code of the city of New York, in relation to a transfer of control over Hart island from the department of corrections to the department of parks and recreation, and to provide for the repeal of section 9-103 of the administrative code of the city of New York, relating to the segregation of prisoners on Hart island. This legislation was originally heard at a hearing held on May 30, 2019, during which the Committee received testimony from the New York City Department of Parks and Recreation (Parks), the Department of Transportation (DOT), the Department of Correction (DOC), the Human Resources Administration (HRA), advocates, and other interested parties.

BACKGROUND

DOC maintains and operates the City Cemetery, commonly known as Potter's Field, located on Hart Island, in Long Island Sound, off the coast of City Island in the Bronx.¹ The cemetery occupies 101 acres of Hart Island and is purportedly the largest tax-funded cemetery in the world.² By many estimations, there are over one million people buried on Hart Island.³

Hart Island was first used by the City as a public cemetery in 1869 for the burial of people who died indigent or whose bodies went unclaimed after their death.⁴ During the cemetery's first year of operation, 1,875 burials were performed.⁵ Hart Island is the only location the City currently uses to bury the bodies of the unclaimed or unidentified;⁶ however, Hart Island is the tenth Potter's Field in the City's history, as previous fields were located at the current sites of Washington Square, Bellevue Hospital, Madison Square, the NYC Public Library, Wards Island, and Randall's Island.⁷

In 2018, 1,213 individuals were buried on Hart Island, including 303 fetal remains, 81 children, and 829 adults.⁸ Most of the individuals buried on Hart Island (approximately 62 percent in 2018) have a next of kin who opted for a public burial, while others may have a next of kin who is unknown or unreachable (33 percent).⁹ Others are unidentified or do not have a next of kin.¹⁰ Over the past ten years, between 1,000 and 1,300 individuals were buried on Hart Island annually, with the exception of 2014, when only 962 individuals were buried there.¹¹ Each year, 15 people or fewer are unidentified, and about 21 percent of the burials are for fetal remains.¹²

In addition to its use as a cemetery, Hart Island has had various uses since 1869, including, among other things, the operation of several jails, a missile base, and a rehabilitation center.¹³ Pursuant to section 21-110 of the New York City Administrative Code, Potter's Field on Hart Island operates under the control of DOC and the burial of the deceased is governed by rules and regulations established by the joint action of HRA and DOC.¹⁴

¹ *City Cemetery, Hart Island (Potter's Field)*, New York City Department of Correction, available at <http://www.correctionhistory.org/html/chronicl/nycdoc/html/hart.html>

² *Finding relatives in a Potter's Field*, ABC Eyewitness News (2009), available at <https://abc7ny.com/archive/5968376/>

³ *Unearthing the Secrets of New York's Mass Graves*, The New York Times (2016), available at <https://www.nytimes.com/interactive/2016/05/15/nyregion/new-york-mass-graves-hart-island.html>; see also complaint, *Lucero v. City of New York* (hereinafter "complaint"), available at <https://www.clearinghouse.net/chDocs/public/PA-NY-0001-0001.pdf>

⁴ *City Cemetery, Hart Island (Potter's Field)*, New York City Department of Correction, available at <http://www.correctionhistory.org/html/chronicl/nycdoc/html/hart.html>

⁵ *Id.*

⁶ Complaint at paragraph 23.

⁷ *Hart Island Frequently Asked Questions*, New York City Department of Correction, available at http://www.nyc.gov/html/doc/downloads/pdf/hart-island/Hart_Island_FAQs_11_16_15.pdf

⁸ Data included in a letter to the New York City Council from OCME, H+H, and DOC.

⁹ *Id.*

¹⁰ *Id.*

¹¹ *Id.*

¹² *Id.*

¹³ *City's Potter's Field in the Atomic Age*, The New York Times (2009), available at <https://www.nytimes.com/2009/08/02/nyregion/02bnukemb.html?auth=login-email>

¹⁴ Section 21-110. Potter's field, available at http://ny.elaws.us/law/adc_t21_ch1_sec.21-110

In cases of disagreement between the agencies, the cemetery operates under regulations established by the mayor.¹⁵

Four days each week, seven DOC staff members and eight incarcerated individuals travel by DOT ferry from City Island to Hart Island.¹⁶ Both the staff and work detail are responsible for the burial of remains, and the staff and work detail are also responsible for tending to the Island's upkeep.¹⁷ The bodies of the deceased that are transported to the Island are placed in pine boxes marked by black permanent marker; the boxes are sometimes marked with a name, but usually just with a number used to identify the person.¹⁸ The boxes are stacked three deep in a trench 36 inches below the surface, burying between 150 to 162 adults and 1,000 infants per trench.¹⁹ DOC has informed the Council that the estimated Hart Island annual operating cost is approximately \$772,000, which includes staff salaries and overtime.²⁰

The Council has had previous hearings regarding Hart Island, first in 2011 and most recently in 2016.²¹ During these hearings, the Council discussed transferring the jurisdiction of Hart Island from DOC to Parks, the public availability of Hart Island burial records, the public dissemination of Hart Island visitor protocols, and general oversight of Hart Island.²² Since then, DOC has posted Hart Island burial information online.²³

DOC now provides regular, monthly visits to Hart Island, as a result of a lawsuit and lobbying by advocates.²⁴ According to DOC, there are two options visitors may choose from when seeking to visit Hart Island, both of which operate on predetermined schedules: monthly gazebo visits for any member of the public and monthly gravesite visits for family.²⁵ Visitors must register with DOC before a scheduled visit day and provide a valid, government-issued photo ID if over the age of 16.²⁶ Gazebo visitation records from September 2018 through December 2018 show an average of twelve visitors scheduled each month for public visits.²⁷ During that same period, there was an average of seven visit groups (approximately 27 total visitors) scheduled each month for family visits.²⁸

HART ISLAND ADVOCACY

Over the past several years, advocates have criticized the process leading to burial on Hart Island as well as the operation of the Island by DOC.²⁹ Advocacy efforts have included the creation of: (i) the Hart Island Project, (ii) the Potter's Field Campaign of Picture the Homeless, and (iii) the Interfaith Friends of Potter's Field. According to its website, the mission of the Hart Island Project is to assist families and individuals with limited resources in accessing public burial records and information about Hart Island, as well as increase the public's awareness of Hart Island.³⁰ The Hart Island Project maintains a database of public burial records from 1980 to

¹⁵ *Id.*

¹⁶ Data included in a letter to the New York City Council from OCME, H+H, and DOC.

¹⁷ *Id.*

¹⁸ *Lost on Hart Island*, New York Press (2010, updated 2014), available at <http://www.nypress.com/lost-on-hart-island>

¹⁹ *Id.*

²⁰ Data included in a letter to the New York City Council from OCME, H+H, and DOC.

²¹ The New York City Council Calendar, <https://legistar.council.nyc.gov/Calendar.aspx>

²² Int 0803-2012, The New York City Council, available at <https://legistar.council.nyc.gov/LegislationDetail.aspx?ID=1082204&GUID=F673F220-DC2A-44D7-B5E3-0D1F61FB9F9A&Options=ID|Text|&Search=int.+no.+803>; Oversight – Examining the Operation of Potter's Field by the NYC Department of Correction on Hart Island, available at

<https://legistar.council.nyc.gov/MeetingDetail.aspx?ID=589397&GUID=B54D0522-054A-455C-8901-480662DF8F6C&Options=info&Search=hart+island>; Oversight – Examining the Future of Hart Island, The New York City Council, available at <https://legistar.council.nyc.gov/MeetingDetail.aspx?ID=589675&GUID=7263A443-AD4A-42A1-8595-663B39140FF1&Options=info&Search=Hart+Island>

²³ *Hart Island*, The Department of Corrections, available at <https://www1.nyc.gov/site/doc/about/hart-island.page>

²⁴ *Mourners Make First Visit to New York's Potter's Field*, The New York Times, Available at <https://www.nytimes.com/2015/07/20/nyregion/mourners-make-first-visit-to-new-yorks-potters-field.html>

²⁵ Data included in a letter to the New York City Council from OCME, H+H, and DOC.

²⁶ *Id.*

²⁷ *Id.*

²⁸ *Id.*

²⁹ *Unearthing the Secrets of New York's Mass Graves*, The New York Times (2016), available at <https://www.nytimes.com/interactive/2016/05/15/nyregion/new-york-mass-graves-hart-island.html>

³⁰ *Our Mission*, The Hart Island Project, available at <https://www.hartisland.net/mission>

the present.³¹ Picture the Homeless began its Potter's Field Campaign because of the loss of its co-founder, Lewis Haggins, on December 23, 2003, who was buried on Hart Island before being returned to his family.³² The Campaign worked to improve access to Hart Island, and, after a year, the City changed its restrictions on Hart Island visitations.³³ The Potter's Field Campaign and the Interfaith Friends of Potter's Field successfully lobbied DOC for access to Hart Island and currently conduct bi-monthly memorial services on the Island.³⁴

While access to the Island and its burial records have improved, there are still concerns about Hart Island's accessibility. Although DOC has received positive feedback for its service, family members, friends, and members of the public have testified that they prefer to not feel as if they are visiting a prison when going to visit their loved one and/or pay their respects at Hart Island.³⁵ According to advocates, by requiring photo ID and other measures in order to visit Hart Island, DOC deters members of the public from being able to visit.³⁶ Furthermore, because of the nature of DOC's work, the visiting schedule is rigid and can act as a barrier for members of the public.³⁷

BURIAL ALTERNATIVES

In New York City, there are alternatives for those without means to be buried outside of Hart Island. One alternative is accessing funds from HRA, which provides financial assistance to individuals in need of support to meet funeral expenses, including burial.³⁸ These funds are available when a resident of New York City dies without leaving funds to cover their burial expenses and there are no relatives or friends willing or able to pay the funeral expenses.³⁹ HRA will pay up to \$900 towards a funeral that costs no more than \$1,700.⁴⁰

Additionally, there are charitable and religious organizations, such as The Hebrew Free Burial Association ("HFBA") and the Society of St. Vincent de Paul ("SSVDP") that assist with burials. According to its website, the HFBA is dedicated to assuring that every Jewish person, regardless of financial means or religious affiliation, receives a dignified, traditional Jewish funeral and burial.⁴¹ Since its inception in the 1880's, the HFBA has buried nearly 65,000 indigent Jews.⁴² The SSVDP provides referrals to Catholics for low cost funerals, as well as assistance in receiving reimbursement from HRA and provides "non-title" plots in Calvary Cemetery.⁴³ Additionally, the U.S. Department of Veteran's Affairs (VA) works with partners to ensure the dignified burial of veterans who are indigent.⁴⁴

OCME states that it refers the families and friends of the indigent deceased to organizations that may fund burials, and to the HRA burial assistance program. OCME refers all burials of veterans to the VA.⁴⁵ However,

³¹ *Id.*

³² *Potter's Field*, Picture the Homeless, available at <http://picturethehomeless.org/home/whatwedo/past-organizing-campaigns/potters-field/>

³³ *Id.*

³⁴ *Id.*

³⁵ Testimony from the New York City Council Hearing in 2012 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20\(1\).PDF](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20(1).PDF); Testimony from the New York City Council Hearing in 2016 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20\(2\).pdf](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20(2).pdf)

³⁶ Testimony from the New York City Council Hearing in 2012 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20\(1\).PDF](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20(1).PDF); Testimony from the New York City Council Hearing in 2016 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20\(2\).pdf](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20(2).pdf)

³⁷ *Hart Island*, The Department of Corrections, available at <https://www1.nyc.gov/site/doc/about/hart-island.page>

³⁸ HRA Application for Burial Allowance, available at http://www1.nyc.gov/assets/hra/downloads/pdf/benefits/burial_claim_app_en.pdf

³⁹ *Id.*

⁴⁰ *Id.*

⁴¹ Hebrew Free Burial Fund website, available at <http://www.hebrewfreeburial.org/>

⁴² *Id.*

⁴³ *A Guide To Burial Assistance For New Yorkers In Need*, Volunteers of Legal Services Inc., available at <https://volsprobono.org/sites/default/files/pdf/vols-burial-guide.pdf>.

⁴⁴ *Unclaimed Remains Burial Resources*, The U.S. Department of Veterans Affairs, available at https://www.cem.va.gov/cem/docs/factsheets/Unclaimed_Remains_Burial_Resources.pdf

⁴⁵ Data included in a letter to the New York City Council from OCME, H+H, and DOC, on file with Committee staff.

according to advocates and the press, those in need of these and other options are not always told of their availability or given enough details to make an informed decision before authorizing the burial of a loved one on Hart Island.⁴⁶ Such was the case with Jacqueline Quinoz, whose son Elijah Romero was born stillborn at Flushing Hospital in Queens in the spring of 2009.⁴⁷ Reports indicate that less than an hour after the delivery, a hospital social worker entered Ms. Quinoz's room and told her she had two options for Elijah's burial, namely, (1) a Catholic service in a special cemetery, or (2) burial at Potter's Field at no cost.⁴⁸ Reportedly, since she was not Catholic and did not have the means for a private burial, she signed a form releasing her son's body to the City.⁴⁹ OCME and H+H both provide information about Hart Island to one's next of kin, yet there is no City-wide standard process in place to educate individuals about our public burial process.⁵⁰

THE AIDS EPIDEMIC

In 1985, when the first people identified as AIDS victims arrived on Hart Island, they were buried in an isolated area away from the remains of other individuals.⁵¹ Unlike other remains, they were buried in deep individual graves, under several feet of dirt instead of the typical three.⁵² Hart Island staff at the time, like many others, were ignorant of how AIDS could spread and acted out of an overabundance (and unnecessary level) of caution.⁵³ As the New York Times points out, "the island would go on to receive scores, if not hundreds, of people who died during the AIDS epidemic, which during the 1980s and 1990s killed more than 100,000 people in New York, about a quarter of AIDS deaths nationwide during the same period."⁵⁴ While it is currently impossible to know exactly how many people who died from AIDS are on Hart Island, burial records indicate that many who died in the few hospitals who cared for those with AIDS were sent to Hart Island.⁵⁵ Thus, Hart Island may be the largest cemetery for victims of the AIDS epidemic.⁵⁶

BILL ANALYSIS

Proposed Int. No. 906-A: A Local Law to amend the administrative code of the city of New York, in relation to a transfer of control over Hart island from the department of corrections to the department of parks and recreation, and to provide for the repeal of section 9-103 of the administrative code of the city of New York, relating to the segregation of prisoners on Hart island

This bill would transfer jurisdiction and control over Hart Island, the City's public burial ground, from DOC to Parks. The transfer would occur at the earlier of when the commissioner of DOC lays out additional Potter's Fields, or by July 1, 2021. It would also repeal section 9-103 of the administrative code, which currently provides that the lands and buildings on Hart Island be utilized for the segregation of prisoners transferred there by DOC. This bill would take effect 180 days after it becomes law.

(The following is the text of the Fiscal Impact Statement for Int. No. 906-A:)

⁴⁶ Testimony from the New York City Council Hearing in 2012 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20\(1\).PDF](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20(1).PDF); Testimony from the New York City Council Hearing in 2016 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20\(2\).pdf](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20(2).pdf); *Lost on Hart Island*, New York Press (2010, updated 2014), available at <http://www.nypress.com/lost-on-hart-island>

⁴⁷ *Lost on Hart Island*, New York Press (2010, updated 2014), available at <http://www.nypress.com/lost-on-hart-island>

⁴⁸ *Id.*

⁴⁹ *Id.*

⁵⁰ Data included in a letter to the New York City Council from OCME, H+H, and DOC, on file with Committee staff.

⁵¹ *Dead of AIDS and Forgotten in Potter's Field*, The New York Times (2018), available at <https://www.nytimes.com/2018/07/03/nyregion/hart-island-aids-new-york.html>

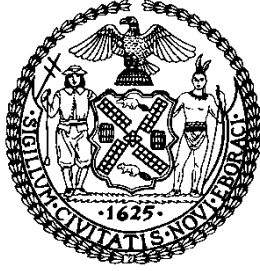
⁵² *Id.*

⁵³ *Id.*

⁵⁴ *Id.*

⁵⁵ *Id.*

⁵⁶ *Id.*



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

**LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

INT. NO: 906-A

COMMITTEE: Parks and Recreation

TITLE: A Local Law in relation to a transfer of control over Hart Island from the Department of Corrections to the Department of Parks and Recreation and to provide for the repeal of section 9-103 of the administrative code of the city of new York, relating to the segregation of prisoners on Hart Island.

SPONSOR(S): By Council Members Rodriguez, Holden, Lancman, Constantinides, Adams, Powers, Kallos, Lander, Ampy-Samuel, Cohen, and Ayala.

SUMMARY OF LEGISLATION: Proposed Intro. 960-A would transfer jurisdiction and control over Hart Island, the City’s public burial ground, from the Department of Correction (DOC) to the Department of Parks and Recreation (DPR).

EFFECTIVE DATE: This local law would take effect 180 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues as a result of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation because this legislation simply transfers the jurisdiction over Hart Island from one City agency to another City agency.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
ESTIMATE PREPARED BY: Monika Bujak Legislative Financial Analyst

ESTIMATE REVIEWED BY: Chima Obichere, Unit Head
 Nathan Toth, Deputy Director
 Noah Brick, Assistant Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the Council on May 9, 2018 as Intro. No. 906 and referred to the Committee on Governmental Operations. On April 23, 2019, the legislation was re-referred to the Committee on Parks and Recreation (Committee). Intro. No. 906 was considered at a joint hearing held by the Committee with the Committee on Health and the Committee on Transportation on May 30, 2019 and the bill was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 906-A,

will be heard by the Committee on November 13, 2019. Upon a successful committee vote the legislation will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 11, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 906-A:)

Int. No. 906-A

By Council Members Rodriguez, Holden, Lancman, Constantinides, Adams, Powers, Kallos, Lander, Ampry-Samuel, Cohen, Ayala, Van Bramer and Rosenthal.

A Local Law to amend the administrative code of the city of New York, in relation to a transfer of control over Hart island from the department of corrections to the department of parks and recreation, and to provide for the repeal of section 9-103 of the administrative code of the city of New York, relating to the segregation of prisoners on Hart island

Be it enacted by the Council as follows:

Section 1. Section 9-103 of the administrative code of the city of New York is REPEALED.

§ 2. Section 21-110 of the administrative code of the city of New York is amended to read as follows:

§ 21-110 Potter's field. The commissioner shall have charge of the Potter's Fields, and when the necessity therefor shall arise, shall have power to lay out additional Potter's Fields or other public burial places for the poor and strangers and from time to time enclose and extend the same to make enclosures therein and to build vaults therein, and to provide all necessary labor and for interments therein. The Potter's Field on [Hart's] *Hart* island, however, shall remain under the control of the department of correction[, and the] *until the earlier of (i) the commissioner laying out additional Potter's Fields, or (ii) July 1, 2021, at which time Hart island shall be under the control of the department of parks and recreation. At such time, burial of deceased paupers [therein] at Hart island shall [continue] occur under rules and regulations established by either the joint action of the departments of social services[, and correction, or in case of disagreement between such departments, under such regulations as may be established] and parks and recreation, or by action of another agency designated by the mayor.*

§ 3. This local law takes effect 180 days after it becomes law.

PETER A. KOO, *Chairperson*; ANDREW COHEN, MARK D. LEVINE, ADRIENNE E. ADAMS, JUSTIN L. BRANNAN, CARLINA RIVERA, ERIC A. ULRICH; Committee on Parks and Recreation, November 13 2019. *Other Council Members Attending: Council Member Rodriguez.*

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

Report of the Committee on Transportation

Report for Int. No. 909-B

Report of the Committee on Transportation in favor of approving and adopting, as amended, a Local Law in relation to the establishment of a Hart island public travel plan.

The Committee on Transportation, to which the annexed proposed amended local law was re-assigned on April 23, 2019 after having been originally referred to the Committee on Governmental Operations on May 9, 2018 (Minutes, page 1848), respectfully

REPORTS:

INTRODUCTION

On November 13, 2019, the Committee on Transportation, chaired by Council Member Ydanis Rodriguez, will hold a hearing on Proposed Int. No. 909-B a local law in relation to the establishment of a Hart island public travel plan. This is the second hearing on this item. The first hearing on Proposed Int. No. 909-A was held on May 30, 2019, at a joint hearing with the Committees on Health, chaired by Council Member Mark Levine and Parks and Recreation, chaired by acting chair Council Member Andrew Cohen. The Committees heard testimony from the New York City Department of Parks and Recreation (Parks), the Office of the Chief Medical Examiner (OCME), the Department of Correction (DOC), the Department of Transportation (DOT), the Human Resources Administration (HRA), advocates, and other interested parties.

BACKGROUND

DOC maintains and operates the City Cemetery, commonly known as Potter's Field, located on Hart Island, in Long Island Sound, off the coast of City Island in the Bronx.¹ The cemetery occupies 101 acres of Hart Island and is purportedly the largest tax-funded cemetery in the world.² By many estimations, there are over one million people buried on Hart Island.³

Hart Island was first used by the City as a public cemetery in 1869 for the burial of people who died indigent or whose bodies went unclaimed after their death.⁴ During the cemetery's first year of operation, 1,875 burials were performed.⁵ Hart Island is the only location the City currently uses to bury the bodies of the unclaimed or unidentified;⁶ however, Hart Island is the tenth Potter's Field in the City's history, as previous fields were located at the current sites of Washington Square, Bellevue Hospital, Madison Square, the NYC Public Library, Wards Island, and Randall's Island.⁷

In 2018, 1,213 individuals were buried on Hart Island, including 303 fetal remains, 81 children, and 829 adults.⁸ Most of the individuals buried on Hart Island (approximately 62 percent in 2018) have a next of kin who opted for a public burial, while others may have a next of kin who is unknown or unreachable (33 percent).⁹

¹ *City Cemetery, Hart Island (Potter's Field)*, New York City Department of Correction, available at <http://www.correctionhistory.org/html/chronicl/nycdoc/html/hart.html>

² *Finding relatives in a Potter's Field*, ABC Eyewitness News (2009), available at <https://abc7ny.com/archive/5968376/>

³ *Unearthing the Secrets of New York's Mass Graves*, The New York Times (2016), available at <https://www.nytimes.com/interactive/2016/05/15/nyregion/new-york-mass-graves-hart-island.html>; see also complaint, *Lucero v. City of New York* (hereinafter "complaint"), available at <https://www.clearinghouse.net/chDocs/public/PA-NY-0001-0001.pdf>

⁴ *City Cemetery, Hart Island (Potter's Field)*, New York City Department of Correction, available at <http://www.correctionhistory.org/html/chronicl/nycdoc/html/hart.html>

⁵ *Id.*

⁶ Complaint at paragraph 23.

⁷ *Hart Island Frequently Asked Questions*, New York City Department of Correction, available at http://www.nyc.gov/html/doc/downloads/pdf/hart-island/Hart_Island_FAQs_11_16_15.pdf

⁸ Data included in a March 2019 letter to the New York City Council from OCME, H+H, and DOC.

⁹ *Id.*

Others are unidentified or do not have a next of kin.¹⁰ Over the past ten years, between 1,000 and 1,300 individuals were buried on Hart Island annually, with the exception of 2014, when only 962 individuals were buried there.¹¹ Each year, 15 people or fewer are unidentified, and about 21 percent of the burials are for fetal remains.¹²

In addition to its use as a cemetery, Hart Island has had various uses since 1869, including, among other things, the operation of several jails, a missile base, and a rehabilitation center.¹³ Pursuant to section 21-110 of the New York City Administrative Code, Potter's Field on Hart Island operates under the control of DOC and the burial of the deceased is governed by rules and regulations established by the joint action of HRA and DOC.¹⁴ In cases of disagreement between the agencies, the cemetery operates under regulations established by the mayor.¹⁵

Four days each week, seven DOC staff members and eight incarcerated individuals travel by DOT ferry from City Island to Hart Island.¹⁶ Both the staff and work detail are responsible for the burial of remains, and the staff and work detail are also responsible for tending to the Island's upkeep.¹⁷ The bodies of the deceased that are transported to the Island are placed in pine boxes marked by black permanent marker; the boxes are sometimes marked with a name, but usually just with a number used to identify the person.¹⁸ The boxes are stacked three deep in a trench 36 inches below the surface, burying between 150 to 162 adults and 1,000 infants per trench.¹⁹ DOC has informed the Council that the estimated Hart Island annual operating cost is approximately \$772,000, which includes staff salaries and overtime.²⁰

The Council has had previous hearings regarding Hart Island, first in 2011 and most recently in 2016.²¹ During these hearings, the Council discussed transferring the jurisdiction of Hart Island from DOC to Parks, the public availability of Hart Island burial records, the public dissemination of Hart Island visitor protocols, and general oversight of Hart Island.²² Since then, DOC has posted Hart Island burial information online.²³

Public Access to Hart Island

DOC now provides regular, monthly visits to Hart Island, as a result of a lawsuit and lobbying by advocates.²⁴ According to DOC, there are two options visitors may choose from when seeking to visit Hart Island, both of which operate on predetermined schedules: monthly gazebo visits for any member of the public and monthly gravesite visits for family.²⁵ Visitors must register with DOC before a scheduled visit day and provide a valid, government-issued photo ID if over the age of 16.²⁶ Gazebo visitation records from September

¹⁰ *Id.*

¹¹ *Id.*

¹² *Id.*

¹³ *City's Potter's Field in the Atomic Age*, The New York Times (2009), available at <https://www.nytimes.com/2009/08/02/nyregion/02bnukemb.html?auth=login-email>

¹⁴ Section 21-110. Potter's field, available at http://ny.elaws.us/law/adc_t21_ch1_sec.21-110

¹⁵ *Id.*

¹⁶ Data included in a March 2019 letter to the New York City Council from OCME, H+H, and DOC.

¹⁷ *Id.*

¹⁸ *Lost on Hart Island*, New York Press (2010, updated 2014), available at <http://www.nypress.com/lost-on-hart-island>

¹⁹ *Id.*

²⁰ Data included in a letter to the New York City Council from OCME, H+H, and DOC.

²¹ The New York City Council Calendar, <https://legistar.council.nyc.gov/Calendar.aspx>

²² Int 0803-2012, The New York City Council, available at <https://legistar.council.nyc.gov/LegislationDetail.aspx?ID=1082204&GUID=F673F220-DC2A-44D7-B5E3-0D1F61FB9F9A&Options=ID|Text|&Search=int.+no.+803>; Oversight – Examining the Operation of Potter's Field by the NYC Department of Correction on Hart Island, available at

<https://legistar.council.nyc.gov/MeetingDetail.aspx?ID=589397&GUID=B54D0522-054A-455C-8901-480662DF8F6C&Options=info&Search=hart+island>;

Oversight – Examining the Future of Hart Island, The New York City Council, available at <https://legistar.council.nyc.gov/MeetingDetail.aspx?ID=589675&GUID=7263A443-AD4A-42A1-8595-663B39140FF1&Options=info&Search=Hart+Island>

²³ *Hart Island*, The Department of Corrections, available at <https://www1.nyc.gov/site/doc/about/hart-island.page>

²⁴ *Mourners Make First Visit to New York's Potter's Field*, The New York Times, Available at

<https://www.nytimes.com/2015/07/20/nyregion/mourners-make-first-visit-to-new-yorks-potters-field.html>

²⁵ Data included in a March 2019 letter to the New York City Council from OCME, H+H, and DOC.

²⁶ *Id.*

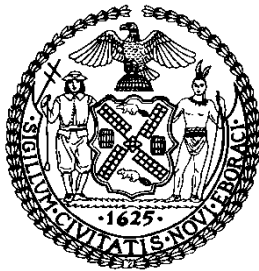
2018 through December 2018 show an average of twelve visitors scheduled each month for public visits.²⁷ During that same period, there was an average of seven visit groups (approximately 27 total visitors) scheduled each month for family visits.²⁸ In order to access Hart Island, individuals must travel by ferry which leaves from the east end of Fordham Street on City Island.²⁹ DOC recommends carpooling or taking public transportation due to the limited parking near the City Island ferry dock.³⁰

While access to the Island and its burial records have improved, there are still concerns about Hart Island's accessibility. Although DOC has received positive feedback for its service, family members, friends, and members of the public have testified that they prefer to not feel as if they are visiting a prison when going to visit their loved one and/or pay their respects at Hart Island.³¹ According to advocates, by requiring photo ID and other measures in order to visit Hart Island, DOC deters members of the public from being able to visit.³² Furthermore, because of the nature of DOC's work, the visiting schedule is rigid and can act as a barrier for members of the public.³³

ANALYSIS

This bill would require the Department of Parks and Recreation, or another agency designated by the Mayor to consult with DOT to develop a plan for public travel, including ferry service, to and from Hart Island. In developing the plan, the Department of Parks and Recreation (or any other designated agency) would have to consider factors such as changing conditions and future uses of Hart Island. The agency would have to submit a report on its plan within one year of the bill's effective date. The bill would take effect on the date of transfer and control of Hart Island to the Department of Parks and Recreation as required in section 21-110 of the Administrative Code. The legislation is deemed repealed following the submission of the report.

(The following is the text of the Fiscal Impact Statement for Int. No. 909-B:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT
PROPOSED INTRO. NO: 909-B
COMMITTEE: Transportation**

TITLE: A local law in relation to the establishment of a Hart Island public travel plan. **SPONSORS:** Council Members Rodriguez, Holden, Lancman, Gibson, Constantinides, Adams, Kallos, Ampry-Samuel and Ayala.

SUMMARY OF LEGISLATION: Proposed Intro. No. 909-B would require the Department of Parks and Recreation (DPR), or another agency or office designated by the Mayor to consult with the Department of Transportation

²⁷ *Id.*

²⁸ *Id.*

²⁹ <https://www1.nyc.gov/site/doc/about/hart-island.page>

³⁰ <https://www1.nyc.gov/site/doc/about/hart-island.page>

³¹ Testimony from the New York City Council Hearing in 2012 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20\(1\).PDF](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20(1).PDF); Testimony from the New York City Council Hearing in 2016 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20\(2\).pdf](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20(2).pdf)

³² Testimony from the New York City Council Hearing in 2012 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20\(1\).PDF](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2092712%20(1).PDF); Testimony from the New York City Council Hearing in 2016 available at [file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20\(2\).pdf](file:///C:/Users/EBalkan/Downloads/Hearing%20Testimony%2012016%20(2).pdf)

³³ *Hart Island*, The Department of Corrections, available at <https://www1.nyc.gov/site/doc/about/hart-island.page>

(DOT) to develop a transportation plan for public travel, including ferry service, to and from Hart Island. The agency would have to consider factors such as changing conditions and future uses of Hart Island. The agency would have to submit a report on their plan within one year of the bill’s effective date.

EFFECTIVE DATE: This local law would take effect on the date of the transfer of control of Hart Island to DPR, as required by sections 21-110 of the administrative code of the City of New York, as amended by a local law of the City of New York for the year 2019, in relation to a transfer of control over Hart Island from the Department of Correction to DPR, and to provide for the repeal of section 9-103 of the administrative code of the City of New York, relating to the segregation of prisoners on Hart Island, as proposed in Introduction Number 906-A for the year 2019 takes effect, and is deemed repealed upon submission of the report required by subdivision b of section one of this local law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2021

FISCAL IMPACT STATEMENT:

	Effective FY20	FY Succeeding Effective FY21	Full Fiscal Impact FY21
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that this legislation would have no impact on revenues.

IMPACT ON EXPENDITURES: It is estimated that this legislation would have no impact on expenditures because the relevant City agencies would utilize existing resources to fulfill the requirements of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Mayor’s Office of Legislative Affairs

ESTIMATE PREPARED BY: John Basile, Financial Analyst

ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director
Chima Obichere, Unit Head
Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the full Council as Intro. No. 909 on May 9, 2018 and was referred to the Committee on Transportation (“Committee”). The legislation was subsequently amended and the Committee held a hearing on May 30, 2019 jointly with the Committees on Health and Parks and Recreation on the amended legislation, Proposed Intro. No. 909-A, and the legislation was laid over. The legislation was subsequently amended again and the most recently amended version, Proposed Intro. No. 909-B, will be considered by the Committee on November 13, 2019. Upon a successful vote by the Committee, Proposed Intro. No. 909-B will be submitted to the full Council for a vote on November 14, 2019.

DATE PREPARED: November 12, 2019.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 909-B:)

Int. No. 909-B

By Council Members Rodriguez, Holden, Lancman, Gibson, Constantinides, Adams, Kallos, Ampry-Samuel, Ayala, Richards and Rosenthal.

A Local Law in relation to the establishment of a Hart island public travel plan

Be it enacted by the Council as follows:

Section 1. Hart island public travel plan. a. The department of parks and recreation or such other agency or office designated by the mayor shall consult with the department of transportation to develop a plan to provide or ensure the availability of public travel, including ferry service, to and from Hart island. In developing such plan, the department of parks and recreation or such other designated agency or office shall consider establishing multiple departure locations and shall consider potential changes relating to Hart island including significant changes in demand for travel to and from such island, prospective uses of such island, current and prospective conditions and development on such island and requirements for public access to such island.

b. No later than one year after the effective date of this local law, the department of parks and recreation or such other agency or office shall submit to the speaker of the council and mayor and post on its website a report detailing the plan required by subdivision a of section one of this local law and the reasons that such plan was chosen.

§ 2. This local law takes effect on the date the transfer of control of Hart island to the department of parks and recreation, as required by section 21-110 of the administrative code of the city of New York, as amended by a local law of the city of New York for the year 2019, in relation to a transfer of control over Hart island from the department of corrections to the department of parks and recreation, and to provide for the repeal of section 9-103 of the administrative code of the city of New York, relating to the segregation of prisoners on Hart island, as proposed in introduction number 906-A for the year 2019, takes effect, and is deemed repealed upon submission of the report required by subdivision b of section one of this local law.

YDANIS A. RODRIGUEZ, *Chairperson*; FERNANDO CABRERA, PETER A. KOO, DONOVAN J. RICHARDS, CHAIM M. DEUTSCH, MARK D. LEVINE, CARLOS MENCHACA, I. DANEEK MILLER, ANTONIO REYNOSO, RUBEN DIAZ, Sr.; Committee on Transportation, November 13, 2019. *Other Council Members Attending: Council Member Gjonaj.*

On motion of the Speaker (Council Member Johnson), 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

Report for L.U. No. 548 & Res. No. 1163

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 190357 PQM (East Side Coastal Resiliency) submitted by the Department of Transportation, the Department of Environmental Protection and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the acquisition of property located at: Block 244, p/o Lot 19; (Block 321, p/o Lot 1); (Block 323, p/o Lot 1); (Block 367, p/o Lot 1); (Block 988, p/o Lot 1); (Block 990, p/o Lot 1); (Block 995, p/o Lot 5); and part of the east side of the FDR Drive Right of Way between Avenue C and East 15th Street, Manhattan Community District 6; for a flood protection system, Borough of Manhattan, Council Districts 1, 2 and 4, Community Districts, 3 and 6.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3168) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

SUBJECT

MANHATTAN CBs-3 and 6 -

TWO APPLICATIONS RELATED TO EAST SIDE COASTAL RESILIENCY

C 190357 PQM (L.U. No. 548)

City Planning Commission decision approving an application submitted by the Department of Transportation, the Department of Environmental Protection and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the acquisition of property located at:

1. The northeast corner of Montgomery Street and the FDR Drive, on the block bounded by Water Street, Gouverneur Slip, the FDR Drive, and Montgomery Street (Block 244, p/o Lot 19), Manhattan Community District 3;
2. Approximately the center of the block bound by Delancey Street, the FDR Drive, Grand Street, and Lewis Street (Block 321, p/o Lot 1), Manhattan Community District 3;
3. The southeast corner of Columbia and East Houston Streets, on the block bound by East Houston Street, the FDR Drive, Delancey Street, and Columbia Street (Block 323, p/o Lot 1), Manhattan Community District 3; and
4. The west side of the FDR Drive between East 14th and East 10th Streets (Block 367, p/o Lot 1), Manhattan Community District 3;
5. The west side of the FDR Drive between East 15th and East 14th Streets (Block 988, p/o Lot 1), Manhattan Community District 6;
6. The west side of the FDR Drive between Avenue C and the FDR Drive (Block 990, p/o Lot 1), Manhattan Community District 6;

- 7. The southwest corner East 25th Street and Asser Levy Place, on the block bound East 25th Street, Asser Levy Place, East 23rd Street, and First Avenue, (Block 995, p/o Lot 5), Manhattan Community District 6; and
- 8. Part of the east side of the FDR Drive Right of Way between Avenue C and East 15th Street, Manhattan Community District 6; for a flood protection system.

N 190356 ZRM (L.U. No. 549)

City Planning Commission decision approving an application submitted by the New York City Department of Small Business Services, pursuant to Section 201 of the New York City Charter, for an amendment of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area) of the Zoning Resolution of the City of New York, modifying special regulations for zoning lots that include parks located in a marginal street, wharf or place in an M1-1 District.

INTENT

To approve the acquisition of property and amendment to Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area) of the Zoning Resolution of the City of New York, modifying special regulations for zoning lots that include parks located in a marginal street, wharf or place in an M1-1 District to facilitate the development of the East Side Coastal Resiliency (ESCR) project, a comprehensive flood protection system along the East River in Manhattan Community Districts 3 and 6.

PUBLIC HEARING

DATE: October 3, 2019

Witnesses in Favor: Twenty-nine

Witnesses Against: Twenty-eight

Undecided: One

SUBCOMMITTEE RECOMMENDATION

DATE: November 4, 2019

The Subcommittee recommends that the Land Use Committee approve with modifications the decision of the City Planning Commission on L.U. No. 549 and approve the decision of the City Planning Commission on L.U. No. 548.

In Favor:

Adams, Koo, Miller, Treyger.

Against:

Barron

Abstain:

None.

COMMITTEE ACTION

DATE: November 12, 2019

The Committee recommends that the Council approve the attached resolutions.

In Favor:

Salamanca, Gibson, Deutsch, Koo, Lancman, Levin, Miller, Reynoso, Richards, Treyger, Grodenchik, Adams, Diaz, Moya, Rivera.

Against:

None

Abstain:

Barron.

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSIONS

The City Planning Commission filed a letter dated November 13, 2019, with the Council on November 13, 2019, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

In connection herewith, Council Members Salamanca and Adams offered the following resolution:

Res. No. 1163

Resolution approving the decision of the City Planning Commission on ULURP Application No. C 190357 PQM, for the acquisition of property for a flood protection system, Borough of Manhattan, Community Districts 3 and 6 (L.U. No. 548; C 190357 PQM).

By Council Members Salamanca and Adams.

WHEREAS, the Department of Transportation, the Department of Environmental Protection, and the Department of Citywide Administrative Services, filed an application pursuant to Section 197-c of the New York City Charter for the acquisition of property located at:

1. The northeast corner of Montgomery Street and the FDR Drive, on the block bounded by Water Street, Gouverneur Slip, the FDR Drive, and Montgomery Street (Block 244, p/o Lot 19), Manhattan Community District 3;
2. Approximately the center of the block bound by Delancey Street, the FDR Drive, Grand Street, and Lewis Street (Block 321, p/o Lot 1), Manhattan Community District 3;
3. The southeast corner of Columbia and East Houston Streets, on the block bound by East Houston Street, the FDR Drive, Delancey Street, and Columbia Street (Block 323, p/o Lot 1), Manhattan Community District 3;
4. The west side of the FDR Drive between East 14th and East 10th Streets (Block 367, p/o Lot 1), Manhattan Community District 3;

5. The west side of the FDR Drive between East 15th and East 14th Streets (Block 988, p/o Lot 1), Manhattan Community District 6;
6. The west side of the FDR Drive between Avenue C and the FDR Drive (Block 990, p/o Lot 1), Manhattan Community District 6;
7. The southwest corner East 25th Street and Asser Levy Place, on the block bound East 25th Street, Asser Levy Place, East 23rd Street, and First Avenue, (Block 995, p/o Lot 5), Manhattan Community District 6; and
8. Part of the east side of the FDR Drive Right of Way between Avenue C and East 15th Street, Manhattan Community District 6; for a flood protection system.

which in conjunction with the related action would facilitate the development of the East Side Coastal Resiliency (“ESCR”) project, a comprehensive flood protection system along the East River in Manhattan Community Districts 3 and 6 (ULURP No. C 190357 PQM), (the “Application”);

WHEREAS, the City Planning Commission filed with the Council on September 24, 2019, its decision dated September 23, 2019 (the “Decision”) on the Application;

WHEREAS, the Application is related to application N 190356 ZRM (L.U. No. 549), a text amendment to Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area) to satisfy the requirements of Zoning Resolution (“ZR”) Section 62-50 and Section 62-60.

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2019;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application;

WHEREAS, the Council has considered the relevant environmental issues, including the positive declaration, issued on October 28, 2015 (CEQR No. 15DPR013M) and a Final Environmental Impact Statement (“FEIS”) for which a Notice of Completion was issued on September 13, 2019, in which the proposed project as analyzed in the FEIS identified the potential for significant adverse impacts with respect to construction (open space, transportation, noise) and urban design and visual resources (views).

RESOLVED:

Having considered the FEIS with respect to the Decision and Application, the Council finds that:

- (1) The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;

- (2) Consistent with social, economic and other essential considerations from among the reasonable alternatives available, the action is one that avoids or minimizes adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts identified in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, those project components related to the environment and mitigation measures that were identified as practicable.

The Decision, together with the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Section 197-d of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 190357 PQM, incorporated by reference herein, and the record before the Council, the Council approves the Decision.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

On motion of the Speaker (Council Member Johnson), 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 LU No. 549 & Res. No. 1164

Report of the Committee on Land Use in favor of approving, as modified, Application No. N 190356 ZRM (East Side Coastal Resiliency) submitted by the New York City Department of Small Business Services, pursuant to Section 201 of the New York City Charter, for an amendment of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area) of the Zoning Resolution of the City of New York, modifying special regulations for zoning lots that include parks located in a marginal street, wharf or place in an M1-1 District, Borough of Manhattan, Council District 4, Community District 6.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3169) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

SUBJECT

MANHATTAN CBs-3 and 6 - TWO APPLICATIONS RELATED TO EAST SIDE COASTAL RESILIENCY

C 190357 PQM (L.U. No. 548)

City Planning Commission decision approving an application submitted by the Department of Transportation, the Department of Environmental Protection and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the acquisition of property located at:

1. The northeast corner of Montgomery Street and the FDR Drive, on the block bounded by Water Street, Gouverneur Slip, the FDR Drive, and Montgomery Street (Block 244, p/o Lot 19), Manhattan Community District 3;
2. Approximately the center of the block bound by Delancey Street, the FDR Drive, Grand Street, and Lewis Street (Block 321, p/o Lot 1), Manhattan Community District 3;
3. The southeast corner of Columbia and East Houston Streets, on the block bound by East Houston Street, the FDR Drive, Delancey Street, and Columbia Street (Block 323, p/o Lot 1), Manhattan Community District 3; and
4. The west side of the FDR Drive between East 14th and East 10th Streets (Block 367, p/o Lot 1), Manhattan Community District 3;
5. The west side of the FDR Drive between East 15th and East 14th Streets (Block 988, p/o Lot 1), Manhattan Community District 6;
6. The west side of the FDR Drive between Avenue C and the FDR Drive (Block 990, p/o Lot 1), Manhattan Community District 6;
7. The southwest corner East 25th Street and Asser Levy Place, on the block bound East 25th Street, Asser Levy Place, East 23rd Street, and First Avenue, (Block 995, p/o Lot 5), Manhattan Community District 6; and
8. Part of the east side of the FDR Drive Right of Way between Avenue C and East 15th Street, Manhattan Community District 6; for a flood protection system.

N 190356 ZRM (L.U. No. 549)

City Planning Commission decision approving an application submitted by the New York City Department of Small Business Services, pursuant to Section 201 of the New York City Charter, for an amendment of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area) of the Zoning Resolution of the City of New York, modifying special regulations for zoning lots that include parks located in a marginal street, wharf or place in an M1-1 District.

INTENT

To approve the acquisition of property and amendment to Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area) of the Zoning Resolution of the City of New York, modifying special regulations for zoning lots that include parks located in a marginal street, wharf or place in an M1-1 District to facilitate the development of the East Side Coastal Resiliency (ESCR) project, a comprehensive flood protection system along the East River in Manhattan Community Districts 3 and 6.

PUBLIC HEARING**DATE:** October 3, 2019**Witnesses in Favor:** Twenty-nine**Witnesses Against:** Twenty-eight**Undecided:** One**SUBCOMMITTEE RECOMMENDATION****DATE:** November 4, 2019

The Subcommittee recommends that the Land Use Committee approve with modifications the decision of the City Planning Commission on L.U. No. 549 and approve the decision of the City Planning Commission on L.U. No. 548.

In Favor:

Adams, Koo, Miller, Treyger

Against:

Barron

Abstain:

None

COMMITTEE ACTION**DATE:** November 12, 2019

The Committee recommends that the Council approve the attached resolutions.

In Favor:

Salamanca, Gibson, Deutsch, Koo, Lancman, Levin, Miller, Reynoso, Richards, Treyger, Grodenchik, Adams, Diaz, Moya, Rivera.

Against:

None

Abstain:

Barron

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSIONS

The City Planning Commission filed a letter dated November 13, 2019, with the Council on November 13, 2019, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

In connection herewith, Council Members Salamanca and Adams offered the following resolution:

Res. No. 1164

Resolution approving with modifications the decision of the City Planning Commission on Application No. N 190356 ZRM, for an amendment of the text of the Zoning Resolution (L.U. No. 549).

By Council Members Salamanca and Adams.

WHEREAS, the New York City Department of Small Business Services, filed an application pursuant to Section 201 of the New York City Charter, for an amendment of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area) of the Zoning Resolution of the City of New York, modifying special regulations for zoning lots that include parks located in a marginal street, wharf or place in an M1-1 District, which in conjunction with the related action would facilitate the development of the East Side Coastal Resiliency (ESCR) project, a comprehensive flood protection system along the East River in Manhattan Community Districts 3 and 6 (Application No. N 190356 ZRM) (the “Application”);

WHEREAS, the City Planning Commission filed with the Council on September 24, 2019 its decision dated September 23, 2019 (the “Decision”), on the Application;

WHEREAS, the Application is related to application C 190357 PQM (L.U. No. 548), an acquisition of property located at:

1. The northeast corner of Montgomery Street and the FDR Drive, on the block bounded by Water Street, Gouverneur Slip, the FDR Drive, and Montgomery Street (Block 244, p/o Lot 19), Manhattan Community District 3;
2. Approximately the center of the block bound by Delancey Street, the FDR Drive, Grand Street, and Lewis Street (Block 321, p/o Lot 1), Manhattan Community District 3;
3. The southeast corner of Columbia and East Houston Streets, on the block bound by East Houston Street, the FDR Drive, Delancey Street, and Columbia Street (Block 323, p/o Lot 1), Manhattan Community District 3; and
4. The west side of the FDR Drive between East 14th and East 10th Streets (Block 367, p/o Lot 1), Manhattan Community District 3;
5. The west side of the FDR Drive between East 15th and East 14th Streets (Block 988, p/o Lot 1), Manhattan Community District 6;
6. The west side of the FDR Drive between Avenue C and the FDR Drive (Block 990, p/o Lot 1), Manhattan Community District 6;
7. The southwest corner East 25th Street and Asser Levy Place, on the block bound East 25th Street, Asser Levy Place, East 23rd Street, and First Avenue, (Block 995, p/o Lot 5), Manhattan Community District 6; and
8. Part of the east side of the FDR Drive Right of Way between Avenue C and East 15th Street, Manhattan Community District 6;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2019;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the positive declaration, issued on October 28, 2015 (CEQR No. 15DPR013M) and a Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on September 13, 2019, in which the proposed project as analyzed in the FEIS identified the potential for significant adverse impacts with respect to construction (open space, transportation, noise) and urban design and visual resources (views).

RESOLVED:

Having considered the FEIS with respect to the Decision and Application, the Council finds that:

- (1) The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations from among the reasonable alternatives available, the action is one that avoids or minimizes adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts identified in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, those project components related to the environment and mitigation measures that were identified as practicable.

The Decision, together with the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 190356 ZRM, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission with the following modifications:

Matter underlined is new, to be added;

Matter ~~struck out~~ is old, to be deleted;

Matter within # # is defined in Section 12-10;

Matter ~~double struck out~~ is old, deleted by the City Council;

Matter double-underlined is new, added by the City Council

* * * indicates where unchanged text appears in the Zoning Resolution.

ARTICLE VI - SPECIAL REGULATIONS APPLICABLE TO CERTAIN AREAS

Chapter 2 - Special Regulations Applying in the Waterfront Area

* * *

62-59

Special Regulations for Zoning Lots That Include Parks

* * *

(c) In order to implement a portion of the East Side Coastal Resiliency Project described in the Final Environmental Impact Statement (FEIS) dated September 13, 2019, located in a marginal street, wharf or place used as a park, in an M1-1 District located in Manhattan Community District 6, for #zoning lots predominantly developed# as a park, the requirements of Section 62-50 (GENERAL REQUIREMENTS FOR VISUAL CORRIDORS AND WATERFRONT PUBLIC ACCESS AREAS), inclusive, and Section 62-60 (DESIGN REQUIREMENTS FOR WATERFRONT PUBLIC ACCESS AREAS), inclusive, shall be deemed satisfied, and the certification pursuant to Section 62-811 (Waterfront public access and visual corridors) shall not be required, provided that:

- (1) the park will be open and accessible to the public at a minimum from dawn to dusk, except when hazardous conditions are present that would affect public safety; and
- (2) a maintenance and operation agreement providing for the maintenance and operation of the park in good condition is entered into with the City of New York, except that no such maintenance and operation agreement shall be required for a park developed and maintained by the State or the City of New York, any subdivision or agency of the State or the City, or any public authority or other entity created pursuant to State or local statute for the purpose of operating such ~~a~~ park.

No excavation or building permit shall be issued within such #zoning lot predominantly developed# as a park, for the portion of the East Side Coastal Resiliency Project implemented pursuant to this paragraph (c), until all applicable Federal, State and local permits and approvals have been received, including, without limitation, permits and approvals of the New York State Department of Environmental Conservation.

* * *

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

On motion of the Speaker (Council Member Johnson), 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 L.U. No. 550 & Res. No. 1165

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 190325 ZMQ (Peninsula Hospital Redevelopment Plan) submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 30c: eliminating from within an existing R5 District, a C1-2 District; changing from an R5 District to a C4-4 District; and changing from a C8-1 District to a C4-3A District property bounded by Rockaway Beach Boulevard, a line 100 feet easterly of Beach 52nd Street, a line 85 feet northerly of Shore Front Parkway, and Beach 52nd Street, Borough of Queens, Council District 31, Community District 14.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3169) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:**SUBJECT****QUEENS CB-14 - FIVE APPLICATIONS RELATED TO PENINSULA HOSPITAL REDEVELOPMENT PLAN****C 190325 ZMQ (L.U. No. 550)**

City Planning Commission decision approving an application submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 30c:

1. eliminating from within an existing R5 District a C1-2 District bounded by a line 420 feet southerly of Beach Channel Drive, Beach 50th Street, Rockaway Beach Boulevard, and the easterly street line of former Beach 51st Street;
2. changing from an R5 District to a C4-4 District property bounded by Beach Channel Drive, the westerly street line of former Beach 51st Street, a line 420 feet southerly of Beach Channel Drive, Beach 50th Street, Rockaway Beach Boulevard, and Beach 53rd Street; and
3. changing from a C8-1 District to a C4-3A District property bounded by Rockaway Beach Boulevard, a line 100 feet easterly of Beach 52nd Street, a line 85 feet northerly of Shore Front Parkway, and Beach 52nd Street;

as shown on a diagram (for illustrative purposes only) dated May 6, 2019, and subject to the conditions of CEQR Declaration E-532.

N 190364 ZRQ (L.U. No. 551)

City Planning Commission decision approving an application submitted by Peninsula Rockaway Limited Partnership, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying the use provisions of Article VII, Chapter 4 and modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Queens, Community District 14.

C 190366 ZSQ (L.U. No 552)

City Planning Commission decision approving an application submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743(a)(2) of the Zoning Resolution to modify:

1. the rear yard requirements of Section 23-533 (Required rear yard equivalents for Quality Housing buildings) and Section 35-53 (Modification of Rear Yard Requirements);
2. the side yard requirements of Section 35-54 (Special Provisions Applying Adjacent to R1 Through R5 Districts); and
3. the height and setback requirements of Section 23-664 (Modified height and setback regulations for certain Inclusionary Housing buildings or affordable independent residences for seniors) and Section 35-654 (Modified height and setback regulations for certain Inclusionary Housing buildings or affordable independent residences for seniors);

in connection with a proposed mixed used development, within a large-scale general development, on property bounded by Beach Channel Drive, the westerly street line of former Beach 51st Street, a line 420 feet southerly of Beach Channel Drive, Beach 50th Street, Rockaway Beach Boulevard, a line 100 feet easterly of Beach 52nd Street, a line 85 feet northerly of Shore Front Parkway, Beach 52nd Street, Rockaway Beach Boulevard and Beach 53rd Street (Block 15842, Lot 1 & p/o Lot 100, Block 15843, Lot 1, and Block 15857 Lot 1 & p/o Lot 7), in a C4-4 and C4-3A Districts, Borough of Queens, Community District 14.

C 190375 ZSQ (L.U. No. 553)

City Planning Commission decision approving an application submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-744(c)(1) of the Zoning Resolution to modify the surface area requirements of Section 32-64 (Surface Area and Illumination Provisions), in connection with a proposed mixed used development, within a large-scale general development, on property bounded by Beach Channel Drive, the westerly street line of former Beach 51st Street, a line 420 feet southerly of Beach Channel Drive, Beach 50th Street, Rockaway Beach Boulevard, a line 100 feet easterly of Beach 52nd Street, a line 85 feet northerly of Shore Front Parkway, Beach 52nd Street, Rockaway Beach Boulevard and Beach 53rd Street (Block 15842, Lot 1 & p/o Lot 100, Block 15843, Lot 1, and Block 15857 Lot 1 & p/o Lot 7), in a C4-4 and C4-3A Districts, Borough of Queens, Community District 14.

C 190251 MMQ (L.U. No. 554)

City Planning Commission decision approving an application submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 199 of the New York City Charter for an amendment to the City Map involving:

- the establishment of a portion of Beach 52nd Street between Rockaway Beach Boulevard and Shore Front Parkway;
- the adjustment of grades and block dimensions necessitated thereby;

including authorization for any acquisition or disposition of real property related thereto, in Community District 14, Borough of Queens, in accordance with Map No. 5033 dated April 17, 2019 and signed by the Borough President.

INTENT

To approve an amendment to change the project area’s zoning from existing R5, R5/C1-2, and C8-1 districts to C4-3A and C4-4 districts; amend zoning text to modify Appendix F and map the Project Area as a Mandatory Inclusionary Housing (MIH) area utilizing Options 1 and 2, and modify ZR Section 74-744(a) to allow a Physical Culture Establishment as-of-right within the LSGD; grant an approval of the special permit pursuant to ZR Section 74-743(a)(2) to modify rear yard requirements, modify side yard requirements, and modify height and setback requirements; grant an approval of the special permit pursuant to ZR Section 74-744(c)(1) to modify surface area requirements for illuminated and non-illuminated signage; and amend the City Map and included acquisition or disposition to facilitate a new mixed-use development with affordable housing, commercial, and community facility uses within a large-scale general development (LSGD), on property generally bounded by Beach 50th Street, Beach Channel Drive, Beach 53rd Street, and Rockaway Beach Boulevard (Block 15843, Lot 1, Block 15842, Lot 1 and p/o Lot 100, and Block 15857, Lot 1 and p/o Lot 7) in the Edgemere neighborhood of Queens, Community District 14.

PUBLIC HEARING

DATE: October 3, 2019

Witnesses in Favor: Eleven

Witnesses Against: Six

SUBCOMMITTEE RECOMMENDATION

DATE: November 4, 2019

The Subcommittee recommends that the Land Use Committee approve with modifications the decisions of the City Planning Commission (“CPC”) on L.U. Nos. 551, 552 and 553 and approve the decisions of the City Planning Commission on L.U. Nos. 550 and 554.

In Favor:

Moya, Levin, Richards, Reynoso, Grodenchik, Rivera.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: November 12, 2019

The Committee recommends that the Council approve the attached resolutions.

In Favor:

Salamanca, Gibson, Barron, Deutsch, Koo, Lancman, Levin, Miller, Reynoso, Richards, Treyger, Grodenchik, Adams, Diaz, Moya, Rivera.

Against:

None

Abstain:

None

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSIONS

The City Planning Commission filed a letter dated November 13, 2019, with the Council on November 13, 2019, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 1165

Resolution approving the decision of the City Planning Commission on ULURP No. C 190325 ZMQ, a Zoning Map amendment (L.U. No. 550).

By Council Members Salamanca and Moya.

WHEREAS, Peninsula Rockaway Limited Partnership, filed an application pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 30c, eliminating from within an existing R5 District a C1-2 District, changing from an R5 District to a C4-4 District, and changing from a C8-1 District to a C4-3A District, which in conjunction with the related actions would facilitate a new mixed-use development with affordable housing, commercial, and community facility uses within a large-scale general development (LSGD), on property generally bounded by Beach 50th Street, Beach Channel Drive, Beach 53rd Street, and Rockaway Beach Boulevard (Block 15843, Lot 1, Block 15842, Lot 1 and p/o Lot 100, and Block 15857, Lot 1 and p/o Lot 7) in the Edgemere neighborhood of Queens, Community District 14 (ULURP No. C 190325 ZMQ) (the “Application”);

WHEREAS, the City Planning Commission filed with the Council on September 26, 2019, its decision dated September 25, 2019 (the “Decision”), on the application;

WHEREAS, the Application is related to applications N 190364 ZRQ (L.U. No. 551), a zoning text amendment to Appendix F to establish a Mandatory Inclusionary Housing (MIH) Area, as well as allow Physical Cultural Establishment (PCE) as-of-right within the LSGD; C 190366 ZSQ (L.U. No. 552), a special permit to provide relief from regulations governing yard requirements, street wall location, maximum base height, maximum building height and number of stories; C 190375 ZSQ (L.U. No. 553), a special permit to modify surface area requirements for signage; and C 190251 MMQ (L.U. No. 554), a city map amendment to re-establish a portion of former Beach 52nd Street to connect from Rockaway Beach Boulevard to Shore Front Parkway;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2019;

WHEREAS, the Council has considered the land use and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the positive declaration, issued on March 16, 2018 (CEQR No. 18DCP124Q) and a Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on September 13, 2019 which identified significant adverse impacts with respect to community facilities (public schools and childcare), active open space, transportation (traffic, transit bus and pedestrians), mobile air quality, and construction activities related to noise and traffic and potential significant adverse impacts related to hazardous materials, stationary air quality and noise would be avoided through the placement of (E) designations (E-532) on the project site . In addition, the FEIS analyzed the revised application called the Flexibility Alternative as an alternative to the original application, and concluded that the modified application would result in the same or similar impacts as the original application and the identified significant adverse impacts and proposed mitigation measures are included in the Restrictive Declaration attached as Exhibit A to the decision for C 190366 ZSQ.

RESOLVED:

Having considered the FEIS with respect to the Decision and Application, the Council finds that:

- (1) The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the action is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating, as conditions to the approval, pursuant to the restrictive declaration attached as Exhibit A to City Planning Commission report for C 190366 ZSQ, those project components related to environment and mitigation measures that were identified as practicable.

The Decision, together with the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 201 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 190325 ZMQ, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended by changing the Zoning Map, Section No. 30c:

1. eliminating from within an existing R5 district a C1-2 district bounded by a line 420 feet southerly of Beach Channel Drive, Beach 50th Street, Rockaway Beach Boulevard, and the easterly street line of former Beach 51st Street;
2. changing from an R5 district to a C4-4 district property bounded by Beach Channel Drive, the westerly street line of former Beach 51st Street, a line 420 feet southerly of Beach Channel Drive, Beach 50th Street, Rockaway Beach Boulevard, and Beach 53rd Street; and

3. changing from a C8-1 district to a C4-3A district property bounded by Rockaway Beach Boulevard, a line 100 feet easterly of Beach 52nd Street, a line 85 feet northerly of Shore Front Parkway, and Beach 52nd Street;

as shown on a diagram (for illustrative purposes only) dated May 6, 2019, and subject to the conditions of CEQR Declaration E-532, Borough of Queens, Community District 14.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

On motion of the Speaker (Council Member Johnson), 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 L.U. No. 551 & Res. No. 1166

Report of the Committee on Land Use in favor of approving, as modified, Application No. N 190364 ZRQ (Peninsula Hospital Redevelopment Plan) submitted by Peninsula Rockaway Limited Partnership pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying the use provisions of Article VII, Chapter 4 and modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Queens, Council District 31, Community District 14.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3169) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Land Use for L.U. No. 550 & Res. No. 1165 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 1166

Resolution approving with modifications the decision of the City Planning Commission on Application No. N 190364 ZRQ, for an amendment of the text of the Zoning Resolution (L.U. No. 551).

By Council Members Salamanca and Moya.

WHEREAS, Peninsula Rockaway Limited Partnership, filed an application pursuant to Section 201 of the New York City Charter, for an amendment of the text of the Zoning Resolution of the City of New York, modifying the use provisions of Article VII, Chapter 4 and modifying APPENDIX F for the purpose of

establishing a Mandatory Inclusionary Housing area utilizing Options 1 and 2, which in conjunction with the related actions would facilitate a new mixed-use development with affordable housing, commercial, and community facility uses within a large-scale general development (LSGD), on property generally bounded by Beach 50th Street, Beach Channel Drive, Beach 53rd Street, and Rockaway Beach Boulevard (Block 15843, Lot 1; Block 15842, Lots 1 and p/o Lot 100; and Block 15857, Lots 1 and p/o Lot 7) in the Edgemere neighborhood of Queens, Community District 14 (Application No. N 190364 ZRQ) (the "Application");

WHEREAS, the City Planning Commission filed with the Council on September 26, 2019 its decision dated September 25, 2019 (the "Decision"), on the application;

WHEREAS, the Application is related to applications C 190325 ZMQ (L.U. No. 550), a zoning map amendment to eliminate from an R5 district a C1-2 district, change an R5 district to a C4-4 district, and change a C8-1 district to a C4-3A district; C 190366 ZSQ (L.U. No. 552), a special permit to provide relief from regulations governing yard requirements, street wall location, maximum base height, maximum building height and number of stories; C 190375 ZSQ (L.U. No. 553), a special permit to modify surface area requirements for signage; and C 190251 MMQ (L.U. No. 554), a city map amendment to re-establish a portion of former Beach 52nd Street to connect from Rockaway Beach Boulevard to Shore Front Parkway

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2019;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the positive declaration, issued on March 16, 2018 (CEQR No. 18DCP124Q) and a Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on September 13, 2019 which identified significant adverse impacts with respect to community facilities (public schools and childcare), active open space, transportation (traffic, transit bus and pedestrians), mobile air quality, and construction activities related to noise and traffic and potential significant adverse impacts related to hazardous materials, stationary air quality and noise would be avoided through the placement of (E) designations (E-532) on the project site. In addition, the FEIS analyzed the revised application called the Flexibility Alternative as an alternative to the original application, and concluded that the modified application would result in the same or similar impacts as the original application and the identified significant adverse impacts and proposed mitigation measures are included in the Restrictive Declaration attached as Exhibit A to the decision for C 190366 ZSQ.

RESOLVED:

Having considered the FEIS with respect to the Decision and Application, the Council finds that:

- (1) The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the action is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating, as conditions to the approval, pursuant to the restrictive declaration

attached as Exhibit A to City Planning Commission report for C 190366 ZSQ, those project components related to environment and mitigation measures that were identified as practicable.

The Decision, together with the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, N 190364 ZRQ, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission with the following modifications:

- Matter underlined is new, to be added;
- Matter ~~strikethrough~~ is to be deleted;
- Matter within # # is defined in Section 12-10;
- Matter ~~double struck out~~ is old, deleted by the City Council;

Matter double-underlined is new, added by the City Council
 * * * indicates where unchanged text appears in the Zoning Resolution

* * *

Article VII
ADMINISTRATION

Chapter 4
Special Permits by the City Planning Commission

* * *

74-74
Large-Scale General Development

* * *

74-744
Modification of use regulations

- (a) #Use# modifications
 - (1) Waterfront and related #commercial uses#

* * *

- (2) Automotive sales and service #uses#

* * *

- (3) Retail establishments

* * *

- (4) #Physical culture or health establishments#

For a #large-scale general development# located within an #MIH site#, in a C4 District within Queens Community District 14, #physical culture or health establishments# shall be permitted as-of-right. The special permit provisions of Section 73-36 (Physical Culture or Health Establishments) shall not apply.

* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

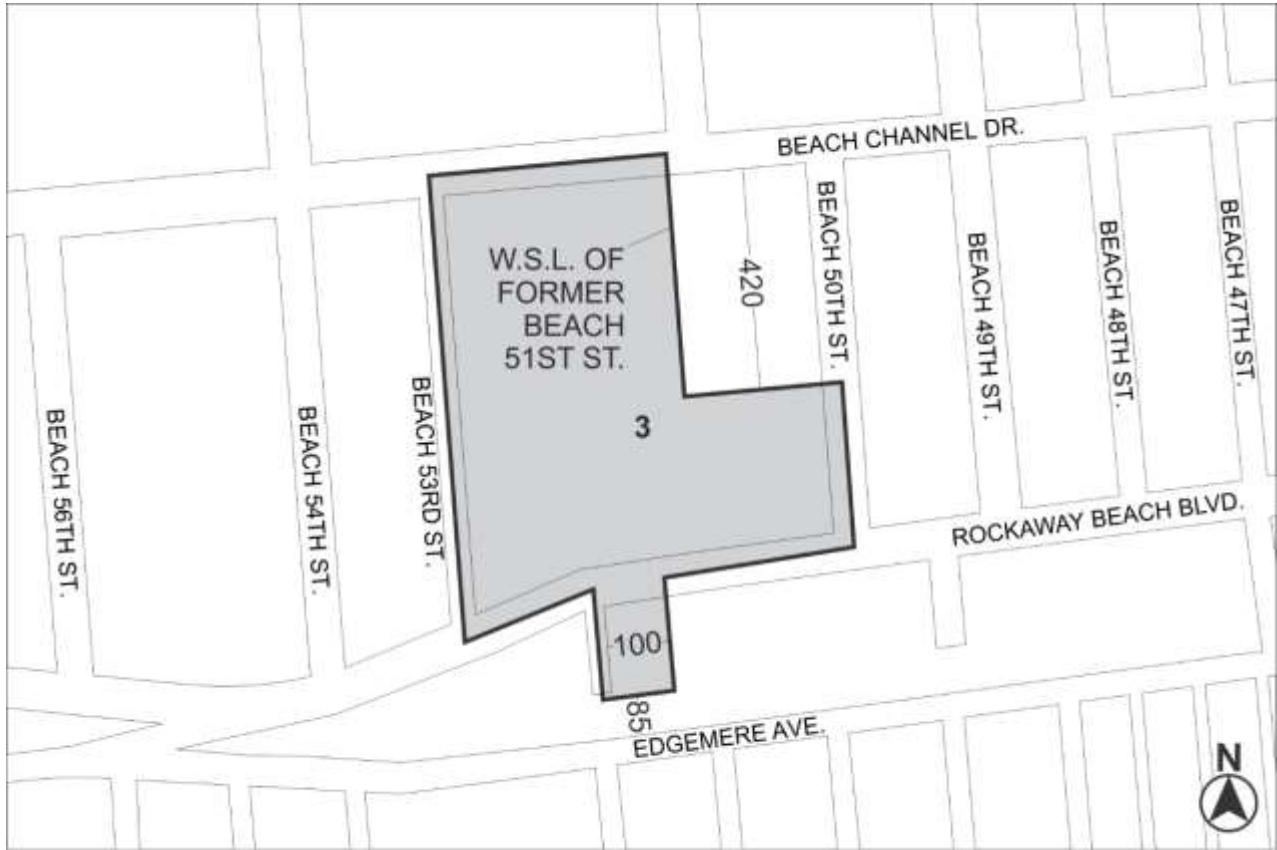
Queens

* * *

QUEENS Community District 14

* * *

Map 3 – [date of adoption]



Mandatory Inclusionary Housing area (see Section 23-154(d)(3))

Area 3 – [date of adoption], MIH Program Option 1 and Option 2

Portion of Community District 14, Queens

* * *

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

On motion of the Speaker (Council Member Johnson), 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 L.U. No. 552 & Res. No. 1167

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 190366 ZSQ (Peninsula Hospital Redevelopment Plan) submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743(a)(2) of the Zoning Resolution to modify: the rear yard requirements of Section 23-533 (Required rear yard equivalents for Quality Housing buildings) and Section 35-53 (Modification of Rear Yard Requirements); the side yard requirements of Section 35-54 (Special Provisions Applying Adjacent to R1 Through R5 Districts); and the height and setback requirements of Section 23-664 (Modified height and setback regulations for certain Inclusionary Housing buildings or affordable independent residences for seniors) and Section 35-654 (Modified height and setback regulations for certain Inclusionary Housing buildings or affordable independent residences for seniors); in connection with a proposed mixed used development, within a large-scale general development, on property located at Block 15842, Lot 1 & p/o Lot 100, Block 15843, Lot 1, and Block 15857 Lot 1 & p/o Lot 7, in C4-4 and C4-3A Districts established under a concurrent related application for a Zoning Map change (C 190325 ZMQ) Borough of Queens, Council District 31, Community District 14.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3170) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Land Use for L.U. No. 550 & Res. No. 1165 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 1167

Resolution approving with modifications the decision of the City Planning Commission on ULURP No. C 190366 ZSQ, for the grant of a special permit (L.U. No. 552).

By Council Members Salamanca and Moya.

WHEREAS, Peninsula Rockaway Limited Partnership filed an application pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743(a)(2) of the Zoning Resolution to modify: the rear yard requirements of Section 23-533 (Required rear yard equivalents for Quality Housing buildings) and Section 35-53 (Modification of Rear Yard Requirements); the side yard requirements of Section 35-54 (Special Provisions Applying Adjacent to R1 Through R5 Districts); and the height and setback requirements of Section 23-664 (Modified height and setback regulations for certain Inclusionary Housing buildings or affordable independent residences for seniors) and Section 35-654 (Modified height and setback regulations for certain Inclusionary Housing buildings or affordable independent residences for seniors), in connection with a proposed mixed used development, within a large-scale general development, on property bounded by Beach Channel Drive, the westerly street line of former Beach 51st Street, a line 420 feet southerly of Beach Channel Drive, Beach 50th Street, Rockaway Beach Boulevard, a line 100 feet easterly of Beach 52nd Street, a line 85 feet northerly of Shore Front Parkway, Beach 52nd Street, Rockaway Beach Boulevard and Beach 53rd Street (Block 15842, Lot 1 & p/o Lot 100, Block 15843, Lot 1, and Block 15857 Lot 1 & p/o Lot 7), in a C4-4 and C4-3A Districts, which in conjunction with the related actions would facilitate a new mixed-use development with affordable housing, commercial, and community facility uses within a large-scale general development (LSGD), on property generally bounded by Beach 50th Street, Beach Channel Drive, Beach 53rd Street, and Rockaway Beach Boulevard (Block 15843, Lot 1, Block 15842, Lot 1 and p/o Lot 100, and Block 15857, Lot 1 and p/o Lot 7) in the Edgemere neighborhood of Queens, Community District 14 (ULURP No. C 190336 ZSQ) (the “Application”);

WHEREAS, the City Planning Commission filed with the Council on September 26, 2019, its decision dated September 25, 2019 (the “Decision”), on the Application;

WHEREAS, the Application is related to applications C 190325 ZMQ (L.U. No. 550), a zoning map amendment to eliminate from an R5 district a C1-2 district, change an R5 district to a C4-4 district, and change a C8-1 district to a C4-3A district; N 190364 ZRQ (L.U. No. 551), a zoning text amendment to Appendix F to establish a Mandatory Inclusionary Housing (MIH) Area, as well as allow Physical Cultural Establishment (PCE) as-of-right within the LSGD; C 190375 ZSQ (L.U. No. 553), a special permit to modify surface area requirements for signage; and C 190251 MMQ (L.U. No. 554), a city map amendment to re-establish a portion of former Beach 52nd Street to connect from Rockaway Beach Boulevard to Shore Front Parkway;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-743(a)(2) of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2019;

WHEREAS, the Council has considered the land use and environmental implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the positive declaration, issued on March 16, 2018 (CEQR No. 18DCP124Q) and a Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on September 13, 2019 which identified significant adverse

impacts with respect to community facilities (public schools and childcare), active open space, transportation (traffic, transit bus and pedestrians), mobile air quality, and construction activities related to noise and traffic and potential significant adverse impacts related to hazardous materials, stationary air quality and noise would be avoided through the placement of (E) designations (E-532) on the project site . In addition, the FEIS analyzed the revised application called the Flexibility Alternative as an alternative to the original application, and concluded that the modified application would result in the same or similar impacts as the original application and the identified significant adverse impacts and proposed mitigation measures are included in the Restrictive Declaration attached as Exhibit A to the Decision.

RESOLVED:

Having considered the FEIS with respect to the Decision and Application, the Council finds that:

- (1) The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the action is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating, as conditions to the approval, pursuant to the restrictive declaration attached as Exhibit A to City Planning Commission report for C 190366 ZSQ, those project components related to environment and mitigation measures that were identified as practicable.

The Decision, together with the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 201 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 190366 ZSQ, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission with the following modifications:

Matter ~~double struck out~~ is old, deleted by the City Council;

Matter double-underlined is new, added by the City Council

- 1. The property that is the subject of this application (C 190366 ZSQ) shall be developed in size and arrangement substantially in accordance with the dimensions, specification and zoning computation indicated on the following approved plans, prepared by Aufgang Architects and terrain-nyc landscape architecture pc, filed with this application and incorporated in this resolution:

<u>Dwg. No.</u>	<u>Title</u>	<u>Last Date Revised</u>
Z-001.00	Zoning Analysis	09/23 <u>11/12/2019</u>
Z-100.00	Zoning Lot Site Plan	05/06 <u>11/12/2019</u>
Z-110.00	Waiver Plan	05/06 <u>11/12/2019</u>

Z-111.00	Waiver Section	05/06 <u>11/12/2019</u>
Z-112.00	Waiver Section	05/06 <u>11/12/2019</u>
Z-113.00	Waiver Section	05/06 <u>11/12/2019</u>
L-100	Pedestrian Plaza Plan	05/06/2019
L-200	Pedestrian Plaza Planting Plan	05/06/2019
L-201	Pedestrian Plaza Planting Details	05/06/2019
L-300	Pedestrian Plaza Seating Plan	05/06/2019
L-301	Pedestrian Plaza Seating Details 1	05/06/2019
L-302	Pedestrian Plaza Seating Details 2	05/06/2019
L-303	Pedestrian Plaza Seating Parts Plan	05/06/2019
L-400	Pedestrian Plaza Grading and Paving Plan	05/06/2019
L-401	Pedestrian Plaza Grading and Paving Details	05/06/2019
L-500	Pedestrian Plaza Photometric Plan	05/06/2019
L-501	Pedestrian Plaza Lighting Cut Sheet	05/06/2019
L-600	Pedestrian Plaza Signs and Site Furnishing Details	05/06/2019
L-601	Pedestrian Plaza Play Area Part Plan	05/06/2019
L-602	Pedestrian Plaza Sections	05/06/2019

2. Such development shall conform to all applicable provisions of the Zoning Resolution, except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.
3. Such development shall conform to all applicable laws and regulation relating to its construction, operation, and maintenance.
4. Development pursuant to this resolution shall be allowed only after the restrictive declaration attached hereto as Exhibit A, with such administrative changes as are acceptable to Counsel to the Department of City Planning, have been executed and recorded in the Office of the City Register, New York County. Such restrictive declaration shall be deemed incorporated herein as a condition to this resolution.
5. In the event that the property that is the subject of the application is developed as, sold as, or converted to condominium units, a homeowner's association or cooperative ownership, a copy of this report and resolution and any subsequent modification shall be provided to the Attorney General of the State of New York at the time of application for any such condominium, homeowner's or cooperative offering plan and, if the Attorney General so directs, shall be incorporated in full in any offering documents relating to the property.

6. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sublessee, or occupant.
7. Upon failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.
8. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

On motion of the Speaker (Council Member Johnson), 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 L.U. No. 553 & Res. No. 1168

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 190375 ZSQ (Peninsula Hospital Redevelopment Plan) submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-744(c)(1) of the Zoning Resolution to modify the surface area requirements of Section 32-64 (Surface Area and Illumination Provisions), in connection with a proposed mixed used development, within a large-scale general development, on property bounded by Beach Channel Drive, the westerly street line of former Beach 51st Street, a line 420 feet southerly of Beach Channel Drive, Beach 50th Street, Rockaway Beach Boulevard, a line 100 feet easterly of Beach 52nd Street, a line 85 feet northerly of Shore Front Parkway, Beach 52nd Street, Rockaway Beach Boulevard and Beach 53rd Street (Block 15842, Lot 1 & p/o Lot 100, Block 15843, Lot 1, and Block 15857 Lot 1 & p/o Lot 7), in C4-4 and C4-3A Districts established under a concurrent related application for a Zoning Map change (C 190325 ZMQ) Borough of Queens, Council District 31, Community District 14.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3170) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Land Use for L.U. No. 550 & Res. No. 1165 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 1168

Resolution approving with modifications the decision of the City Planning Commission on ULURP No. C 190375 ZSQ, for the grant of a special permit (L.U. No. 553).

By Council Members Salamanca and Moya.

WHEREAS, Peninsula Rockaway Limited Partnership, filed an application pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-744(c)(1) of the Zoning Resolution to modify the surface area requirements of Section 32-64 (Surface Area and Illumination Provisions), in connection with a proposed mixed used development, within a large-scale general development, on property bounded by Beach Channel Drive, the westerly street line of former Beach 51st Street, a line 420 feet southerly of Beach Channel Drive, Beach 50th Street, Rockaway Beach Boulevard, a line 100 feet easterly of Beach 52nd Street, a line 85 feet northerly of Shore Front Parkway, Beach 52nd Street, Rockaway Beach Boulevard and Beach 53rd Street (Block 15842, Lot 1 & p/o Lot 100, Block 15843, Lot 1, and Block 15857 Lot 1 & p/o Lot 7), in a C4-4 and C4-3A Districts, which in conjunction with the related actions would facilitate a new mixed-use development with affordable housing, commercial, and community facility uses within a large-scale general development (LSGD), on property generally bounded by Beach 50th Street, Beach Channel Drive, Beach 53rd Street, and Rockaway Beach Boulevard (Block 15843, Lot 1, Block 15842, Lot 1 and p/o Lot 100, and Block 15857, Lot 1 and p/o Lot 7) in the Edgemere neighborhood of Queens, Community District 14 (ULURP No. C 190375 ZSQ) (the “Application”);

WHEREAS, the City Planning Commission filed with the Council on September 26, 2019, its decision dated September 25, 2019 (the “Decision”), on the Application;

WHEREAS, the Application is related to applications C 190325 ZMQ (L.U. No. 550), a zoning map amendment to eliminate from an R5 district a C1-2 district, change an R5 district to a C4-4 district, and change a C8-1 district to a C4-3A district; N 190364 ZRQ (L.U. No. 551), a zoning text amendment to Appendix F to establish a Mandatory Inclusionary Housing (MIH) Area, as well as allow Physical Cultural Establishment (PCE) as-of-right within the LSGD; C 190366 ZSQ (L.U. No. 552), a special permit to provide relief from regulations governing yard requirements, street wall location, maximum base height, maximum building height and number of stories; and C 190251 MMQ (L.U. No. 554), a city map amendment to re-establish a portion of former Beach 52nd Street to connect from Rockaway Beach Boulevard to Shore Front Parkway;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-744(c) of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2019;

WHEREAS, the Council has considered the land use and environmental implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the positive declaration, issued on March 16, 2018 (CEQR No. 18DCP124Q) and a Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on September 13, 2019 which identified significant adverse impacts with respect to community facilities (public schools and childcare), active open space, transportation (traffic, transit bus and pedestrians), mobile air quality, and construction activities related to noise and traffic and potential significant adverse impacts related to hazardous materials, stationary air quality and noise would be avoided through the placement of (E) designations (E-532) on the project site . In addition, the FEIS analyzed the revised application called the Flexibility Alternative as an alternative to the original application, and concluded that the modified application would result in the same or similar impacts as the original application and the identified significant adverse impacts and proposed mitigation measures are included in the Restrictive Declaration attached as Exhibit A to the decision for C 190366 ZSQ.

RESOLVED:

Having considered the FEIS with respect to the Decision and Application, the Council finds that:

- (1) The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the action is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating, as conditions to the approval, pursuant to the restrictive declaration attached as Exhibit A to City Planning Commission report for C 190366 ZSQ, those project components related to environment and mitigation measures that were identified as practicable.

The Decision, together with the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 201 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 190375 ZSQ, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission with the following modifications:

Matter ~~double struck out~~ is old, deleted by the City Council;

Matter double-underlined is new, added by the City Council

- 1. The property that is the subject of this application (C 190375 ZSQ) shall be developed in size and arrangement substantially in accordance with the dimensions, specification and zoning computation indicated on the following approved plans, prepared by Aufgang Architects and terrain-nyc landscape architecture pc, filed with this application and incorporated in this resolution:

<u>Dwg. No.</u>	<u>Title</u>	<u>Last Date Revised</u>
Z-001.00	Zoning Analysis	09/23 <u>11/12/2019</u>
Z-100.00	Zoning Lot Site Plan	05/06 <u>11/12/2019</u>

Z-120.00

Signage Details

~~05/06~~ 11/12/2019

2. Such development shall conform to all applicable provisions of the Zoning Resolution, except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.
3. Such development shall conform to all applicable laws and regulation relating to its construction, operation, and maintenance.
4. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sublessee, or occupant.
5. Upon failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.
6. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

On motion of the Speaker (Council Member Johnson), 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 L.U. No. 554 & Res. No. 1169

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 190251 MMQ (Peninsula Hospital Redevelopment Plan) submitted by Peninsula Rockaway Limited Partnership pursuant to Sections 197-c and 199 of the New York City Charter for an amendment to the City Map involving: the establishment of a portion of Beach 52nd Street between Rockaway Beach Boulevard and Shorefront Parkway; the adjustment of grades and block dimensions necessitated thereby; including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. 5033 dated April 17, 2019 and signed by the Borough President, Borough of Queens, Council District 31, Community District 14.

The Committee on Land Use, to which the annexed Land Use item was referred on September 25, 2019 (Minutes, page 3170) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Land Use for L.U. No. 550 & Res. No. 1165 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

In connection herewith, Council Members Salamanca and Adams offered the following resolution:

Res. No. 1169

Resolution approving the decision of the City Planning Commission on ULURP No. C 190251 MMQ, an amendment to the City Map (L.U. No. 554).

By Council Members Salamanca and Adams.

WHEREAS, Peninsula Rockaway Limited Partnership, filed an application pursuant to Sections 197-c and 199 of the New York City Charter for an amendment to the City Map involving:

- the establishment of a portion of Beach 52nd Street between Rockaway Beach Boulevard and Shore Front Parkway;
- the adjustment of grades and block dimensions necessitated thereby;

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. 5033 dated April 17, 2019 and signed by the Borough President, which in conjunction with the related actions would facilitate a new mixed-use development with affordable housing, commercial, and community facility uses within a large-scale general development (LSGD), on property generally bounded by Beach 50th Street, Beach Channel Drive, Beach 53rd Street, and Rockaway Beach Boulevard (Block 15843, Lot 1, Block 15842, Lot 1 and p/o Lot 100, and Block 15857, Lot 1 and p/o Lot 7) in the Edgemere neighborhood of Queens, Community District 14 (ULURP No. C 190251 MMQ), (the “Application”);

WHEREAS, the City Planning Commission filed with the Council on September 26, 2019, its decision dated September 25, 2019 (the “Decision”), on the Application;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2019;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the positive declaration, issued on March 16, 2018 (CEQR No. 18DCP124Q) and a Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on September 13, 2019 which identified significant adverse impacts with respect to community facilities (public schools and childcare), active open space, transportation

(traffic, transit bus and pedestrians), mobile air quality, and construction activities related to noise and traffic and potential significant adverse impacts related to hazardous materials, stationary air quality and noise would be avoided through the placement of (E) designations (E-532) on the project site. In addition, the FEIS analyzed the revised application called the Flexibility Alternative as an alternative to the original application, and concluded that the modified application would result in the same or similar impacts as the original application and the identified significant adverse impacts and proposed mitigation measures are included in the Restrictive Declaration attached as Exhibit A to the decision for C 190366 ZSQ.

RESOLVED:

Having considered the FEIS with respect to the Decision and Application, the Council finds that:

- (1) The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the action is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating, as conditions to the approval, pursuant to the restrictive declaration attached as Exhibit A to City Planning Commission report for C 190366 ZSQ, those project components related to environment and mitigation measures that were identified as practicable.

The Decision, together with the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 199 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 190251 MMQ, incorporated by reference herein, and the record before the Council, the Council approves the Decision for an amendment to the City Map involving:

- the establishment of a portion of Beach 52nd Street between Rockaway Beach Boulevard and Shore Front Parkway;
- the adjustment of grades and block dimensions necessitated thereby;

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. 5033 dated April 17, 2019 and signed by the Borough President, is approved.

All such approvals being subject to the following conditions:

- a. The subject amendment to the City Map shall take effect on the day following the day on which certified counterparts of Map No. C 190251 MMQ dated April 17, 2019 are filed with the appropriate agencies in accordance with Section 198 subsection c of the New York City Charter.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

On motion of the Speaker (Council Member Johnson), 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 L.U. No. 559 & Res. No. 1170

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 190124 ZMQ (Northern Boulevard Rezoning) submitted by 44-01 Northern Boulevard, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9b, changing from an M1-1 District to an R6B District property bounded by 44th Street, a line 100 feet southwesterly of 34th Avenue, 45th Street, and a line 200 feet southwesterly of 34th Avenue; changing from an M1-1 District to an R7X District property bounded by 44th Street, a line 200 feet southwesterly of 34th Avenue, 45th Street, and Northern Boulevard; establishing within the proposed R6B District a C2-4 District; and establishing within the proposed R7X District a C2-4 District, Borough of Queens, Council District 26, Community District 1.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2019 (Minutes, page 3429) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

SUBJECT

QUEENS CB-1 – TWO APPLICATIONS RELATED TO 44-01 NORTHERN BOULEVARD REZONING

C 190124 ZMQ (Pre. L.U. No. 559)

City Planning Commission decision approving an application submitted by 44-01 Northern Boulevard, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9b:

1. changing from an M1-1 District to an R6B District property bounded by 44th Street, a line 100 feet southwesterly of 34th Avenue, 45th Street, and a line 200 feet southwesterly of 34th Avenue;
2. changing from an M1-1 District to an R7X District property bounded by 44th Street, a line 200 feet southwesterly of 34th Avenue, 45th Street, and Northern Boulevard;
3. establishing within the proposed R6B District a C2-4 District bounded by a line 150 feet northerly of Northern Boulevard, 45th Street, and a line 200 feet southwesterly of 34th Avenue; and
4. establishing within the proposed R7X District a C2-4 District bounded by 44th Street, a line 150 feet northerly of Northern Boulevard, a line 200 feet southwesterly of 34th Avenue, 45th Street, and Northern Boulevard;

as shown on a diagram (for illustrative purposes only) dated May 20, 2019, and subject to the conditions of CEQR Declaration E-537.

N 190125 ZRQ (Pre. L.U. No. 560)

City Planning Commission decision approving an application submitted by 44-01 Northern Boulevard, LLC, 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 F for the purpose of establishing a Mandatory Inclusionary Housing area.

INTENT

To approve an amendment to rezone the project area from an M1-1 to R7X, R7X/C2-4, R6B, and R6B/C2-4 districts and amend zoning text to modify Appendix F and map the Project Area as a Mandatory Inclusionary Housing (MIH) area utilizing Option 1 to facilitate the development of a mixed-use building at 44-01 Northern Boulevard in the Astoria neighborhood of Queens, Community District 1.

PUBLIC HEARING

DATE: October 3, 2019

Witnesses in Favor: Two

Witnesses Against: One

SUBCOMMITTEE RECOMMENDATION

DATE: November 4, 2019

The Subcommittee recommends that the Land Use Committee approve with modifications the decision of the City Planning Commission on Pre. L.U. No. 560 and approve the decision of the City Planning Commission on Pre. L.U. No. 559.

In Favor:

Moya, Levin, Richards, Reynoso, Grodenchik, Rivera .

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: November 12, 2019

The Committee recommends that the Council approve the attached resolutions.

In Favor:

Salamanca, Gibson, Barron, Deutsch, Koo, Lancman, Levin, Miller, Reynoso, Richards, Treyger, Grodenchik, Adams, Diaz, Moya, Rivera.

Against:

None

Abstain:

None.

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSIONS

The City Planning Commission filed a letter dated November 13, 2019, with the Council on November 13, 2019, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 1170

Resolution approving the decision of the City Planning Commission on ULURP No. C 190124 ZMQ, a Zoning Map amendment (Preconsidered L.U. No. 559).

By Council Members Salamanca and Moya.

WHEREAS, 44-01 Northern Boulevard, LLC, filed an application pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9b, changing from an M1-1 District to an R6B District, changing from an M1-1 District to an R7X District, establishing within the proposed R6B District a C2-4 District, and establishing within the proposed R7X District a C2-4 District, which in conjunction with the related action would facilitate the construction of a 10-story mixed-use building at 44-01 Northern Boulevard in Astoria, Queens Community District 1 (ULURP No. C 190124 ZMQ) (the "Application");

WHEREAS the City Planning Commission filed with the Council on September 26, 2019, its decision dated September 25, 2019 (the "Decision") on the Application;

WHEREAS, the Application is related to application N 190125 ZRQ (Pre. L.U. No. 560), a zoning text amendment to designate a Mandatory Inclusionary Housing (MIH) area;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2019;

WHEREAS, the Council has considered the land use and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 20th, 2019 (CEQR No. 19DCP108Q) which include an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality, and noise (the "E" Designation (E-537));

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the (E) Designation (E-537) and Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 190124 ZMQ, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended by changing the Zoning Map, Section No. 9b:

1. changing from an M1-1 District to an R6B District property bounded by 44th Street, a line 100 feet southwesterly of 34th Avenue, 45th Street, and a line 200 feet southwesterly of 34th Avenue;
2. changing from an M1-1 District to an R7X District property bounded by 44th Street, a line 200 feet southwesterly of 34th Avenue, 45th Street, and Northern Boulevard;
3. establishing within the proposed R6B District a C2-4 District bounded by a line 150 feet northerly of Northern Boulevard, 45th Street, and a line 200 feet southwesterly of 34th Avenue; and
4. establishing within the proposed R7X District a C2-4 District bounded by 44th Street, a line 150 feet northerly of Northern Boulevard, a line 200 feet southwesterly of 34th Avenue, 45th Street, and Northern Boulevard;

Borough of Queens, Community District 1, as shown on a diagram (for illustrative purposes only) dated May 20, 2019 and subject to the conditions of CEQR Declaration E-537.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

On motion of the Speaker (Council Member Johnson), 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 L.U. No. 560 & Res. No. 1171

Report of the Committee on Land Use in favor of approving, as modified, Application No. N 190125 ZRQ (Northern Boulevard Rezoning) submitted by 44-01 Northern Boulevard, LLC, 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 F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Queens, Council District 26, Community District 1.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2019 (Minutes, page 3429) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Land Use for Int. No. 559 & Res No. 1770 printed in the Reports of the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 1171

Resolution approving with modifications the decision of the City Planning Commission on Application No. N 190125 ZRQ, for an amendment of the text of the Zoning Resolution (Preconsidered L.U. No. 560).

By Council Members Salamanca and Moya.

WHEREAS, 44-01 Northern Boulevard, LLC, filed an application pursuant to Section 201 of the New York City Charter, for an amendment of the text of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area utilizing Option 1 or 2, which in conjunction with the related action would facilitate the development of a mixed-use building at 44-01 Northern Boulevard in the Astoria neighborhood of Queens, Community District 1, (Application No. N 190125 ZRQ), (the "Application");

WHEREAS the City Planning Commission filed with the Council on September 26, 2019, its decision dated September 25, 2019 (the "Decision") on the Application;

WHEREAS, the Application is related to application C 190124 ZMQ (Pre. L.U. No. 559), a zoning map amendment from M1-1 to R7X, R7X/C2-4, R6B, and R6B/C2-4;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2019;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 20th, 2019 (CEQR No. 19DCP108Q) which include an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality, and noise (the “E” Designation (E-537));

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the (E) Designation (E-537) and Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, N 190125 ZRQ, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission with the following modifications:

Matter underlined is new, to be added;

Matter ~~struck out~~ is to be deleted;

Matter ~~double struck out~~ is old, deleted by the City Council;

Matter double-underlined is new, added by the City Council

Matter within # # is defined in Section 12-10;

* * * indicates where unchanged text appears in the Zoning Resolution.

* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

QUEENS

* * *

Queens Community District 1

Map 7 – [date of adoption]



Mandatory Inclusionary Housing area (see Section 23-154(d)(3))
Area 7 – [date of adoption], MIH Program Option 1 and Option 2

Portion of Community District 1, Borough of Queens

* * *

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, DONOVAN J. RICHARDS, VANESSA L. GIBSON, INEZ D. BARRON, CHAIM M. DEUTSCH, RORY I. LANCMAN, I. DANEEK MILLER, ANTONIO REYNOSO, MARK TREYGER, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, RUBEN DIAZ, Sr., FRANCISCO P. MOYA, CARLINA RIVERA; Committee on Land Use, November 12, 2019. *Other Council Members Attending: Council Member Chin.*

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

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

<i>Name</i>	<i>Address</i>	<i>District #</i>
Rachel Adler	534 W 50th Street, Apt 5C New York, New York 10019	3
Eliana Behar	101 West 90th Street, Apt 7H New York, New York 10024	6
Ethan Waterman	601 W 140th Street, Apt 53 New York, New York 10031	7
Karen Payne	1831 Madison Ave, Apt 7K New York, New York 10035	9
Christy-Aurore Masamba	2272 Andrews Ave, Apt E1 Bronx, New York 10468	14
Brenida Parsons	2165 River Ave Bronx, New York 10457	15
Henry George Robinson	1444 Bedford Ave, Apt 4B Brooklyn, New York 11216	35
Sebastian Torrero	558 Kosciuszko St, Apt 4L Brooklyn, New York 11221	36
Carlie Joseph	1207 Nostrand Ave, Apt 2F Brooklyn, New York 11225	40
Amanda Sierra	66 Vanderbilt Ave, 3 Staten Island, New York 10304	49
Nurys Wright	394 Skyline Drive Staten Island, New York 10304	49
Deanna Caccavale	298 Ross Ave Staten Island, New York 10306	50

Approved Reapplicants

<i>Name</i>	<i>Address</i>	<i>District #</i>
Mildred Aviles	170 Avenue D #11A New York, New York 10009	2
Rowan P. Kirchheimer	600 West 111th Street #10C New York, New York 10025	7
Evelyn Negron	528 East 139th Street Bronx, New York 10454	8
Christina Martinez	1694 Madison Avenue #12G New York, New York 10029	9
Susan Pollard	31-33 West 129th Street #4 New York, New York 10027	9
Donald Feldman	500 Kappock Street #4L Bronx, New York 10463	11
Arlene Cruickshank	100 Darrow Place #8D Bronx, New York 10475	12
Betsy Santiago	120 DeKruif Place #6H Bronx, New York 10475	12
Monica Cole-Gordon	4030 Murdock Avenue Bronx, New York 10466	12
Glenn Trammell, Jr	2160 Matthews Avenue #5K Bronx, New York 10462	13
Janice Valdez	1421 Grand Concourse #1D Bronx, New York 10452	14
Brigitte Gutierrez	2171 Clinton Avenue Bronx, New York 10457	15
Niurka Crespo	1041 East 179th Street #3G Bronx, New York 10460	15
Daisy Perez	973 Cauldwell Avenue #3 Bronx, New York 10456	16
Beverly Scriven	880-3 Colgate Avenue #3H Bronx, New York 10473	17
Evelyn Sanchez	1332 Metropolitan Avenue #5E Bronx, New York 10462	18

Idalis Feliciano	1269 Havemeyer Avenue #1R Bronx, New York 10462	18
Lesly A. Miranda	120 Pugsley Avenue Bronx, New York 10473	18
Subeh Roushom Ety	1470 East Avenue #5D Bronx, New York 10462	18
Christia Elisseou	166-10 Powells Cove Blvd Queens, New York 11357	19
Margaret G. Toro	220-55 46th Avenue #8G Bayside, New York 11361	19
Theresa A. Finegan	158-10 Sanford Avenue #2C Flushing, New York 11358	20
Christine Fenton	223-55 65th Ave Queens, New York 11364	23
Natella Aminov	150-24 78th Road Flushing, New York 11367	24
Dora S. Paredes	34-41 77th Street #321 Jackson Height, New York 11372	25
Maurice Crawford	93-29 50th Avenue Queens, New York 11373	25
Clarissa R. Ingram	117-28 202nd Street St. Albans, New York 11412	27
Toni Wright	109-25 173rd Street Jamaica, New York 11433	27
Melissa A. Rivera	62-59 108th Street #4F Queens, New York 11375	29
Rachel A. Martin	85-10 Forest Parkway Queens, New York 11421	30
Sandy B. Cruz	83-39 116th Street, Apt 2A Richmond Hill, New York 11418	30
Avis Dennis-Cox	257-47 145th Avenue Rosedale, New York 11422	31
Bracha Ribowsky	809 Empire Avenue Queens, New York 11691	31
Kimberly A. Bass	148-55 Hook Creek Blvd Rosedale, New York 11422	31

Yvonna Folkes	140-31 158th Street Queens, New York 11434	31
Lew M. Simon	134 Beach 122 Street Rockaway Park, New York 11694	32
Lisa A. Wohl	163-43 97th Street Howard Beach, New York 11414	32
Richard Resk	158-04 86th Street Howard Beach, New York 11414	32
Ronald S. Dalo	94-41 109th Avenue Ozone Park, New York 11417	32
Wilfredo Negron	541 Wythe Avenue #8H Brooklyn, New York 11249	33
Carmen M. Torres	54 Underhill Avenue #2 Brooklyn, New York 11238	35
Janet Mason	1035 Washington Avenue #5G Brooklyn, New York 11225	35
Kisha A. Nesbeth	572 Prospect Place #3B Brooklyn, New York 11238	35
April Gilyard	1625 Fulton Street #C604 Brooklyn, New York 11213	36
Jose L. Gonzalez	1411 Gates Avenue #1H Brooklyn, New York 11221	37
Deanne Negron	281 21st Street Brooklyn, New York 11215	38
Jahanies Martinez	4014 16th Avenue #3 Brooklyn, New York 11218	39
Ingrid Francis	305 Ocean Avenue #C5 Brooklyn, New York 11225	40
Khasan Tursunov	596 Argyle Road #8 Brooklyn, New York 11230	40
Michael Augustus Blugh	2114 Albemarle Terrace Brooklyn, New York 11226	40
Oladipo Fayemi	1035 Clarkson Avenue #2B Brooklyn, New York 11212	41

Vera Grubb	1445 Geneva Loop #6C Brooklyn, New York 11239	42
Andrew Kaufman	6801 Shore Road #4U Brooklyn, New York 11220	43
Joseph J. Williams	81054th Avenue #6C Brooklyn, New York 11209	43
Robert E. Reale	8901 Shore Road Brooklyn, New York 11209	43
Sister Maria Theresa Amato, Op	132 Battery Avenue Brooklyn, New York 11209	43
Marie !chart	1430 42nd Street Brooklyn, New York 11219	44
Joann Atkinson	1160 Ocean Avenue #3D Brooklyn, New York 11230	45
MaryAnn L. Vigliante	7502 Avenue V Brooklyn, New York 11234	46
Stacey S. Neuman	2040 80th Street #2R Brooklyn, New York 11214	47
Diana Avishalom	2528 East 19th Street #2 Brooklyn, New York 11235	48
Rosemarie Gagliardi	2530 East 23rd Street, 1st Fl Brooklyn, New York 11235	48
Sandra Rodriguez	2449 Stuart Street Brooklyn, New York 11229	48
Latisha V. Pender	206 Market Street Staten Island, New York 10310	49
Phyllis Franchini	385 Adelaide Avenue Staten Island, New York 10306	50
Steven A. Welsome	9 Kingsbridge Avenue Staten Island, New York 10314	50
Christie Rich	546 Ilyssa Way Staten Island, New York 10312	51
Maria Edwards	65 Westfield Avenue Staten Island, New York 10309	51
Savina Sandy DeMestrio- Giordano	26 Cortelyou Avenue Staten Island, New York 10312	51

Silvana Tredici

230 Carteret Street
Staten Island, New York 10307

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On motion of the Speaker (Council Member Johnson), 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 550-A -** Housing lottery system report.
- (2) **Int 564-A -** Reporting on housing lottery outcomes.
- (3) **Int 716-A -** Report on the waiting lists of Mitchell-Lama housing developments
- (4) **Int 720-C -** Clarifying the requirements for site safety training providers and persons required to obtain site safety training.
- (5) **Int 906-A -** Transfer of control over Hart Island from the Department of Corrections to the Department of Parks and Recreation.
- (6) **Int 909-B -** Hart Island public travel plan.
- (7) **Int 1156-A -** Office of Nightlife to report on multi-agency response to community hotspots operations and the Mayor's Office of Criminal Justice to ensure reporting on inspections overseen by the Office of Special Enforcement, as well as providing establishment owners with a notice about conduct or complaints.
- (8) **Int 1321-C -** Prevailing wage law for building service employees at city development projects.
- (9) **Int 1361-B -** Department of Health and Mental Hygiene to report on the occurrence of diabetes and diabetes-related health problems and develop a plan to reduce diabetes-related health problems.
- (10) **Int 1496-A -** Retrieval of companion animals by an animal shelter after an eviction or order or judgment granting legal possession.
- (11) **Int 1547-A -** Demographic data in New York City public schools.

- (12) **Int 1550-A -** Establishment of a school diversity advisory group.
- (13) **Int 1552-B -** Creating district diversity working groups.
- (14) **Int 1554-B -** Demographics of school staff in New York City public schools.
- (15) **Int 1559-A -** Establishment of an office to provide support to those in need of burial assistance.
- (16) **Int 1580-A -** Public hearing on public burial and related issues.
- (17) **Int 1598-A -** Proper disposal of deceased animals.
- (18) **Int 1780 -** Extending the rate of the additional tax on the occupancy of hotel rooms.
- (19) **Res 1152 -** Current percentage and current base proportion of each class of real property for Fiscal 2020 to the State Board of Real Property Tax Services pursuant to section 1803-a of the Real Property Tax Law (**Class Shares, CBP**).
- (20) **Res 1153 -** Adjusted base proportion of each class of real property for Fiscal 2020 to the State Board of Real Property Tax Services pursuant to section 1803-a of the Real Property Tax Law (**Class Shares, ABP**).
- (21) **Res 1154 -** Amounts necessary for the support of the government of the City of New York and the counties therein and for the payment of indebtedness (**Tax-Fixing Resolution, amending and restating: November 14, 2019**).
- (22) **Res 1155 -** Designation of certain organizations to receive funding in the Expense Budget (**Transparency Resolution**).
- (23) **L.U. 548 & Res 1163 -** App. C 190357 PQM (**East Side Coastal Resiliency**) Manhattan, Council Districts 1, 2 and 4, Community Districts, 3 and 6.

- (24) L.U. 549 & Res 1164 - App. N **190356 ZRM (East Side Coastal Resiliency)** Manhattan, Council District 4, Community District 6.
- (25) L.U. 550 & Res 1165 - App. C **190325 ZMQ (Peninsula Hospital Redevelopment Plan)** Queens, Council District 31, Community District 14.
- (26) L.U. 551 & Res 1166 - App. N **190364 ZRQ (Peninsula Hospital Redevelopment Plan)** Queens, Council District 31, Community District 14.
- (27) L.U. 552 & Res 1167 - App. C **190366 ZSQ (Peninsula Hospital Redevelopment Plan)** Queens, Council District 31, Community District 14.
- (28) L.U. 553 & Res 1168 - App. C **190375 ZSQ (Peninsula Hospital Redevelopment Plan)** Queens, Council District 31, Community District 14.
- (29) L.U. 554 & Res 1169 - App. C **190251 MMQ (Peninsula Hospital Redevelopment Plan)** Queens, Council District 31, Community District 14.
- (30) L.U. 558 & Res 1158 - App. C **190390 ZMM (25 Central Park West)** Manhattan, Council District 6, Community District 7 **(Coupled to be Filed pursuant to a Letter of Withdrawal).**
- (31) L.U. 559 & Res 1170 - App. C **190124 ZMQ (Northern Boulevard Rezoning)** Queens, Council District 26, Community District 1.
- (32) L.U. 560 & Res 1171 - App. N **190125 ZRQ (Northern Boulevard Rezoning)** Queens, Council District 26, Community District 1.
- (33) L.U. 563 & Res 1159 - App. **20205105 HAQ (Hunters Point South Parcels F & G)** Queens, Council District 26, Community District 2.

- (34) L.U. 571 & Res 1160 - App. 20205138 HAX (4797 Third Avenue) Bronx, Council District 15, Community District No 6.
- (35) L.U. 577 & Res 1157 – J2, Block 9998, Lot 25; Queens, Community District No. 12, Council District No. 27.
- (36) L.U. 578 & Res 1161 - App. C 190403 ZMX (Bronx Special Districts Text Amendment) Bronx, Community District 8 and Staten Island, Community Districts, 1, 2, and 3 (Coupled to be Filed pursuant to a Letter of Withdrawal).
- (37) L.U. 579 & Res 1162 - App. N 190430(A) ZRY (Bronx Special Districts Text Amendment) Bronx, Community District 8 and Staten Island, Community Districts 1, 2, and 3 (Coupled to be Filed pursuant to a Letter of Withdrawal).
- (38) Resolution approving various persons Commissioners of Deeds.

During the General Order vote, the Speaker (Council Member Johnson) needed to leave the Stated Meeting and exited the Council Chambers. The Majority Leader (Council Member Cumbo) assumed the podium as the Acting Speaker.

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

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Yeger, the Minority Leader (Council Member Matteo), and the Majority Leader (Council Member Cumbo),– 47.

Present but Not Voting (PNV) – The Speaker (Council Member Johnson).

The General Order vote recorded for this Stated Meeting was 47-0-0 as shown above with The Speaker (Council Member Johnson) considered Present but Not Voting (PNV). The legislative items listed below received the following individual votes [with the Speaker (Council Member Johnson) considered Present but Not Voting on these bills as well]:

The following was the vote recorded for **Int. No. 720-C**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Miller, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Yeger, the Minority Leader (Council Member Matteo), and the Majority Leader (Council Member Cumbo) -- **46**.

Negative – Moya – **1**.

The following was the vote recorded for **Int. No. 906-A**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Dromm, Espinal, Eugene, Gibson, Holden, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Yeger, the Minority Leader (Council Member Matteo), and the Majority Leader (Council Member Cumbo) – **44**.

Negative – Deutsch and Gjonaj – **2**.

Abstention – Grodenchik – **1**.

The following was the vote recorded for **Int. No. 909-B**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Dromm, Espinal, Eugene, Gibson, Grodenchik, Holden, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, the Minority Leader (Council Member Matteo), the Majority Leader (Council Member Cumbo) – **44**.

Negative – Deutsch and Gjonaj – **2**.

Abstention – Yeger – **1**.

The following was the vote recorded for **Int. No. 1156-A**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Vallone, Van Bramer, and the Majority Leader (Council Member Cumbo) – **43**.

Negative – Holden, Ulrich, Yeger and the Minority Leader (Council Member Matteo) – **4**.

The following was the vote recorded for **Int. No. 1321-C**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Yeger, and the Majority Leader (Council Member Cumbo) – **46**.

Negative – The Minority Leader (Council Member Matteo) – **1**.

The following was the vote recorded for **Int. Nos. 1547-A, 1550-A, 1552-B and 1154-B**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Vallone, Van Bramer, and the Majority Leader (Council Member Cumbo) – **43**.

Negative – Holden, Ulrich, and the Minority Leader (Council Member Matteo) – **3**.

Abstention – Yeger – **1**.

The following was the vote recorded for **Int. No. 1580-A**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Dromm, Espinal, Eugene, Gibson, Grodenchik, Holden, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Yeger, the Minority Leader (Council Member Matteo), the Majority Leader (Council Member Cumbo) – **45**.

Negative – Deutsch and Gjonaj – **2**.

The following was the vote recorded for **Int. No. 1780**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Cabrera, Chin, Cohen, Constantinides, Cornegy, Dromm, Espinal, Eugene, Gibson, Grodenchik, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Miller, Perkins, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Van Bramer, and the Majority Leader (Council Member Cumbo) – **37**.

Negative – Brannan, Deutsch, Gjonaj, Holden, Moya, Powers, Ulrich, Vallone, Yeger, and the Minority Leader (Council Member Matteo) – **10**.

The following was the vote recorded for **Res. Nos. 1152 and 1153**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Cabrera, Chin, Cohen, Constantinides, Dromm, Espinal, Eugene, Gibson, Grodenchik, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rosenthal, Salamanca, Torres, Treyger, Van Bramer, and the Majority Leader (Council Member Cumbo) – **35**.

Negative – Brannan, Cornegy, Deutsch, Gjonaj, Holden, Louis, Miller, Rose, Ulrich, Vallone, Yeger, and the Minority Leader (Council Member Matteo) – **12**.

The following was the vote recorded for **Res. No. 1154**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Cabrera, Chin, Cohen, Constantinides, Dromm, Espinal, Eugene, Gibson, Grodenchik, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rosenthal, Salamanca, Torres, Treyger, Van Bramer, and the Majority Leader (Council Member Cumbo) – **36**.

Negative – Brannan, Cornegy, Deutsch, Gjonaj, Holden, Louis, Rose, Ulrich, Vallone, Yeger, and the Minority Leader (Council Member Matteo) – **11**.

The following was the vote recorded for **L.U. Nos. 548 & Res. No. 1163 and L.U. No. 549 & Res. No. 1164**:

Affirmative – Adams, Ampry-Samuel, Ayala, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Yeger, the Minority Leader (Council Member Matteo), the Majority Leader (Council Member Cumbo) – **46**.

Abstention – Barron – **1**.

The following was the vote recorded for **L.U. No. 563 & Res. No. 1159**:

Affirmative – Adams, Ampry-Samuel, Ayala, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Louis, Maisel, Menchaca, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Yeger, the Minority Leader (Council Member Matteo), the Majority Leader (Council Member Cumbo) – **45**.

Negative – Barron – **1**.

Abstention – Miller -**1**.

The following Introductions were sent to the Mayor for his consideration and approval:

Int. Nos. 550-A, 564-A, 716-A, 720-C, 906-A, 909-B, 1156-A, 1321-C, 1361-B, 1496-A, 1547-A, 1550-A, 1552-B, 1554-B, 1559-A, 1580-A, 1598-A, and 1780.

INTRODUCTION AND READING OF BILLS

Int. No. 1794

By Council Members Ampry-Samuel, Louis and Kallos.

A Local Law to amend the administrative code of the city of New York, in relation to de-escalation and trauma-informed training for department of homeless services employees

Be it enacted by the Council as follows:

Section 1. Chapter 3 of title 21 of the administrative code of the city of New York is amended by adding a new section 21-324 to read as follows:

§ 21-324 *Client service trainings.* *a. The department shall ensure all employees whose primary responsibilities include interacting with members of the public in a client service role receive an annual training on best practices for improving interactions between department employees and clients of the department. Such trainings shall include techniques to improve professionalism, increase cultural sensitivity, de-escalate conflict and use trauma-informed theory.*

b. The department shall ensure any individual employed by a contractor providing services under a contract with the department having regular contact with the public in a client service role receives the training described in subdivision a of this section annually. All new or renewed contracts for such services shall contain a provision requiring employees of any contractor having regular contact with the public to be provided with the training described in subdivision a of this section.

c. On or before January 31, 2021, and annually thereafter, the department shall report to the mayor and the speaker of the council the number of individuals who have received the trainings pursuant to subdivisions a and b of this section, disaggregated by the positions held by such individuals.

d. Nothing in this section shall preclude the department from providing such training to employees other than those identified by the department pursuant to subdivision a of this section.

§ 2. This local law takes effect 120 days after it becomes law.

Referred to the Committee on General Welfare.

Int. No. 1795

By Council Members Brannan, Louis, Ayala, Kallos, Richards, Deutsch, Cornegy, Cumbo, Powers, Menchaca, Grodenchik, Chin, Rosenthal, Ampry-Samuel, Holden, Lander and Barron.

A Local Law to amend the administrative code of the city of New York, in relation to expanding protections for victims of domestic violence to include economic abuse

Be it enacted by the Council as follows:

Section 1. The definition of “victim of domestic violence” in section 8-102 of the administrative code of the city of New York, as added by local law 63 of 2018, is amended to read as follows:

Victim of domestic violence. The term "victim of domestic violence" means:

1. A[a] person who has been subjected to acts or threats of violence, not including acts of self-defense, committed by a current or former spouse of the victim, by a person with whom the victim shares a child in common, by a person who is cohabiting with or has cohabited with the victim, by a person who is or has been in a continuing social relationship of a romantic or intimate nature with the victim, or by a person who is or has continually or at regular intervals lived in the same household as the victim; or

2. A person who has been subjected to acts or threats of economic oppression, committed by a current or former spouse of the victim, a person with whom the victim shares a child in common, a person who is cohabiting with or has cohabited with the victim, a person who is or has been in a continuing social relationship of a romantic or intimate nature with the victim, or a person who is or has continually or at regular intervals lived in the same household as the victim. Economic oppression includes but is not limited to:

(a) Applying for a credit card, obtaining or refinancing a loan, obtaining or refinancing a mortgage, falsifying financial documents, or opening a financial account in the victim's name without the victim's consent; or

(b) The use of physical force or coercion to compel a victim to apply for a credit card, obtain or refinance a loan, obtain or refinance a mortgage, sign or authenticate a financial document, or open a financial account.

§ 2. This local law takes effect immediately.

Referred to the Committee on Civil and Human Rights.

Res. No. 1150

Resolution calling upon the New York State Legislature to pass, and the Governor to sign, S.2886/A.5315, requiring teachers colleges to incorporate a course of instruction in mental health.

By Council Members Cohen and Louis.

Whereas, The National Institute of Mental Health has confirmed that, at present, there are more than 10 million students who are in need of mental health support; and

Whereas, the National Alliance on Mental Illness (NAMI) has observed that schools are in a unique position to serve as a resource for vital connections to mental health resources and supports for young people who might feel overwhelmed and isolated when facing a mental health crisis; and

Whereas, NAMI estimates approximately 46 percent of the 55 million students who attend school in the United States will experience a mental health disorder at some point within their lifetime; and

Whereas, NAMI reported one in five young people are currently living with a mental health condition, and due to a lack of capacity within school systems to deliver or make referrals for mental health services, less than half of those students are able to receive treatment; and

Whereas, Effective July 2018, New York State Education Law § 804 requires that mental health be part of the curriculum of health education mandated in schools; and

Whereas, The New York State Education Department, the New York State Office of Mental Health and the Mental Health Association of New York State established the New York State Mental Health Education Advisory Council to provide guidance to schools on how to incorporate mental health curricula; and

Whereas, The Advisory Council's guidelines recommended nine core elements be part of mental health education in all schools including teaching the concept of mental health as part of wellness, how to identify early signs of mental health problems, how negative stigma and attitudes toward mental illness can contribute to discrimination against people and cause people to avoid getting help and how to access appropriate resources for help and support for someone facing a mental health crisis or problem; and

Whereas, Although the Advisory Council has created an online resource center that includes teacher trainings, lesson plans and information, these are broad guidelines that do not define how the mental health education should be delivered to students in accordance with the new regulations; and

Whereas, New York State Senate Bill S.2886, sponsored by State Senator Julia Salazar, and New York State Assembly Bill A.5315, sponsored by Assemblymember Marcos A. Crespo, would require teachers colleges to incorporate a course of instruction in mental health; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the New York State Legislature to pass, and the Governor to sign, S.2886/A.5315, requiring teachers colleges to incorporate a course of instruction in mental health.

Referred to the Committee on Education.

Res. No. 1151

Resolution calling on corporate and government entities operating in New York City to divest from agricultural industries that benefit from deforestation and the acceleration of global warming.

By Council Members Constantinides, Brannan and Kallos (by request of the Brooklyn Borough President)

Whereas, On April 18, 2019, the Council passed the New York City Climate Mobilization Act, targeting energy sources and greenhouse gas emissions and requiring an eighty percent reduction in citywide emissions by 2050 to offset the globe's changing climate; and

Whereas, On June 20, 2019, the New York State legislature passed the Climate Leadership and Community Protection Act, to require statewide reductions in greenhouse gas emissions and achieve net zero emissions in all sectors of the state economy by 2050; and

Whereas, According to the University of Michigan's Center for Sustainable Systems, the production of food accounts for 83% of all carbon dioxide equivalent emissions associated with food consumption in U.S. households, with nearly half of all food-based emissions stemming from livestock; and

Whereas, According to a 2018 article published by the American Association for the Advancement of Science entitled "Reducing Food's Environmental Impacts Through Producers and Consumer," producing one pound of beef alone requires 592 square feet of land on average; and

Whereas, The Food and Agriculture Organization of the United Nations has stated the global consumption of beef is rising at a rate of 5% annually; and

Whereas, Earlier this year, to cope with rising demands for beef, Brazilian farmers set fires in the Amazon rainforest to clear land for more cattle farms, as reported by Brazil's National Institute for Space Research, which captured satellite images of 41,000 fire spots across the country; and

Whereas, According to the New York Times, the Amazon's rainforest is now burning at record rates, with an 80% increase of forest fires since 2018, straining the earth's ability to store carbon and produce oxygen; and

Whereas, Members of the European Union have condemned the destruction of the Amazon rainforest by cattle farmers and called for an urgent review of the possibility of banning Brazilian beef imports for their connection to environmental damage; and

Whereas, According to the Center for International Policy's Mighty Earth Campaign, soy products have a related effect on global deforestation, as 75% of the world's soy is used as feed for raising livestock including chicken and fish across the globe; and

Whereas, In 2017, the Global Environmental Change Journal described the rising global demand for soybean production as an underlying driver of global deforestation, as pressure mounted for farmers across South America to partake in large-scale forest-clearing to establish more cropland for soy cultivation; and

Whereas, According to the World Wildlife Fund, global supply-chains, shipments, and storage across international agricultural trading companies have created visible impacts on the world's climate as seen by the presence of increasing droughts and heatwaves; and

Whereas, The United Nations' Food and Agriculture Organization issued a statement entitled "Livestock a Major Threat to Environment," stating that animal agriculture is responsible for approximately 65% of all human-related nitrous oxide emissions, which causes heat to be trapped at an estimated rate 296 times stronger than carbon dioxide, and is guiding our global temperature towards a climate tipping point; and

Whereas, Many multinational corporations that distribute beef and soy products in New York City are not signatories to the New York Declaration on Forests, which ensures a commitment from companies to end deforestation by 2030; and

Whereas, Any buyer in New York City, be it a city agency, private corporation, or otherwise, should proactively uphold climate protections by refraining from purchasing agricultural products that fail to meet the sustainability standards set under the Climate Leadership and Community Protection Act; and

Whereas, In order to achieve the commitments made by New York City and State to reduce greenhouse gasses and carbon emissions in all sectors of the economy, it is imperative for public and private sectors to divest from agricultural industries that contribute to climate change; now, therefore, be it

Resolved, That the Council of the City of New York calls on corporate and government entities operating in New York City to divest from agricultural industries that benefit from deforestation and the acceleration of global warming.

Referred to the Committee on Finance.

Preconsidered Res. No. 1152

RESOLUTION AMENDING AND RESTATING THE RESOLUTION COMPUTING AND CERTIFYING BASE PERCENTAGE, CURRENT PERCENTAGE AND CURRENT BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2020 TO THE STATE BOARD OF REAL PROPERTY TAX SERVICES PURSUANT TO SECTION 1803-a, REAL PROPERTY TAX LAW.

By Council Member Dromm.

Whereas, On February 19, 2019, the State Board of Real Property Tax Services (the "SBRPTS") certified the final state equalization rate, class ratios and class equalization rates for the City's Fiscal 2020 assessment rolls, required by Article 18, Real Property Tax Law; and

Whereas, Section 1803-a (1), Real Property Tax Law, requires the Council to compute and certify, to the SBRPTS, for each tax levy, the base percentage, the current percentage and the current base proportion of each class of real property in the City subsequent to the date on which the SBRPTS files with the Clerk of the Council a certification setting forth the final state equalization rate, class ratios and class equalization rates for the City's Fiscal 2020 assessment rolls, pursuant to Section 1212, Real Property Tax Law; and

Whereas, On June 19, 2019, the Council adopted a resolution computing and certifying the base percentage, current percentage and current base proportion of each class of real property for Fiscal 2020 to the State Board of Real Property Tax Services pursuant to Section 1803-a, Real Property Tax Law (the "June 19th Resolution"); and

Whereas, The June 19th Resolution reflects a 5.0 percent cap on any increase in the current base proportion for any class of real property, as compared with the previous year's adjusted base proportion; and

Whereas, After the adoption of the June 19th Resolution, Section 1803-a, Real Property Tax Law, was amended to lower the percent of increase in the current base proportion as compared with the previous year's adjusted base proportion to 0.0 percent;

NOW, THEREFORE, be it resolved by the Council of the City of New York as follows:

Section 1. Computation and Certification of Base Percentages, Current Base Percentages and Current Base Proportions for Fiscal 2020. (a) The Council hereby computes and certifies the base percentage, the current percentage and the current base percentage for the City's Fiscal 2020 assessment rolls as shown on SBRPTS Form RP-6700, attached hereto as Exhibit A and incorporated herein by reference (the "CBP Certificate").

(b) The Clerk of the Council is hereby authorized and directed to execute the CBP Certificate and to file it with the SBRPTS after the date on which the SBRPTS filed with the Clerk of the Council a certification setting forth the final state equalization rate, class ratios and class equalization rates for the City's Fiscal 2020 assessment rolls, pursuant to Section 1212, Real Property Tax Law.

Section 2. Effective Date. This resolution shall take effect immediately.

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

Preconsidered Res. No. 1153

RESOLUTION AMENDING AND RESTATING THE RESOLUTION COMPUTING AND CERTIFYING ADJUSTED BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2020 TO THE STATE BOARD OF REAL PROPERTY TAX SERVICES PURSUANT TO SECTION 1803-a, REAL PROPERTY TAX LAW.

By Council Member Dromm.

Whereas, On May 28, 2019, pursuant to Section 1514 of the Charter of the City of New York, the Commissioner of the Department of Finance delivered to the Council the certified assessment rolls for all real property assessable for taxation in the City in each borough thereof for the fiscal year beginning on July 1, 2019 and ending on June 30, 2020 ("Fiscal 2020"), a certified copy of which is in the Office of the Clerk of the City pursuant to Section 516, Real Property Tax Law (the "Fiscal 2020 Assessment Rolls"); and

Whereas, Section 1803-a (5), Real Property Tax Law, requires the Council subsequent to the filing of the final Fiscal 2020 Assessment Rolls, to adjust current base proportions computed pursuant to the Current Base Proportion Resolution to reflect additions to and removals from the Fiscal 2020 Assessment Rolls as described therein (each such current base proportion so adjusted to be known as an "Adjusted Base Proportion"); and

Whereas, Within five (5) days upon determination of the Adjusted Base Proportions, Section 1803-a (6), Real Property Tax Law, requires the Council to certify, to the State Board of Real Property Tax Services ("SBRPTS"), the Adjusted Base Proportion for each class of real property applicable to the City, the assessed value of all property in each class of real property, the net change in assessed value for each class on the Fiscal 2020 Assessment Rolls resulting from the additions to or removals from the Fiscal 2020 Assessment Rolls as described above, and the net change in assessed value for each class on the Fiscal 2020 Assessment Rolls resulting from changes other than those referred to above; and

Whereas, On June 19, 2019, the Council adopted a resolution in which the Council computed and certified the current base proportion, the current percentage and the base percentage of each class of real property in the City for Fiscal 2020 pursuant to Section 1803-a (1), Real Property Tax Law (the "Current Base Proportion Resolution"); and

Whereas, After the June 19th adoption of the Current Base Proportion Resolution, Section 1803-a, Real Property Tax Law, was amended to lower the percent of increase in the current base proportion as compared with the previous year's adjusted base proportion to 0.0 percent; and

Whereas, Pursuant to the amendment to Section 1803-a, Real Property Tax Law, on November 14, 2019, the Council adopted a resolution computing and certifying the base percentage, current percentage and current base proportion of each class of real property for Fiscal 2020 to the SBRPTS pursuant to Section 1803-a, Real Property Tax Law;

NOW, THEREFORE, be it resolved by The Council of The City of New York as follows:

Section 1. Computation and Certification of Adjusted Base Proportions and Related Information for Fiscal 2020. (a) The Council hereby computes and certifies the Adjusted Base Proportion for each class of real property applicable to the City, the assessed value of all property in each class of real property, the net change in assessed value for each class on the Fiscal 2020 Assessment Rolls resulting from the additions to or removals from the Fiscal 2020 Assessment Rolls as described in Section 1803-a (5), Real Property Tax Law, and the net change in assessed value for each class on the Fiscal 2020 Assessment Rolls resulting from changes other than those described in Section 1803-a (5), Real Property Tax Law, as shown on SBRPTS Form RP-6702, attached hereto as Exhibit A and incorporated herein by reference (the "ABP Certificate").

(b) The Clerk of the Council is hereby authorized and directed to execute the ABP Certificate and to file it with the SBRPTS no later than five (5) days after the date hereof.

Section 2. Effective Date. This resolution shall take effect immediately.

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

Preconsidered Res. No. 1155

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

By Council Member Dromm.

Whereas, On June 19, 2019 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2020 with various programs and initiatives (the "Fiscal 2020 Expense Budget"); and

Whereas, On June 14, 2018 the City Council adopted the expense budget for fiscal year 2019 with various programs and initiatives (the "Fiscal 2019 Expense Budget"); and

Whereas, On June 6, 2017, the Council adopted the expense budget for fiscal year 2018 with various programs and initiatives (the "Fiscal 2018 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2020, 2019 and 2018 Expense Budgets by approving the new designation and changes in the designation of certain organizations receiving local, youth, anti-poverty and aging discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2020 and Fiscal 2019 Expense Budgets by approving new Description/Scope of Services for certain organizations receiving local, youth and anti-poverty discretionary funding and funding pursuant to certain initiatives; now, therefore, be it

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving anti-poverty discretionary funding in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 3; and be it further

Resolved, That the City Council approves sets forth the new designation and changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 4; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Initiative to Address Boroughwide Needs in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 5; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 6; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the A Greener NYC Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 7; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural After-School Adventure (CASA) in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 8; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 9; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 10; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DoVE) Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 11; and be it further

Resolved, That the City Council approves sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 12; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Neighborhood Development Grant Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 13; and be it further

Resolved, That the City Council the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 14; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 15; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Support Our Seniors Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 16; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the LGBTQ Inclusive Curriculum Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 17; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Legal Services for the Working Poor Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 18; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Diversity, Inclusion & Equity in Tech Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 19; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Art a Catalyst for Change Initiative in accordance with the Fiscal 2020 Expense Budget as set forth in Chart 20; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Census 2020 Outreach Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 21; and be it further

Resolved, That the City Council approves sets forth the change in the designation of a certain organization receiving funding pursuant to the City's First Readers Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 22; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Brooklyn Public Library Initiative in accordance with the Fiscal 2020 Expense Budget; as set forth in Chart 23; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 24; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Naturally Occurring Retirement Communities (NORCs) Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 25; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Initiative to Combat Sexual Assault in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 26; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Public Health Funding Backfill Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 27; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Crisis Management System Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 28; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Educational Programs for Students Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 29; and be it further

Resolved, That the City Council approves the removal of funds from the administering agency pursuant to the COMPASS Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 30; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Afterschool Enrichment Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 31; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Sports Training and Rolemodels for Success (STARS) Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 32; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Supports for Persons Involved in the Sex Trade Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 33; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Worker Cooperative Business Development Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 34; and be it further

Resolved, That the City Council approves the new designation and the change in the designation of certain organizations receiving funding pursuant to the Stabilizing NYC Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 35; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Community Housing Preservation Strategies Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 36; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Community Land Trust Initiative in accordance with the Fiscal 2020 Expense Budget; as set forth in Chart 37; and be it further

Resolved, That the City Council approves the new designation of certain organization receiving funding pursuant to the Innovative Criminal Justice Programs Infnitive in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 38; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Borough Presidents' Discretionary Funding Restoration Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 39; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Hate Crimes Prevention Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 40; and be it further

Resolved, That the City Council approves the change in designation of a certain organization receiving funding pursuant to the Opioid Prevention and Treatment Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 41; and be it further

Resolved, That the City Council approves the change in designation of a certain organization receiving funding pursuant to the Developmental, Psychological and Behavioral Health Services Initiative in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 42; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to local discretionary funding in accordance with the Fiscal 2019 Expense Budget. Some of these changes will be effectuated upon a budget modification, as set forth in Chart 43; and be it further

Resolved, That the City Council approves the new designation and the change in the designation of certain organizations receiving funding pursuant to youth discretionary funding in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 44; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Initiative to Address Boroughwide Needs in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 45; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 46; and be it further

Resolved, That the City Council approves the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 47; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 48; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Diversity, Inclusion & Equity in Tech Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 49; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the City's First Readers Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 50; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Brooklyn Public Library Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 51; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Afterschool Enrichment Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 52; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to local discretionary funding in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 53; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 54; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Diversity, Inclusion & Equity in Tech Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 55; and be it further

Resolved, That the City Council amends the description for the Description/Scope of Services for certain organizations receiving local, youth, and anti-poverty discretionary funding and funding for certain initiatives in accordance with the Fiscal 2020 Expense Budget, as set forth in Chart 56; and be it further

Resolved, That the City Council amends the description for the Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 57; and be it further

Resolved, That the City Council sets forth the organizations that will receive equipment, specifically an automated external defibrillator, funded by the Beating Hearts Initiative as designated in Schedule C for Fiscal 2020, as set forth in Chart 58.

Adopted by the Council (preconsidered and approved by the Committee on Finance; for Exhibits, please see the attachment to the resolution following the Report of the Committee on Finance for Res. No. 1155 printed in these Minutes).

Res. No. 1156

Resolution calling on Wendy's to join the Fair Food Program and support farmworkers' human rights.

By Council Members Levine, Lander, Louis, Rosenthal, Adams, Rivera, Kallos, Ayala, Reynoso, Moya, Brannan, Levin, Van Bramer, Menchaca, Rose, Chin, Cohen, Richards, Dromm and Cornegy

Whereas, In 2011, the Fair Food Program (FFP) was created by the Coalition of Immokalee Workers (CIW) in an effort to bring together farmworkers, consumers, major food retailers and growers to achieve humane labor standards and better wages in United States agriculture; and

Whereas, The FFP works by having "Participating Buyers" of farm produce agree to purchase covered produce, mainly tomatoes, only from "Participating Growers"; and

Whereas, These Participating Growers are farms that meet strict standards required by the Fair Food Code of Conduct, which was designed by farmworkers themselves and is independently monitored by the Fair Food Standards Council, that include certain requirements for farmworkers, such as the right to work free from sexual harassment and assault; safe and non-abusive working conditions including shade, water and clean bathrooms in the fields; the ability to report mistreatment or unsafe conditions without retaliation; know-your-rights trainings; access to breaks and safe transportation to work; and

Whereas, In addition to certain labor standards, Participating Buyers pay Participating Growers a small premium on the purchased produce, known as the "Fair Food Premium," which goes to supplement farmworkers' regular paychecks; and

Whereas, To solidify these partnerships, the FFP and thus, the Fair Food Code of Conduct, are backed by legally-binding agreements between the CIW and many of the world's largest produce buyers, such as McDonald's and Subway, with farms that fail to comply with these standards facing risk of suspension from the FFP and losing the ability to sell their produce to Participating Buyers; and

Whereas, As the CIW has established that there is an underlying imbalance of power between farmworkers and corporations, it has focused its efforts on engaging with large corporations at the top of the agricultural supply chain to become Participating Buyers; and

Whereas, Currently, the FFP's Participating Buyers include Walmart, Chipotle Mexican Grill, Trader Joe's, Burger King, Subway and McDonald's; however, there still exist corporations that do not participate in the FFP and thus, may not ensure farmworkers are provided basic protections and fundamental human rights in their work; and

Whereas, The popular and large fast-food corporation Wendy's is one such company that has yet to join the FFP, having faced considerable criticism and protests over its refusal to participate, with a number of cities

passing resolutions urging Wendy's to join the FFP and advocating for the boycott of Wendy's, according to the New York Times; and

Whereas, In New York City, Wendy's has locations throughout the five boroughs, including nine in Brooklyn and 10 in Manhattan, and is one of the only major fast-food chains to reject the opportunity to join the FFP; and

Whereas, In March 2018, over 100 farmworkers and supporters fasted for five days outside the Park Avenue offices of the hedge fund investment firm, Trian Partners, one of the largest shareholders of Wendy's, calling on the fast-food company to join the FFP, with over 2,000 New Yorkers joining in protest through midtown Manhattan on the last day of the fast, according to the CIW; and

Whereas, In New York State, and thus, New York City, there are a substantial number of farmworkers, as a September 2018 New York State Comptroller report indicates that New York State's more than 35,000 farms generated \$4.8 billion in revenue in 2017, accounting for up to 80,000 farmworkers within the state; and

Whereas, In New York City, specifically, there are approximately 31 farms located in all boroughs except for Manhattan, according to a March 2015 New York State Comptroller report; and

Whereas, In addition, there are 530 GreenThumb registered community gardens and 735 registered public school garden projects in New York City, according to the 2018 New York City Food Metrics Report required pursuant to Local Law 52 of 2011; and

Whereas, As New York has a large number of farmworkers, encouraging Wendy's to join the FFP would ensure that farmworkers that provide produce to Wendy's are provided with the benefits, wages and work conditions that they deserve; now, therefore, be it

Resolved, That the Council of the City of New York calls on Wendy's to join the Fair Food Program and support farmworkers' human rights.

Referred to the Committee on Civil Service and Labor.

Int. No. 1796

By Council Members Levin, Gibson, Reynoso, Ayala, Espinal, Lander, Chin, Van Bramer, Dromm, Kallos and Menchaca.

A Local Law to amend the administrative code of the city of New York, in relation to the regulation of commercial rent

Be it enacted by the Council as follows:

Section 1. Title 22 of the administrative code of the city of New York is amended by adding a new chapter 12 to read as follows:

**CHAPTER 12
COMMERCIAL RENT STABILIZATION**

§ 22-1201 Application. This chapter applies to all commercial spaces with a lease or other rental agreement that expires on or after July 1, 2020, whether or not such lease or rental agreement was in effect on such date.

§ 22-1202 Definitions. As used in this chapter, the following terms have the following meanings:

Administering agency. The term "administering agency" means a city agency that the mayor shall designate or establish to implement the provisions of this chapter.

Board. The term "board" means the commercial rent guidelines board established by subdivision a of section 22-1203.

Chain business. The term "chain business" means an establishment that is part of a group of establishments that share a common owner or principal who owns at least 30 percent of each establishment where such establishments (i) engage in the same business or (ii) operate pursuant to franchise agreements with the same franchisor as defined in section 681 of the general business law.

Commercial space. The term “commercial space” means a space used or occupied for non-residential purposes pursuant to a valid commercial lease or other rental agreement. Such term includes only retail stores of 10,000 square feet or less, manufacturing establishments of 25,000 square feet or less, and professional, services or other offices of 10,000 square feet or less.

Commissioner. The term “commissioner” means the head of the administering agency.

Owner. The term “owner” means any owner, lessor, sublessor or other person entitled to receive rent for the use or occupancy of any commercial space, or an agent thereof.

Pass-along. The term “pass-long” means any taxes, sewer, water or utility fee, or operating charges apportioned to a tenant in connection with the use or occupancy of any commercial space.

Rent. The term “rent” means any consideration, including but not limited to pass-alongs, received by the owner in connection with the use or occupancy of any commercial space.

§ 22-1203 Commercial rent guidelines board. a. Composition. There shall be a commercial rent guidelines board consisting of nine members appointed by the mayor as follows:

1. One public member to serve as the chairperson of the board, who has had at least eight years of experience in finance or economics;
2. Two members representing commercial tenants which are not chain businesses;
3. Two members representing commercial landlords; and
4. Four public members, each of whom has had at least five years of experience in finance, economics, real property management or community development.

b. Terms. The members of the board, except the chairperson, shall serve staggered terms of two years. Four members of the board originally appointed, comprising one member representing tenants, one member representing owners and two public members, shall serve until January 1, 2023. The other members of the board originally appointed, excluding the chairperson, shall serve until January 1, 2024. Thereafter, all members shall serve two-year terms on the board until their successors have been appointed and qualified, except the chairperson, who shall serve at the pleasure of the mayor.

c. Removal. The mayor shall fill any vacancy that may occur in the same manner as the original appointment. A member of the board, other than the chairperson, may only be removed by the mayor for cause after an opportunity to be heard in person or by counsel, in the member’s defense, upon at least 10 days’ written notice.

d. Duties of the chairperson. The chairperson shall be the chief administrative officer of the board, and among the chairperson’s powers and duties, the chairperson shall have the authority to employ, assign and supervise the employees of the board and enter into contracts for consultant services. The commissioner shall cooperate with the board and may assign personnel and perform such services in connection with the duties of the board as may reasonably be required by the chairperson.

e. Compensation. The members of the board shall be compensated on a per diem basis for no more than 25 days per year at a rate to be determined by the commissioner, and the chairperson shall be compensated on a per diem basis for no more than 50 days per year at a rate to be determined by the commissioner.

f. Guidelines. The board shall establish initial guidelines for commercial rent adjustments by July 1 next succeeding appointment of the last member of the board. Thereafter, the board shall establish annual guidelines to be filed in accordance with subdivision g of this section. In determining whether to adjust rents for commercial spaces subject to the commercial rent stabilization provisions of this chapter, the board shall consider, among other things:

1. The economic condition of the commercial real estate industry in the affected area, including such factors as:

- (a) Commercial real estate taxes and sewer and water rates;
- (b) Gross operating and maintenance costs (including insurance rates, governmental fees, fuel and labor costs);
- (c) Costs and availability of financing (including effective rates of interest); and
- (d) Overall supply of commercial spaces and overall vacancy rates;

2. Relevant data from the current and projected market values of commercial rentals in the affected area; and

3. Any other relevant data available to the board.

g. Annual filing. Not later than July 1 of each year, the board shall file with the city clerk its guidelines for the preceding calendar year, and shall accompany such findings with a statement of the maximum rate or rates

of rent adjustment, if any, for all commercial spaces subject to the provisions of this chapter authorized for leases or other rental agreements commencing on the next succeeding October 1 or within 12 months thereafter. Such guidelines and statement shall be published in the City Record.

h. Public hearing. Prior to the annual adjustment of the level of rents provided for under subdivision d of this section, the board shall hold at least two public hearings for the purpose of collecting information relating to all factors set forth in subdivision f of this section, and any other relevant information as may be necessary for establishing the annual adjustment guidelines. The board shall provide notice of the date, time and location and a summary of the subject matter of the public hearings, to be published in the City Record daily for the period beginning eight days prior to the hearing date, and at least once in one or more newspapers of general circulation at least eight days immediately preceding the hearing date.

i. Limitation on rate adjustment. Maximum rates of rent adjustment shall not be established more than once annually for any commercial space subject to the provisions of this chapter. Once established, no such rate shall, within the one-year period, be adjusted by any surcharge, supplementary adjustment or other modification except as provided in section 22-1208.

§ 22-1204 Stabilization provisions. a. Upon renewal of a lease for commercial space, the rent charged for the first year of the new lease shall not exceed the initial legal regulated rent or legal regulated rent adjusted pursuant to section 22-1208 until the end of any lease or other rental agreement in effect on the effective date of the local law that added this chapter until such time as a different legal regulated rent shall be authorized pursuant to guidelines adopted by the board. No owner subject to the provisions of this chapter shall charge or collect any rent that exceeds the initial legal regulated rent or legal regulated rent adjusted pursuant to section 22-1208 until the end of any lease or other rental agreement in effect on the effective date of the local law that added this chapter until such time as a different legal regulated rent has been authorized pursuant to guidelines adopted by the board. For any lease exceeding beyond one year, the rent charged for any subsequent year shall not exceed the legal regulated rent as authorized pursuant to the most recent guidelines adopted by the board. If the rent charged for the first year of the new lease is less than the initial legal regulated rent or the legal regulated rent adjusted pursuant to section 22-1208, the rent charged for any subsequent year shall not exceed the first year rent adjusted by the rate authorized pursuant to the most recent guidelines adopted by the board.

b. The initial regulated rent for a commercial space subject to the provisions of this chapter is the rent charged in the lease or other rental agreement for such commercial space in effect on the effective date of the local law that added this chapter.

c. The initial regulated rent for a commercial space subject to the provisions of this chapter that is not subject to a lease or other rental agreement on the effective date of the local law that added this chapter shall be the rent charged in the first lease or other rental agreement for such commercial space that becomes effective after the effective date of the local law that added this chapter, provided that such rent shall not include any pass-alongs. However, if a claim alleging commercial tenant harassment pursuant to chapter 9 of this title is brought against the owner by the previous tenant as the means by which the vacancy was effected and such previous tenant's claim is upheld by a court of competent jurisdiction, such owner shall be liable for damages of 10 times the proposed new lease's monthly rent or \$50,000, whichever is greater, to be payable to the previous tenant, in addition to consequential damages and any other remedy available at law or equity.

d. Upon a finding of commercial tenant harassment pursuant to chapter 9 of this title, the rent for the new tenant shall be no higher than the rent that could have been charged to the previous tenant pursuant to subdivision a of this section, retroactive to the beginning of the new tenancy. All other terms and conditions of the lease shall conform to the provisions of subdivision a of this section.

§ 22-1205 Enforcement and procedures. a. Subject to the conditions and limitations of this section, any owner who, upon the complaint of a tenant, is found by the commissioner, after a reasonable opportunity to be heard, to have collected an overcharge above the rent authorized for a commercial space subject to the provisions of this chapter, is liable to such tenant for a penalty equal to three times the amount of such overcharge. If the owner establishes, by a preponderance of the evidence, that the overcharge was not intentional, the penalty shall be the amount of the overcharge plus interest assessed from the initial date of the overcharge. After a complaint of rent overcharge has been filed and served on an owner, the voluntary adjustment of the rent and/or the voluntary tender of a refund of rent overcharges shall not be considered by the commissioner as evidence that the overcharge was not willful.

b. The legal regulated rent for purposes of determining an overcharge is the rent indicated in the annual registration statement filed and served upon the tenant six years prior to the most recent registration statement, or, if more recently filed, the initial registration statement, plus in each case any subsequent lawful increases and adjustments. The commissioner, in investigating complaints of overcharge and in determining legal regulated rent, shall consider all available rent history which is reasonably necessary to make such determinations. As to complaints filed within 90 days of the initial registration of a commercial space, the legal regulated rent is deemed to be the rent charged on the date six years prior to the date of the initial registration of the commercial space or, if the commercial space was subject to this chapter for less than six years, the initial legal regulated rent, plus in each case, any lawful increases and adjustments. Where the rent charged on the date six years prior to the date of the initial registration of the commercial space cannot be established, such rent shall be established by the commissioner based on, among other things, the factors set forth in paragraph one of subdivision f of section 22-1203.

c. Complaints under this section may be filed with the commissioner at any time, however any recovery of overcharge penalties shall be limited to the six years preceding the complaint.

d. An owner found to have overcharged a tenant may be assessed the reasonable costs and attorney's fees of the proceeding and interest from the initial date of the overcharge at the rate of interest payable on a judgment pursuant to section 5004 of the civil practice laws and rules.

e. A tenant may, upon the expiration of the period in which the owner may institute a proceeding pursuant to article 78 of the civil practice law and rules, file and enforce an order of the commissioner awarding penalties in the same manner as a judgment.

f. The commissioner shall enforce the provisions of this section and is authorized to issue rules and regulations pursuant to this section.

§ 22-1206 Rent registration. a. Each owner of a commercial space subject to the provisions of this chapter shall register such space with the administering agency within 120 days of the effective date of the local law that added this chapter using forms prescribed by the commissioner. The information to be provided on such forms shall include the following:

- 1. The name and address of the building or group of buildings or development in which such commercial space is located and the tenant thereof;*
- 2. The number of commercial spaces belonging to such owner in the building or group of buildings or development in which such commercial space is located;*
- 3. The number of commercial spaces in such building or group of buildings or development subject to the provisions of this chapter;*
- 4. The rent for the commercial space charged on the registration date; and*
- 5. The square footage of each commercial space named pursuant to paragraph 1 of this subdivision.*

§ 22-1207 Fees. a. The department of finance shall collect from the owner of each commercial space registered pursuant to section 22-1206 an annual fee in the amount of \$100 per year for each commercial space subject to this law, in order to defray costs incurred in administering this law.

b. Failure to pay the fee imposed by subdivision a of this section constitutes a charge due to the city. All such fees due to the city constitute a debt recoverable from the owner and the city may commence an action or proceeding, file a lien upon the building or take any other lawful action for the recovery of such fees.

§ 22-1208 Application for adjustment of initial rent. Notwithstanding any other provision of this chapter, a tenant or owner may, within 60 days of the effective date of the local law that added this chapter or the commencement of the first tenancy thereafter, whichever is later, file with the commissioner an application for adjustment of the initial legal regulated rent for such commercial space. The commissioner may adjust such initial legal regulated rent upon a finding that the presence of extraordinary circumstances materially affecting the initial legal regulated rent has resulted in a rent which is substantially different from the rents generally prevailing in the same area for substantially similar commercial spaces.

§ 2. This local law takes effect six months after it becomes law, except that the administering agency, as defined in section 22-1203 of the administrative code of the city of New York as added by section one of this local law, shall take such measures as are necessary for the implementation of this local law, including the promulgation of rules, before such date.

Referred to the Committee on Small Business.

Int. No. 1797

By Council Members Levine, Louis, Kallos, Chin, Powers, Rosenthal, Ayala, Reynoso, Torres, Holden, Lancman, Cabrera, Lander, Dromm, Moya, Rivera, Rodriguez, Brannan, Richards, Van Bramer, Adams, Maisel, Levin, Menchaca and Koslowitz (by request of the Manhattan Borough President).

A Local Law to amend the administrative code of the city of New York, in relation to creating an informational campaign concerning workers' rights under the earned safe and sick time act

Be it enacted by the Council as follows:

Section 1. Chapter 8 of title 20 of the administrative code of the city of New York is amended by adding a new section 20-919.1 to read as follows:

§ 20-919.1 *Public education campaign.* a. *The commissioner shall engage in ongoing public education efforts to inform employers, employment agencies, employees and job applicants about their rights and responsibilities under this chapter. Such campaign shall include but need not be limited to:*

1. *In coordination with the department of health and mental hygiene the distribution of posters, flyers and other written materials concerning employees' rights pursuant to this chapter, to pharmacies, doctors' offices, and hospitals and such other sites as may be appropriate.*

2. *An invitation to the New York city health and hospitals corporation to participate in the posting and dissemination of posters, flyers and written materials concerning employees' rights pursuant to this chapter.*

b. *Nothing in this chapter shall be construed to require the acceptance or display of such materials by private entities.*

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

Referred to the Committee on Civil Service and Labor.

Int. No. 1798

By Council Members Powers, Louis, Kallos, Yeger, Brannan, Lander, Koo and Richards.

A Local Law to amend the administrative code of the city of New York, in relation to the online cancellation of automatic renewal and continuous service gym memberships

Be it enacted by the Council as follows:

Section 1. Chapter 5 of title 20 of the administrative code of the city of New York is amended by adding a new subchapter 21 to read as follows:

SUBCHAPTER 21
AUTOMATIC RENEWAL OR CONTINUOUS SERVICE CONTRACTS

§ 20-836 *Cancellation of automatic renewal and continuous service gym memberships.* a. *Definitions. As used in this subchapter, the following terms have the following meanings:*

Automatic renewal. The term "automatic renewal" means a plan or arrangement which is automatically renewed at the end of a definite term for a subsequent term.

Continuous service. The term "continuous service" means a plan or arrangement which continues until the consumer cancels the service.

Consumer. The term "consumer" means a consumer who is physically present in the city.

Gym membership. The term “gym membership” means a contract for access to and use of any health or fitness club, gymnasium, or any similar facility or affiliated group of facilities for the preservation, maintenance, encouragement or development of physical fitness.

b. For any gym membership purchased by an individual consumer that provides for an automatic renewal or continuous service, the party providing or offering to provide the gym membership must, except as otherwise provided by law:

1. Provide the consumer an option to terminate such automatic renewal or continuous service using a completely online process; and

2. Provide a notice to the consumer explaining in plain language how such automatic renewal or continuous service may be terminated online. Each business that maintains a website which allows consumers to enter into an automatic renewal or continuous service arrangement gym membership shall also conspicuously display such notice on its website.

§ 20-837 Rules. The department may promulgate such rules as it deems necessary to implement and enforce the provisions of this subchapter.

§ 20-838 Civil penalties. Any person that violates any provision of this subchapter or any rule promulgated pursuant to this subchapter is liable for a civil penalty of not less than \$500 nor more than \$5,000 for each violation pursuant a penalty schedule promulgated by the department. A proceeding to recover any civil penalty authorized pursuant to this subchapter is returnable to any tribunal established within the office of administrative trials and hearings or within any agency of the city designated to conduct such proceedings.

§ 2. This local law takes effect 120 days after it becomes law, except that the commissioner of consumer affairs shall take all actions necessary for the implementation of this local law, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Consumer Affairs and Business Licensing.

Int. No. 1799

By Council Members Rivera, Kallos, Yeger, Ayala, Chin and Louis.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of finance to create a guide for not-for-profit organizations

Be it enacted by the Council as follows:

Section 1. Section 11-135 of the administrative code of the city of New York, as amended by local law number 26 for the year 2018, is amended to read as follows:

§ 11-135 Informational brochures. a. 1. The department of finance shall publish on its website a brochure or brochures written in plain English that contains the following information:

(a) A description of the way the department determines market value and assessed value for all class one and class two property in the city of New York, and the way the property tax assessment determined by such values affects a property owner's property tax bill.

(b) A description of the statement of account, notice of property value or similar document that provides a property owner with a description of his or her property, applied exemptions, and the assessed and market values of such property, and an explanation of the content contained therein.

(c) A description of property tax exemptions and abatements administered by the department, and the eligibility requirements and application deadlines of such property tax exemptions and abatements.

(d) A timeline of deadlines in the fiscal year as they relate to property tax assessment and payment of property taxes.

(e) A description of the process specified in sections one hundred sixty-four, one hundred sixty-four-a, and one hundred sixty-four-b of the New York city charter to dispute assessments determined by the department.

2. The brochure or brochures required by this section shall be published on the department's website as follows:

(a) for class one properties, no later than January fifteenth, two thousand thirteen; and

(b) for class two properties, no later than January fifteenth, two thousand fourteen.

3. Such brochure or brochures shall be updated by the department on a periodic basis.

4. Upon the recording of any document with the city register or the office of the Richmond county clerk transferring an ownership interest in any class one property or in any class two property that is a residential condominium or residential cooperative or a four family residential property, as such classes of property are defined in subdivision one of section eighteen hundred two of the real property tax law, the department shall send by mail, or, for any owner whose email address is known to the department, by email, such brochure to the grantee or grantees of such ownership interest.

b. 1. The department of finance, in consultation with any relevant city agencies or offices, shall create and publish on its website a brochure that contains the following information related to nonprofit organizations:

(a) A description of the eligibility criteria, application process and timeline for any real property tax exemption or abatement that may be available to nonprofit organizations;

(b) A description of all state and local taxes for which a nonprofit organization may have to file a return or exemption application or for which it may otherwise be liable, including a description of the entity which administers the tax and any deductions, exemptions, and abatements relevant to nonprofit organizations;

(c) An explanation of the exemption provided pursuant to section 501(c)(3) of the internal revenue code;

(d) A description of the eligibility criteria, process and timeline for any exemption from water and sewer charges that may be available to nonprofit organizations; and

(e) Information regarding other exemptions, waivers, permits, registrations or approvals that nonprofit organizations may seek from the city, and other relevant regulations, policies, procedures, programs and benefits;

(f) Information regarding the tax lien sale as it relates to nonprofit organizations; and

(g) any other information deemed relevant by the department or the agencies or offices with whom the department consulted to create the brochure.

2. Upon the recording of any document with the city register or the office of the Richmond county clerk transferring an ownership interest in any property to a nonprofit organization, or upon the first time that a property owner is granted an exemption from real property tax pursuant to section 11-246, the department shall send by mail, or, for any owner whose email address is known to the department, by email, such brochure to the grantee or grantees of such ownership interest or to exemption.

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

Referred to the Committee on Finance.

Int. No. 1800

By Council Members Torres, Louis, Yeger and Chin.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the office of emergency management to establish protocols for the response to loss of essential services

Be it enacted by the Council as follows:

Section 1. Title 30 of the administrative code of the city of New York is amended by adding a new section 30-116 to read as follows:

§ 30-116. *Emergency response to loss of essential services. a. Definitions. For the purpose of this section, the following terms have the following meanings:*

Emergency response. The term “emergency response” means actions conducted or coordinated by the office aimed at providing relief for individuals impacted by essential service outages and facilitating the restoration of all essential services.

Essential service. The term “essential service” means a service delivered to an inhabited structure that is necessary for the safe habitation of such structure, including heat, gas, hot water, and electricity.

Essential service outage. The term “essential service outage” means the failure to deliver an essential service to the majority of residents in an inhabited structure for a period longer than six consecutive hours.

Inhabited structure. The term “inhabited structure” means any structure where individuals sleep overnight.

b. The office shall establish protocols to guide its responses to essential service outages. Such protocols shall include but need not be limited to:

1. Factors considered in determining the timing and type of emergency response to be conducted by the office, including but not limited to:

(a) the number of individuals residing within an inhabited structure affected by an essential service outage;

(b) the cause and expected duration of an essential service outage;

(c) weather conditions at the time of an essential service outage; and

(d) the presence of vulnerable populations at the location of an inhabited structure affected by an essential service outage necessitating an expedited emergency response.

2. Types of emergency response actions required by protocol established pursuant to subdivision b of this section and the circumstances warranting such responses, including but not limited to:

(a) conducting an in-person assessment of conditions at the location of an essential service outage;

(b) implementing or coordinating actions aimed at providing individuals habituating such location with relief from adverse conditions; and

(c) facilitating the restoration of all essential services.

c. The protocols established pursuant to subdivision b shall be stored permanently on the office’s website and updated when office practice or policies changes.

§ 2. This local law takes effect immediately after it becomes law.

Referred to the Committee on Fire and Emergency Management.

Int. No. 1801

By Council Members Treyger, Kallos and Chin.

A Local Law to amend the administrative code of the city of New York, in relation to information posted to the department of education’s website

Be it enacted by the Council as follows:

Section 1. Title 21-A of the administrative code of the city of New York is amended by adding a new chapter 28 to read as follows:

Chapter 28. Website

§ 21-999 Search engine and presentation of information. a. No later than December 31, 2020, the department’s website shall contain a search engine such that, when a user enters into such search engine one or more keywords relating to the subject matter of a report that the department is required by local law to post on its website, such search produces such report.

b. No later than December 31, 2020, in all instances in which the department is required by local law to post information on its website, the department shall ensure that such information is available in plain language and is presented in a manner that, according to the department, is easily understandable by the general public.

c. Any publicly accessible information posted on the department’s website as of the effective date of the local law that added this section shall remain publicly accessible on the department’s website.

§ 2. Availability of website content. a. For purposes of this section, the following terms have the following meanings:

Document. The term “document” means any record, report, statement, memorandum, opinion, book, booklet, manual, pamphlet, paper or letter that is or was made available to the public electronically on the website of the department, in any format whatsoever.

Website redesign. The term “website redesign” means the new websites located at the web addresses www.schools.nyc.gov and infohub.nyced.org launched by the department on July 10, 2018.

b. No later than 9 months after the effective date of this local law, the department shall submit to the mayor and the speaker of the council, and post on the department’s website, a report disclosing the following:

1. The number of functioning hyperlinks on the department’s website;
2. The number of non-functioning hyperlinks within the domain of such website;
3. The number and types of documents that are available on the department’s website; and
4. The number and types of documents that were available on the department’s website during the 5 years immediately preceding the website redesign.

c. No later than 6 months after the department submits its report to the mayor and the speaker of the council as required by subdivision b of this section, the department shall make available on such website all documents that were available during the 5 years immediately preceding the website redesign, and shall, in its discretion, repair or redirect to the most relevant page of the department’s website any non-functioning hyperlinks in the domain of such website.

d. Upon compliance with all the requirements in subdivision c of this section, the department shall certify such compliance to the mayor and the speaker of the council.

§ 3. Reporting on website feedback. a. No later than 1 year after the effective date of this local law, the department shall submit to the speaker of the council and the mayor, and post on the department’s website, a report regarding feedback received from the general public about the department’s website and the department’s response to such feedback.

b. Such report shall consist of, at a minimum, the following information:

1. The number of messages received from the public that provided feedback on the department’s website, including a summary of the content of such feedback;
2. Whether the department has made any changes to the website in response to such feedback; and
3. If the department has made changes, a detailed explanation regarding what changes were made; or, if the department has not made such changes, a timeline demonstrating when the department plans to make such changes or a detailed explanation regarding why such changes will not be made.

c. Such report shall be anonymized.

§ 4. This local law takes effect immediately, except that section two of this local law is deemed repealed once the department has submitted and posted the report as required by subdivision b of section two of this local law and the department has certified compliance with all the requirements in subdivision c of section two of this local law, and section three of this local law is deemed repealed once the department has submitted and posted the report as required by section 3 of this local law.

Referred to the Committee on Education.

Preconsidered L.U. No. 577

By Council Member Dromm:

J2, Block 9998, Lot 25; Queens, Community District No. 12, Council District No. 27.

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

Preconsidered L.U. No. 578

By Council Member Salamanca:

Application No. C 190403 ZMX (Bronx Special Districts Text Amendment) submitted by NYC Department of City Planning pursuant to Section 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section Nos. 1a, 1b, 1c, and 1d: eliminating a Special Natural Area District; establishing a Special Natural Resources District (SNRD), Borough of the Bronx, Community District 8 and Staten Island, Community Districts, 1, 2, and 3.

Adopted by the Council (preconsidered and adopted by the Committee on Land Use and the Subcommittee on Zoning & Franchises).

Preconsidered L.U. No. 579

By Council Member Salamanca:

Application No. N 190430(A) ZRY (Bronx Special Districts Text Amendment) submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, establishing the Special Natural Resources District (Article XIV, Chapter 3), and modifying related provisions, including regulations related to Article X, Chapter 5 (Special Natural Areas District), Borough of the Bronx, Community District 8 and Staten Island, Community Districts 1, 2, and 3.

Adopted by the Council (preconsidered and adopted by the Committee on Land Use and the Subcommittee on Zoning & Franchises).

L.U. No. 580

By Council Member Salamanca:

Application No. 20195733 TCK (Sur La Baie) pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Oy Compensation LLC d/b/a Sur La Baie, for a revocable consent to establish maintain and operate an unenclosed sidewalk café located at 3099 Emmons Avenue, Borough of Brooklyn, Council District 48, Community District 15. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant Section 11.20(c) of the Rules 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 & Franchises.

L.U. No. 581

By Council Member Salamanca:

Application No. N 190408 ZRY (POPS Signage and Amenities Text Amendment) submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, to facilitate the updating of Privately Owned Public Spaces (POPS) signage and furniture regulations, Citwide.

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

NEW YORK CITY COUNCIL

A N N O U N C E M E N T S

Monday, November 18, 2019

Committee on Civil & Human Rights

Mathieu Eugene, Chairperson

Proposed Int 339-A - By Council Members Rose, Rosenthal, Ayala, Reynoso, Menchaca, Perkins, Rivera, Richards, Kallos, Powers, the Public Advocate (Mr. Williams), Van Bramer, Lander, Ampy-Samuel, Chin, Levine, Adams, Eugene, Moya, Barron, Cumbo, Cohen, Cornegy, Treyger, Dromm, Brannan, Holden, Grodenchik, Espinal, Gibson, King, Miller, Louis, Rodriguez, Koo, Salamanca and Maisel - **A Local Law** to amend the administrative code of the city of New York, in relation to expanding the definition of employer under the human rights law to provide protections for domestic workers.

Committee Room – City Hall.....10:00 a.m.

Committee on Public Safety

Donovan Richards, Jr., Chairperson

Oversight - NYPD’s Roll-Out of Body Worn Cameras.

Int 1136 - By the Public Advocate (Mr. Williams) and Council Member Lancman - **A Local Law** to amend the administrative code of the city of New York, in relation to requiring the New York City police department to issue public reports on the department’s use of body-worn cameras.

Council Chambers – City Hall.....10:00 a.m.

★ Deferred

~~Committee on Education~~

~~Mark Treyger, Chairperson~~

~~**Oversight** – The Department of Education’s Website and Technology Related Resources.~~

~~Council Chambers – City Hall.....1:00 p.m.~~

Committee on Transportation

Ydanis Rodriguez, Chairperson

Oversight - The Current Situation for Liveries and Corporate Black Cars.

Committee Room – City Hall.....1:00 p.m.

Committee on Youth Services

Deborah Rose, Chairperson

Tour: Ali Forney Drop-in Center

Location: 321 West 125th Street
New York, NY

PLEASE BE ADVISED THE TOUR IS NOT OPEN TO THE PUBLIC

Details Attached.....1:00 p.m.

Tuesday, November 19, 2019

Subcommittee on Zoning & Franchises

Francisco Moya, Chairperson

See Land Use Calendar

Committee Room – City Hall.....9:30 a.m.

Committee on Cultural Affairs, Libraries & International Intergroup Relations jointly with the

James Van Bramer, Chairperson

[Committee on Immigration](#) Carlos Menchaca, Chairperson
Oversight - The Role of Public Libraries in Support of Immigrant New Yorkers
 Council Chambers - City Hall.....10:00 a.m.

★ *Deferred*

~~[Committee on Justice System](#) jointly with the _____ Rory Lancman, Chairperson
[Committee on Women and Gender Equity](#) _____ Helen Rosenthal, Chairperson
Oversight - Efficacy and Efficiency of Batterer Intervention Programs. —
 Council Chambers - City Hall.....10:00 a.m.~~

[Committee on Veterans](#) Chaim M. Deutsch, Chairperson
[Committee on Contracts](#) Ben Kallos, Chairperson
Oversight - DVS' Contracts
 Committee Room – 250 Broadway, 14th Floor.....10:00 a.m.

[Committee on Finance](#) jointly with the Daniel Dromm, Chairperson
[Committee on Governmental Operations](#) Fernando Cabrera, Chairperson
Proposed Int 245-A - By Council Members Reynoso, Rosenthal, Kallos, Espinal, Rose, Ayala, Deutsch, Perkins, Rivera, Treyger, Richards, Torres, Levin, Brannan, the Public Advocate (Mr. Williams), Lander, Yeger, Menchaca, Ampry-Samuel, Miller, Chin, King, Levine, Cornegy, Barron, Adams and Van Bramer - **A Local Law** to amend the administrative code of the city of New York, in relation to exemptions from the sale of tax liens.
Int 1776 - By Council Members Ayala and Kallos - **A Local Law** to amend the administrative code of the city of New York, in relation to requiring the development of a single application form for the not-for-profit real property tax exemption and the not-for-profit exemption from water and sewer charges.
Int 1784 - By Council Members Louis, Kallos and Rosenthal - **A Local Law** to amend the New York city charter, in relation to establishing an office of not-for-profit organization services.
Int 1799 - By Council Member Rivera - **A Local Law** to amend the administrative code of the city of New York, in relation to requiring the department of finance to create a guide for not-for-profit organizations.
 Committee Room – City Hall.....1:00 p.m.

★ *Deferred*

~~[Subcommittee on Landmarks, Public Siting & Maritime Uses](#) _____ Adrienne Adams, Chairperson
See Land Use Calendar
 Committee Room – 250 Broadway, 16th Floor.....1:00 p.m.~~

Wednesday, November 20, 2019

[Committee on Housing and Buildings](#) jointly with the Robert Cornegy, Jr., Chairperson
[Committee on Fire and Emergency Management](#) Joseph Borelli, Chairperson
Oversight - Implementation of Automatic Sprinkler Requirements in Commercial Buildings.
 Council Chambers – City Hall.....10:00 a.m.

[Committee on Land Use](#) Rafael Salamanca, Jr., Chairperson
All items reported out of the Subcommittees
 AND SUCH OTHER BUSINESS AS MAY BE NECESSARY
 Committee Room – City Hall.....11:00 a.m.

[Committee on Economic Development](#) Paul Vallone, Chairperson
Oversight - The Economic Impact of the Hunts Point Food Distribution Center.
 Committee Room – 250 Broadway, 16th Floor.....1:00 p.m.

[Committee on Higher Education](#) Inez Barron, Chairperson
Oversight - Diversity in Higher Education Classrooms and Curricula.
 Committee Room – 250 Broadway, 14th Floor.....1:00 p.m.

[Committee on Justice System](#) jointly with the Rory Lancman, Chairperson
[Committee on Women and Gender Equity](#) Helen Rosenthal, Chairperson
Oversight - Efficacy and Efficiency of Batterer Intervention Programs.
 Council Chambers – City Hall.....1:00 p.m.

[Committee on Technology](#) jointly with the Robert Holden, Chairperson
[Committee on Hospitals](#) Carlina Rivera, Chairperson
Oversight - Electronic Health Records
 Committee Room – City Hall.....1:00 p.m.

Thursday, November 21, 2019

★ **Note Location Change**

[Committee on General Welfare](#) Stephen Levin, Chairperson
Oversight - Food Access, Quality and Inspections at DHS Shelters.
 ★Council Chambers - City Hall.....10:00 a.m.

★ **Deferred**

~~[Committee on Mental Health, Disabilities & Addiction](#) jointly with the Diana Ayala, Chairperson~~
~~[Committee on Aging](#) Margaret Chin, Chairperson~~
~~**Oversight** - Access A Ride~~
~~Council Chambers - City Hall.....10:00 a.m.~~

Monday, November 25, 2019

[Committee on Small Business](#) Mark Gjonaj, Chairperson
Oversight - E-Commerce in Small Business.
 Committee Room – 250 Broadway, 14th Floor.....10:00 a.m.

★ **Deferred**

~~[Committee on Small Business](#) jointly with the Mark Gjonaj, Chairperson~~
~~[Committee on Technology](#) Robert Holden, Chairperson~~
~~**Oversight** - E-Commerce in Small Business and the Sharing Economy.~~
~~Committee Room - City Hall.....10:00 a.m.~~

[Committee on Transportation](#) Ydanis Rodriguez, Chairperson
Oversight - The MTA’s 2020-2024 Capital Plan and Transformation Plan.
 Council Chambers - City Hall.....10:00 a.m.

Committee on Environmental Protection

Costa Constantinides, Chairperson

Oversight - Effectively utilizing water resources for energy generation, safety and conservation.

Int 417 - By Council Members Cohen and Yeger - **A Local Law** to amend the administrative code of the city of New York, in relation to incentivizing water leak reporting.

Int 419 - By Council Member Constantinides - **A Local Law** to amend the administrative code of the city of New York, in relation to generating, capturing and utilizing energy from city’s water supply, wastewater treatment systems and natural bodies of water.

Int 834 - By Council Member Constantinides - **A Local Law** to amend the administrative code of the city of New York, in relation to use of potable water hoses in all department of environmental protection capital projects.

Int 1182 - By Council Members Constantinides, Brannan and Ampry-Samuel - **A Local Law** to amend the administrative code of the city of New York in relation to identifying all vacant and underutilized municipally-owned sites that would be suitable for the development of renewable energy and assessing the renewable-energy generation potential and feasibility of such sites.

Committee Room – City Hall.....1:00 p.m.

Committee on Governmental Operations

Fernando Cabrera, Chairperson

Oversight - New York City’s Early Voting Rollout.

Council Chambers - City Hall.....1:00 p.m.

Tuesday, November 26, 2019

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

**MEMORANDUM**

October 25, 2019

TO: ALL COUNCIL MEMBERS**RE:** TOUR BY THE COMMITTEE ON YOUTH SERVICES

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

**Ali Forney Drop-in Center
321 West 125th Street
New York, NY**

PLEASE BE ADVISED THE TOUR IS NOT OPEN TO THE PUBLIC

The Tour will be on **Monday, November 18, 2019 beginning at 1:00 p.m.** A van will be leaving City Hall at **12:15 p.m. sharp.**

Council Members interested in riding the van should call Paul Sinegal at **212-482-5418.**

Deborah Rose, Chairperson
Committee on Youth Services

Corey Johnson
Speaker of the Council

During the Communication from the Speaker segment of this Meeting, the Speaker (Council Member Johnson) delivered a number of remarks among them the following:

The Speaker (Council Member Johnson) acknowledged the mass shooting which took place earlier that morning at Saugus High School in Santa Clarita, California. He once again asked for the nation to pass serious gun control reform laws.

The Speaker (Council Member Johnson) acknowledged the Veterans Day holiday that took place a few days earlier. He thanked the nation's veterans for their selfless service to the country and especially thanked all the present and former veterans of New York City.

The Speaker (Council Member Johnson) spoke of the new early voting option that was available for the first time to New Yorkers. He also thanked the members of the Council's 2019 Charter Revision Commission for their work and specifically thanked State Attorney General and former Public Advocate Letitia James and Manhattan Borough President Gail Brewer for their contributions. Additionally, the Speaker (Council Member Johnson) congratulated the winners of the November 5, 2019 General Election and specifically mentioned the victories of the Public Advocate (Mr. Williams), Council Member Louis, and future Queens District Attorney Melinda Katz.

The Speaker (Council Member Johnson) acknowledged the celebrations of National American Indian Heritage Month and Puerto Rican Heritage Month. He mentioned the Council's Puerto Rican heritage event that took place the night before in the Chambers. The Speaker (Council Member Johnson) praised the contributions that Native Americans and Puerto Ricans have made to the City of New York.

The Speaker (Council Member Johnson) acknowledged the celebration of Transgender Awareness Week. He also noted that the LGBT Caucus led by Council Member Dromm had been hosting a Trans Day of Awareness exhibit in the City Hall rotunda. The exhibit was taking place in partnership with the LaGuardia-Wagner Archives. The Speaker (Council Member Johnson) thanked Council Member Dromm for sharing his collection of photographs featuring many trans leaders from Jackson Heights and members of Make the Road New York. He also acknowledged the upcoming November 20th Trans Day of Remembrance when those whose lives were lost to violence are to be commemorated.

The Speaker (Council Member Johnson) acknowledged November 14th as World Diabetes Day and noted the presence of diabetes awareness advocate Chris Norwood in the Council Chambers. Ms. Norwood, founder and executive director of Health People, helped push for the passage of Int. No. 1361-B which was before the Council for a vote that day. The Speaker (Council Member Johnson) thanked Ms. Norwood and Health People for their work on this matter.

The Speaker (Council Member Johnson) acknowledged that legislative counsel Robert Newman was retiring from the Council after nearly twenty-one years of service. He noted that Mr. Newman had served in a variety of roles within the Council during his tenure. He specifically mentioned Mr. Newman's work in expanding opportunities for minority and women owned businesses, creating rigorous local campaign finance laws, limiting city cooperation with the Immigration and Customs Enforcement, guiding the recent Master Streets Plan bill, and contributing to the Speaker's 2019 State of the City proposals for more municipal control. He also praised him for creating a top-notch team with Ms. Kelly Taylor. The Speaker (Council Member Johnson) thanked Mr. Newman for his service as those assembled in the Chambers applauded.

Whereupon on motion of the Majority Leader (Council Member Cumbo), the Public Advocate (Mr. Williams) adjourned these proceedings to meet again for the Stated Meeting on Tuesday, November 26, 2019.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council