

The New York City Council

Council Agenda

Stated Meeting

December 10, 2020

1:30 PM

- REMOTE HEARING (VIRTUAL ROOM 1) -

1. Roll Call

ROLL CALL

2. Invocation

Delivered by: Rabbi Eli Cohen, Executive Director serves as a spiritual leader at Crown Heights Jewish Community Council located at 1206 Carroll Street, Brooklyn, N.Y. 11225.

Motion to spread the Invocation in full upon the record by Council Member Cumbo.

3. Adoption of Minutes

ADOPTION OF MINUTES - Motion that the Minutes of the Stated Meetings of October 29, 2020 and November 19, 2020 be adopted as printed by Council Member Cornegy.

4. Messages & Papers from the Mayor

MESSAGES & PAPERS FROM THE MAYOR - None

5. Communications from City, County & Borough Offices

COMMUNICATIONS FROM CITY, COUNTY & BOROUGH OFFICES

- M 0262-2020** **Darma V. Diaz, as the new Council Member of the 37th Councilmanic District, Brooklyn**
- Communication from the Board of Elections - Submitting the Certification of Election of Darma V. Diaz, as the new Council Member of the 37th Councilmanic District, Brooklyn.
Received, Ordered, Printed and Filed
- M 0263-2020** **Strategic Policy Statement for 2020.**
- Communication from the Brooklyn Borough President – Submitting Strategic Policy Statement for 2020, as required by the New York City Charter.
Received, Ordered, Printed and Filed
- M 0264-2020** **Miguelina Camilo, Office of Commissioner of Elections of the Board of Elections.**
- Communication from the Bronx County Democratic Committee recommending the name of Miguelina Camilo to the Council regarding her appointment to the office of Commissioner of Elections pursuant to § 3-204 of the New York State Election Law.
Rules, Privileges and Elections
- M 0265-2020** **Patricia Anne Taylor Carsel, Richmond County Democratic Commissioner of Elections**
- Communication from Richmond County Democratic Committee recommending the name of Patricia Anne Taylor Carsel to the Council regarding her re-appointment as Richmond County Democratic Commissioner of Elections pursuant to § 3-204 of the New York State Election Law.
Rules, Privileges and Elections

- M 0266-2020** **Tiffany Townsend, Office of Commissioner of Elections.**
- Communication from the New York County Democratic Committee recommending the name of Tiffany Townsend to the Council regarding her appointment to the office of Commissioner of Elections pursuant to § 3-204 of the New York State Election Law.
- Rules, Privileges and Elections*

6. Petitions and Communications

PETITIONS AND COMMUNICATIONS

- M 0267-2020** **Council Member Donovan J. Richards, Resignation**
- Communication from Council Member Donovan J. Richards - Submitting his resignation from the office of New York City Council Member of the 31st Council District effective December 2, 2020.
- Received, Ordered, Printed and Filed*

7. Land Use Call-Ups

LAND USE CALL-UPS - None

8. Communication from the Speaker

COMMUNICATION FROM THE SPEAKER

9. Discussion of General Orders

DISCUSSION OF GENERAL ORDERS

10. Reports of Special Committees

REPORTS OF SPECIAL COMMITTEES - None

11. Reports of Standing Committees

REPORTS OF STANDING COMMITTEES**Report of the Committee on Civil and Human Rights**
REPORT OF THE COMMITTEE ON CIVIL AND HUMAN RIGHTS

Int 1314-2018-A Prohibiting discrimination based on one's arrest record, pending criminal accusations or criminal convictions.

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting discrimination based on one's arrest record, pending criminal accusations or criminal convictions

Amended and Coupled on GO

Report of the Committee on Consumer Affairs and Business Licensing***REPORT OF THE COMMITTEE ON CONSUMER AFFAIRS AND BUSINESS LICENSING***

Int 1170-2018-A Requiring businesses to notify customers of the use of biometric identifier technology and prohibiting the sale of biometric identifier information.

A Local Law to amend the administrative code of the city of New York, in relation to requiring businesses to notify customers of the use of biometric identifier technology and prohibiting the sale of biometric identifier information

Amended and Coupled on GO

Report of the Committee on Cultural Affairs, Libraries and International Intergroup Relations***REPORT OF THE COMMITTEE ON CULTURAL AFFAIRS, LIBRARIES AND INTERNATIONAL INTERGROUP RELATIONS***

Int 2034-2020-A Coordinating the use of open space for art and cultural

programming.

A Local Law to amend the administrative code of the city of New York, in relation to coordinating the use of open space for art and cultural programming

Amended and Coupled on GO

Int 2068-2020-A Temporary use of outdoor space for artistic and cultural events.

A Local Law in relation to the temporary use of outdoor space for artistic and cultural events

Amended and Coupled on GO

Report of the Committee on Housing and Buildings***REPORT OF THE COMMITTEE ON HOUSING AND BUILDINGS*****Int 2033-2020-A Statements of compliance, issuance and posting requirements of certificates of occupancy and interim certificates of occupancy.**

A Local Law to amend the administrative code of the city of New York, in relation to statements of compliance, issuance and posting requirements of certificates of occupancy and interim certificates of occupancy

Amended and Coupled on GO

Report of the Committee on Land Use***REPORT OF THE COMMITTEE ON LAND USE*****Res 1501-2020 LU 691 - Landmarks, DSNY Queens Sanitation Garage 1, Queens (C 200238 PCQ)**

Application No. C 200238 PCQ (DSNY Queens Sanitation Garage 1) submitted by the Department of Sanitation and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the site selection and acquisition of property for a sanitation garage and salt shed facility to be located at 31-11 20th Avenue (Block 850, p/o Lot 350) and 19th Avenue (Block 826, Lot

42), Borough of Queens, Council District 22, Community District 1.

Coupled on GO

Res 1502-2020 LU 694 - Zoning, Special Flushing Waterfront District, Queens (C 200033 ZMQ)

Application No. C 200033 ZMQ (Special Flushing Waterfront District) submitted by FWRA, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 10a and 10b, changing from a C4-2 District to an M1-2/R7-1 District, changing from an M3-1 District to an M1-2/R7-1 District, and establishing a Special Flushing Waterfront District (FW), Borough of Queens, Community District 7, Council District 20.

Coupled on GO

Res 1503-2020 LU 695 - Zoning, Special Flushing Waterfront District, Queens (N 200034 ZRQ)

Application No. N 200034 ZRQ (Special Flushing Waterfront District) submitted by FWRA, LLC, 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 Flushing Waterfront District (creating Article XII, Chapter 7) and modifying related Sections, including APPENDIX F (Inclusionary Housing designated areas and Mandatory Inclusionary Housing areas) to establish a Mandatory Inclusionary Housing Area utilizing Options 1 and 2, Borough of Queens, Community District 7, Council District 20.

Coupled on GO

LU 0696-2020 Zoning, 312 Coney Island Avenue Rezoning, Brooklyn (C 200092 ZMK)

Application No. C 200092 ZMK (312 Coney Island Avenue Rezoning) submitted by 312 Coney Island Avenue, LLC,

pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 16d, changing from a C8-2 District to an R8A District and establishing within the proposed R8A District a C2-4 District, Borough of Brooklyn, Community District 7, Council District 39.

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

LU 0697-2020

Zoning, 312 Coney Island Avenue Rezoning, Brooklyn (N 200093 ZRK)

Application No. N 200093 ZRK (312 Coney Island Avenue Rezoning) submitted by 312 Coney Island Avenue, 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 bulk regulations for a portion of the Special Ocean Parkway District and modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Brooklyn, Community District 7, Council District 39.

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

LU 0698-2020

Zoning, 312 Coney Island Avenue Rezoning, Brooklyn (C 200094 ZSK)

Application No. C 200094 ZSK (312 Coney Island Avenue) submitted by 312 Coney Island Avenue, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-533 of the Zoning Resolution to modify the requirements of Section 25-23 (Requirements Where Group Parking Facilities Are Provided) to waive all required accessory parking, in connection with a proposed mixed-use development on property located at 312 Coney Island Avenue (Block 5322, Lots 10 & 20), in Borough of Brooklyn, Community District

7, Council District 39.

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

Res 1504-2020 LU 699 - Zoning, Bedford Avenue Overlay Extension, Brooklyn (C 200158 ZMK)

Application No. C 200158 ZMK (Bedford Avenue Overlay Extension) submitted by 223 Troutman, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 12d, by establishing within an existing R6B District a C2-4 District, Borough of Brooklyn, Community Board 1, Council District 34.

Coupled on GO

Res 1505-2020 LU 700 - Zoning, 803 Rockaway Avenue Rezoning, Brooklyn (N 200057 ZRK)

Application No. N 200057 ZRK (803 Rockaway Avenue Rezoning) submitted by Bridge Rockaway Housing Development Fund Company Inc., pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article XII Chapter 3 for the purpose of amending restrictions for certain uses in MX-19 and modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Brooklyn, Community District 16, Council District 42.

Coupled on GO

Res 1506-2020 LU 701 - Zoning, 803 Rockaway Avenue Rezoning, Brooklyn (C 200056 ZMK)

Application No. C 200056 ZMK (803 Rockaway Avenue Rezoning) submitted by Bridge Rockaway Housing Development Fund Company Inc., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 17d, changing from an M1-1

District to an M1-4/R6A District; changing from an M1-1 District to an M1-4/R7A District; and establishing a Special Mixed Use District (MX-19), Borough of Brooklyn, Community District 16, Council District 42.

Coupled on GO

Res 1507-2020

LU 702 - Zoning, Mansion Restaurant Sidewalk Café, Manhattan (N 200078 ZRM)

Application No. N 200078 ZRM (Mansion Restaurant Sidewalk Café) submitted by Mansion Restaurant Inc., pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article I, Chapter 4 (Sidewalk Cafe Regulations) Borough of Manhattan, Community District 8, Council District 5.

Coupled on GO

Report of the Committee on Public Housing

REPORT OF THE COMMITTEE ON PUBLIC HOUSING

Int 1911-2020-A

Provision of information to tenants of the NYCHA regarding the mold ombudsperson.

A Local Law in relation to the provision of information to tenants of the New York city housing authority regarding the mold ombudsperson

Amended and Coupled on GO

Report of the Committee on Rules, Privileges and Elections

REPORT OF THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS

Res 1497-2020

Amending Rule 7.00 of the Rules of the Council in relation to changes in membership to the Standing Committees of the Council and the Land Use Subcommittees.

Resolution amending Rule 7.00 of the Rules of the Council in relation to changes in membership to the Standing Committees of the Council and the Land Use Subcommittees.

Preconsidered - Coupled on GO

12. General Orders Calendar

GENERAL ORDERS CALENDAR

Coupled on General Order Calendar

COUPLED ON GENERAL ORDER CALENDAR

Civil Rights & Human Rights

CIVIL AND HUMAN RIGHTS

Int 1314-2018-A Prohibiting discrimination based on one's arrest record, pending criminal accusations or criminal convictions.
A and GO

Consumer Affairs and Business Licensing

CONSUMER AFFAIRS AND BUSINESS LICENSING

Int 1170-2018-A Requiring businesses to notify customers of the use of biometric identifier technology and prohibiting the sale of biometric identifier information.
A and GO

Cultural Affairs, Libraries and International Intergroup Relations

CULTURAL AFFAIRS, LIBRARIES AND INTERNATIONAL INTERGROUP RELATIONS

Int 2034-2020-A Coordinating the use of open space for art and cultural programming.

A and GO

- Int 2068-2020-A** **Temporary use of outdoor space for artistic and cultural events.**
A and GO

Housing and Buildings

HOUSING AND BUILDINGS

- Int 2033-2020-A** **Statements of compliance, issuance and posting requirements of certificates of occupancy and interim certificates of occupancy.**
A and GO

Land Use

LAND USE

- Res 1501-2020** **LU 691 - Landmarks, DSNY Queens Sanitation Garage 1, Queens (C 200238 PCQ)**
GO
- Res 1502-2020** **LU 694 - Zoning, Special Flushing Waterfront District, Queens (C 200033 ZMQ)**
GO
- Res 1503-2020** **LU 695 - Zoning, Special Flushing Waterfront District, Queens (N 200034 ZRQ)**
GO
- Res 1504-2020** **LU 699 - Zoning, Bedford Avenue Overlay Extension, Brooklyn (C 200158 ZMK)**
GO
- Res 1505-2020** **LU 700 - Zoning, 803 Rockaway Avenue Rezoning, Brooklyn (N 200057 ZRK)**
GO
- Res 1506-2020** **LU 701 - Zoning, 803 Rockaway Avenue Rezoning, Brooklyn**

(C 200056 ZMK)

GO

**Res 1507-2020 LU 702 - Zoning, Mansion Restaurant Sidewalk Café,
Manhattan (N 200078 ZRM)**

GO

Public Housing

PUBLIC HOUSING

**Int 1911-2020-A Provision of information to tenants of the NYCHA regarding
the mold ombudsperson.**

A and GO

Rules, Privileges, and Elections

RULES, PRIVILEGES AND ELECTIONS

**Res 1497-2020 Amending Rule 7.00 of the Rules of the Council in relation to
changes in membership to the Standing Committees of the
Council and the Land Use Subcommittees.**

Preconsidered – GO

General Order Calendar

GENERAL ORDER CALENDAR

13. Introduction & Reading of Bills

See Attached

INTRODUCTION & READING OF BILLS (SEE BELOW)

14. Discussion of Resolutions

DISCUSSION OF RESOLUTIONS

15. Resolutions

RESOLUTIONS – None

Res 0923-2019 **Loitering for the purpose of engaging in a prostitution offense.
(S2253-A654)**

Resolution calling on the New York State Legislature to pass, and the Governor to sign, S2253-A654, which would repeal section 240.37 of the New York Penal Law, loitering for the purpose of engaging in a prostitution offense.

Adopted by the Committee on Women and Gender Equity

Res **Allow violations for Loitering for the Purpose of Engaging in a
1444-2020-A** **Prostitution Offense (PL § 240.37) to be sealed and have the
law apply retroactively.**

Resolution calling on the New York State Legislature to pass, and the Governor to sign, a bill to amend the criminal procedure law to allow violations for Loitering for the Purpose of Engaging in a Prostitution Offense (PL § 240.37) to be sealed and have the law apply retroactively.

Amended and Adopted by the Committee on Women and Gender Equity

16. General Discussion

GENERAL DISCUSSION

17. Extension of Remarks

EXTENSION OF REMARKS

INTRODUCTION AND READING OF BILLS

INTRODUCTION AND READING OF BILLS

Int 2166-2020 *By Council Member Adams (by request of the Mayor)*

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

Preconsidered - Finance**Int 2167-2020** *By Council Member Borelli*

A Local Law to amend the administrative code of the city of New York and the New York city building code, in relation to requiring carbon monoxide detecting devices in the basements of certain dwellings

Preconsidered - Housing and Buildings**Int 2168-2020** *By Council Member Brannan*

A Local Law to amend the administrative code of the city of New York, in relation to creating a water meter database

Environmental Protection**Int 2169-2020** *By Council Member Cabrera*

A Local Law in relation to requiring the taxi and limousine commission to study the impact of autonomous vehicles on the city's taxi and for-hire vehicle industry

Transportation**Res 1495-2020** *By Council Member Cabrera*

Resolution calling on the New York State Legislature to pass, and the Governor to sign, A.10844, which would require valid absentee ballots that are missing a dated postmark to be counted if they are received within three days following the day of the election.

Governmental Operations**Res 1496-2020** *By Council Member Cabrera*

Resolution calling upon the New York State Legislature to pass, and the Governor to sign, A.0342/ S.3867 in relation to the codification of animal cruelty laws under the Penal Law and A.0634/ S.2623 in relation to promoting awareness and enforcement of animal crime laws.

Public Safety

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- Int 2170-2020** *By Council Member Constantinides*
- A Local Law to amend the administrative code of the city of New York, in relation to the sustainable energy loan program
Environmental Protection
- Int 2171-2020** *By Council Member Cornegy Jr.*
- A Local Law to amend the administrative code of the city of New York and the New York city building code, in relation to the date by which carbon monoxide detectors are required to be installed in commercial spaces
Preconsidered - Housing and Buildings
- Int 2172-2020** *By Council Members Deutsch and Levine*
- A Local Law to amend the administrative code of the city of New York, in relation to eligibility requirements for one-shot deal rental arrears grants in response to the COVID-19 pandemic and the expiration and repeal thereof
General Welfare
- Int 2173-2020** *By Council Members Dromm, The Public Advocate (Mr. Williams), Lander, Reynoso, Rivera, Levin and Rosenthal*
- A Local Law to amend the administrative code of the city of New York, in relation to banning solitary confinement in city jails
Criminal Justice
- Int 2174-2020** *By Council Member Kallos*
- A Local Law to amend the New York city charter, in relation to a civic participation framework
Governmental Operations
- Res 1497-2020** *By Council Member Koslowitz*
- Resolution amending Rule 7.00 of the Rules of the Council in relation to changes in membership to the Standing Committees of the Council and the Land Use Subcommittees.

Preconsidered - Rules, Privileges and Elections

Int 2175-2020 *By Council Member Lander*

A Local Law to amend the New York city charter, in relation to the reporting of unofficial election night results for ranked choice elections

Preconsidered - Governmental Operations

Int 2176-2020 *By Council Member Levin*

A Local Law to amend the administrative code of the city of New York, in relation to a supportive housing tenant's bill of rights

General Welfare

Int 2177-2020 *By Council Member Levin*

A Local Law to amend the administrative code of the city of New York, in relation to outreach to unsheltered individuals

General Welfare

Int 2178-2020 *By Council Member Levine*

A Local Law in relation to requiring the department of transportation to study the impact of e-commerce deliveries during the COVID-19 pandemic

Transportation

Int 2179-2020 *By Council Members Louis and Cabrera*

A Local Law to amend the administrative code of the city of New York, in relation to increasing access to data and maternal mortality and morbidity

Women and Gender Equity

Int 2180-2020 *By Council Member Powers*

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

Environmental Protection

Res 1498-2020*By Council Member Powers*

Resolution calling upon the New York State Legislature to pass, and the Governor to sign, S.8902/A.10942, which would authorize boards of elections in New York State to establish absentee ballot drop-off locations.

Governmental Operations

Int 2181-2020*By Council Member Rivera*

A Local Law to amend the administrative code of the city of New York, in relation to the imposition of civil penalties on property owners who fail to repair sidewalk defects

Transportation

Res 1499-2020*By Council Member Rivera*

Resolution calling on the New York State Legislature to pass, and the Governor to sign, S.2888A/A.00318A, relating to informing maternity patients about the risks associated with cesarean section.

Health

Res 1500-2020*By Council Member Rivera*

Resolution calling on the State Legislature to pass, and the Governor to sign, S.7147-A/A.9156, which would expand Medicaid benefits to one year postpartum.

Health

Int 2182-2020*By Council Member Rodriguez*

A Local Law to amend the administrative code of the city of New York, in relation to requiring parking sensors for certain city fleet and city contracted vehicles

Governmental Operations

Int 2183-2020*By Council Member Rodriguez*

A Local Law in relation to waiving fines and civil penalties for certain taxi and limousine commission-related violations

Transportation

Int 2184-2020 *By Council Member Salamanca Jr.*

A Local Law to amend the administrative code of the city of New York, in relation to requiring reporting on the police department's 2020 community ambassador initiative

Public Safety

Int 2185-2020 *By Council Member Van Bramer*

A Local Law to amend the administrative code of the city of New York, in relation to reusable eating utensils for dine-in customers

Consumer Affairs and Business Licensing

LU 0703-2020 *By Council Member Salamanca Jr.*

Application No. 20215007 HIQ (N 210188 HIQ) submitted pursuant to Section 3020 of the New York City Charter and Section 25-303 of the Administrative Code of the City of New York for approval of the by the Landmarks Preservation Commission's designation of Public School 48 (now P75Q at P.S. 48, The Robert E. Peary School) (Tax Map Block 10144, Lot 42), as an historic landmark (DL-519/LP-2646), Borough of Queens, Council District 28, Community District 12.

Preconsidered - Landmarks, Public Sitings & Dispositions

LU 0704-2020 *By Council Member Salamanca Jr.*

Application No. 20215010 HHK (NYC Health & Hospitals/Woodhull II) submitted by the New York City Health and Hospitals Corporation, pursuant to Section 7385(6) of the HHC Enabling Act, for authorization to lease a parcel of land on the campus of NYC Health and Hospitals/Woodhull in Brooklyn to Comunilife, Inc., to be used for the development of an eight story multifamily residential building with supportive housing, Borough of Brooklyn, Council District 36, Community District 3.

Preconsidered - Landmarks, Public Sitings & Dispositions

LU 0705-2020 *By Council Member Salamanca Jr.*

Application No. C 200086 ZMK (1501-1555 60th Street Rezoning) submitted by 1529-33 60th Street, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 22d, changing from an M1-1 District to an R7A District and establishing within the proposed R7A District a C2-4 District, Borough of Brooklyn, Community District 12, Council District 44.

Preconsidered - Zoning & Franchises

LU 0706-2020 *By Council Member Salamanca Jr.*

Application No. N 200087 ZRK (1501-1555 60th Street Rezoning) submitted by 1529-33 60th Street, 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 Brooklyn, Community District 12, Council District 44.

Preconsidered - Zoning & Franchises

LU 0707-2020 *By Council Member Salamanca Jr.*

Application No. C 150178 ZMK (265 Front Street Rezoning) submitted by Michael Spinard, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 12d, changing from an M1-2 District to an R6A District and establishing within the proposed R6A District a C2-4 District, Borough of Brooklyn, Community District 2, Council District 33.

Preconsidered - Zoning & Franchises

LU 0708-2020 *By Council Member Salamanca Jr.*

Application No. N 180178 ZRK (265 Front Street Rezoning) submitted by Michael Spinard, 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 Brooklyn, Community District 2, Council District 33.

Preconsidered - Zoning & Franchises