

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Wednesday, November 30, 2005

1:30 PM

Council Chambers - City Hall

City Council

A. Gifford Miller, Speaker

Members: Joseph P. Addabbo, Jr., Tony Avella, Maria Baez, Charles Barron, Tracy L. Boyland, Gale A. Brewer, Yvette D. Clarke, Leroy G. Comrie, Jr., Bill de Blasio, Maria del Carmen Arroyo, Erik Martin Dilan, Simcha Felder, Lewis A. Fidler, Helen D. Foster, Dennis P. Gallagher, James F. Gennaro, Vincent J. Gentile, Alan J. Gerson, Eric N. Gioia, Sara M. Gonzalez, Robert Jackson, Letitia James, Allan W. Jennings, Jr., Melinda R. Katz, G. Oliver Koppell, Andrew J. Lanza, John C. Liu, Margarita Lopez, Miguel Martinez, Michael E. McMahon, Hiram Monserrate, Eva S. Moskowitz, Michael C. Nelson, James Oddo, Annabel Palma, William Perkins, Madeline Provenzano, Christine C. Quinn, Domenic M. Recchia, Jr., Philip Reed, Diana Reyna, Joel Rivera, James Sanders, Jr., Larry B. Seabrook, Helen Sears, Kendall B. Stewart, Peter F. Vallone, Jr., Albert Vann, David I. Weprin and David Yassky

The Public Advocate (Ms. Gotbaum)

1. Roll Call

Present,

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Palma, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Excused,

Reed

2. Invocation

The Invocation was delivered by: Father Corniel, St. James Rectory, 23 Oliver Street, New York, N.Y.

Council Member Gerson moved to spread the Invocation in full upon the Record.

The presence of a quorum was announced by The Public Advocate (Ms. Gotbaum).

3. Adoption of Minutes

Council Member Brewer moved that the Minutes of the Stated Meeting of September 28, 2005 be adopted as printed.

4. Messages & Papers from the Mayor

M 0689-2005

Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 719, in relation to the compensation of the public administrators.

Attachments: Mayor's Veto Message, Committee Report

This Mayor's Message was Referred to Comm by Council to the Committee on Finance

5. Communications from City, County & Borough Offices

M 0690-2005

Communication from the New York County Democratic Committee – Recommending the name of Gregory C. Soumas to the Council regarding his appointment to the New York City Board of Elections, to fill an existing vacancy in said office for the remainder of the current term expiring on December 31, 2008.

Attachments: Committee Report

This Communication was Referred to Comm by Council to the Committee on Rules, Privileges and Elections

**M 0691-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a new base station
license Discovery Transportation Corp., pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

**M 0692-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a new base station
license Emery Vasquez dba Wall Street Executive Car & Limo.,
pursuant to Section 19-511(i), of the administrative code of the city
of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

**M 0693-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Acapulco Car Service, Inc., pursuant to Section 19-511(i), of
the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

**M 0694-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Amadi U. Kate dba Kexpress Car Service., pursuant to
Section 19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

**M 0695-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Blu-White Associated Transportation Service Inc., pursuant
to Section 19-511(i), of the administrative code of the city of New
York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0696-2005** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Broad Dyckman Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- This Communication was Referred to Comm by Council to the Committee on Transportation
- M 0697-2005** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Century Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- This Communication was Referred to Comm by Council to the Committee on Transportation
- M 0698-2005** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Community Quisqueya Car Service, Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- This Communication was Referred to Comm by Council to the Committee on Transportation
- M 0699-2005** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Concorde Express of N.Y., Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- This Communication was Referred to Comm by Council to the Committee on Transportation
- M 0700-2005** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Delancey Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- This Communication was Referred to Comm by Council to the Committee on Transportation
- M 0701-2005** **Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Family San Juan Radio Dispatch, Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.**
- This Communication was Referred to Comm by Council to the Committee on Transportation

- M 0702-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Fernando Nuesi d/b/a Atlantic Car Service., pursuant to
Section 19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0703-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license FJA Livery Corp dba Village Car Service., pursuant to
Section 19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0704-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Joe M. Leasing Corp. dba Four Twos Private C/S., pursuant
to Section 19-511(i), of the administrative code of the city of New
York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0705-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Lil D'Dispatch Inc., pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0706-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Mauser Service Inc dba Nu Nu Car Service., pursuant to
Section 19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0707-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Mobil Car Service Inc., pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0708-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license N.Y. Saeta dba New Commando Car Service., pursuant to
Section 19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0709-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Pak-Eagle Inc. dba Jewel Car Service., pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0710-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Parsons Car Service., pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0711-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Prestij Transportation Inc., pursuant to Section 19-511(i), of
the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0712-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Queens Lincoln Car & Limousine Service, Inc., pursuant to
Section 19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0713-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Santo Domingo Car Service, Inc., pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Technology in Government

- M 0714-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license T.J.Q. Car Service Inc. dba Quality Car Service., pursuant to
Section 19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0715-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Victory Car & Limo Service Inc., pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0716-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license Yours Car Service Inc., pursuant to Section 19-511(i), of the
administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

6. Petitions and Communications

7. Land Use Call-Ups

- M 0717-2005 By Council Member Dilan:
Pursuant to Rule 11.20b of the Council and Section 197-d (b)(3) of
the New York City Charter, the Council hereby resolves that the
action of the City Planning Commission on Uniform Land Use
Procedure Application Number 050481 PCK, shall be subject to
review by the Council.**

A motion was made that this Land Use Call-Up be Approved, by Council approved
by consent Roll Call.

- M 0718-2005 By Council Member Katz:
Pursuant to Rule 11.20b of the Council and Section 197-d (b)(3) of
the New York City Charter, the Council hereby resolves that the
action of the City Planning Commission on Uniform Land Use
Procedure Application Number 050245 MMQ, shall be subject to
review by the Council.**

A motion was made that this Land Use Call-Up be Approved, by Council approved
by consent Roll Call.

M 0719-2005

By Council Member Quinn:

Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Transportation approving an enclosed sidewalk café located at 69-71 Seventh Avenue, Borough of Manhattan, Council District no. 3, shall be subject to review by the Council. (Application no. 20065107 TCM.)

A motion was made that this Land Use Call-Up be Approved, by Council approved by consent Roll Call.

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

A motion was made that these files be approved by consent vote.

Affirmative, 50 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Palma, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Excused, 1 -

Reed

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

8. Communication from the Speaker

9. Discussion of General Orders

10. Reports of Special Committees

None

11. Reports of Standing Committees

Report of the Committee on Education

Int 0464-2004 A Local Law to amend the administrative code of the city of New York, in relation to the provision of language assistance services by the Department of Education.

Attachments: Committee Report 5/17/05, Translation Unit Budget 5/17/05, Information Request Responses 5/17/05, Hearing Transcript 5/17/05, Committee Report 10/7/05, Hearing Transcript 10/7/05, Final Hehir Report 10/7/05, Handout 1- 10/7/05, Handout 2 - 10/7/05, Handout 3 - 10/7/05, Information Request Responses 10/7/05, Committee Report 10/31/05, Hearing Transcript 10/31/05, Committee Report 11/10/05, Hearing Transcript 11/10/05, Information Request Responses 11/10/05, Information Request - Attachment 1- 11/10/05, Information Request - Attachment 2- 11/10/05, Information Request - Attachment 3 - 11/10/05, Committee Report 11/29/05, Hearing Transcript 11/29/05, Fiscal Impact Statement, Mayor's Veto Message - Cover, Mayor's Veto Message, Hearing Transcript - Stated Meeting 10/11/05, Hearing Transcript - Stated Meeting 10/27/05, Hearing Transcript - Stated Meeting 11/30/05, Hearing Transcript - Stated Meeting 12/8/05, Hearing Transcript - Stated Meeting 12/21/05

This Introduction was Laid Over by Council

Int 0550-2005 A Local Law to amend the New York city charter, in relation to requiring the New York city department of education to report on the number of temporary and non-standard classrooms in use in the public school system.

Attachments: Committee Report 6/15/05, Witness List 6/15/05, Class Size & Building Use - Handout 6/15/05, Hearing Transcript 6/15/05, Committee Report 10/31/05, Committee Report 11/10/05, Committee Report 11/29/05

This Introduction was Laid Over by Council

Enactment No: 2005/122

Int 0619-2005 A Local Law to amend the New York city charter, in relation to requiring the New York city department of education to report average class sizes in each school to the City Council.

Attachments: Committee Report 6/15/05, Witness List 6/15/05, Class Size & Building Use - Handout 6/15/05, Hearing Transcript 6/15/05, Committee Report 10/31/05, Committee Report 11/10/05, Committee Report 11/29/05

This Introduction was Laid Over by Council

Enactment No: 2005/125

Report of the Committee on Finance

Int 0755-2005 **A Local Law to amend the New York city charter, in relation to authorizing the department of transportation to extend the date of the operating authority of certain subsidized private bus services.**

Attachments: Hearing Transcript, Hearing Transcript - Stated Meeting 11/30/05, Local Law

With Message of Necessary

A motion was made that this Introduction be Approved by Council approved by consent Roll Call.

Enactment No: 2005/110

Res 1242-2005 **Resolution concerning the increase in the annual expenditure for the Metrotech Area, the 34th Street, the Grand Central, the Woodhaven, the Fifth Avenue, the Fashion Center, the Grand Street, the 125th Street, the Washington Heights, the Downtown-Lower Manhattan, and the Kings Highway Business Improvement Districts, and the Fulton Mall Special Assessment District, and the setting of the time and place for the hearing of the local law increasing the annual expenditure for such districts.**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

Res 1267-2005 **Resolution concerning the increase in the annual expenditure for the Times Square Business Improvement District and the setting of the time and place for the hearing of the local law increasing the annual expenditure for such district.**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

Res 1268-2005 **Resolution concerning the increase in the annual expenditure for the 14th Street-Union Square Business Improvement District and the setting of the time and place for the hearing of the local law increasing the annual expenditure for such district.**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

Report of the Committee on Fire and Criminal

Int 0295-2004 A Local Law to amend the administrative code of the city of New York, in relation to fire safety in places of public assembly.

Attachments: Committee Report 6/22/05, Hearing Transcript 6/22/05

This Introduction was Laid Over by Council

Enactment No: 2005/106

Int 0700-2005 A Local Law to amend the effective date of local law one of the year 2002.

Attachments: Committee Report 10/31/05, Hearing Transcript 10/31/05

A motion was made that this Introduction be Approved by Council approved by Roll Call.

Affirmative, 48 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Palma, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Negative, 2 -

Gallagher and Lanza

Excused, 1 -

Reed

Enactment No: 2005/109

Report of the Committee on Housing and Buildings

Int 0379-2004 A Local Law to amend the administrative code of the city of New York, in relation to requiring the purchase of Energy Star certified appliances whenever appliances in certain apartments are replaced.

Attachments: Committee Report 10/12/05, Committee Report 11/30/05, Committee Report 12/8/05

This Introduction was Laid Over by Council

Enactment No: 2005/107

- Res 1262-2005** **Resolution determining that Proposed Int. No. 379-A, a Local Law to amend the administrative code of the city of New York, in relation to requiring the purchase of Energy Star certified appliances whenever appliances in certain apartments are replaced, will not have a significant adverse impact on the environment.**

Attachments: Committee Report 11/30/05, Committee Report 12/8/05

This Resolution was Laid Over by Council

- Res 1266-2005** **Resolution to approve a Fifth Amendatory Agreement to the Contract between the City of New York and Mutual Redevelopment Houses, Inc., to authorize the Mayor or any Deputy Mayor or the Commissioner of Housing Preservation and Development to execute the Fifth Amendatory Agreement when approved as to form by the Corporation Counsel and to direct the City Clerk to attest to the same and to affix the seal of the City thereto.**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

Report of the Committee on Land Use

- LU 0530-2005** **Uniform land use review procedure application no. C 050502 HAX, an Urban Development Action Area Designation, Project, and the disposition of such property located within Site 43 of the Melrose Commons Urban Renewal Area, Borough of the Bronx, Council District no. 17. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

Res 1271-2005 Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050502 HAX, approving the designation of 406, 416 and 418 East 161st Street (Block 2382/Lots 7, 12-13) and 411, 413, 415, 417 and 419 East 160th Street (Block 2382/Lots 32 and 31 part of Lots 33-35), part of Site 43 within the Melrose Commons Urban Renewal Area, the Bronx, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to a developer selected by the Department of Housing Preservation and Development (L.U. No. 530; C 050502 HAX).

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0624-2005 Application no. 20065096 HAX, an Urban Development Action Area Project located at 411-415 East 160th Street, Council District no. 17, Borough of the Bronx. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

Res 1272-2005 Resolution approving an Urban Development Action Area Project located at 415 E. 160th Street (Block 2382, p/o Lot 33), 413 E. 160th Street (Block 2382, p/o Lot 34), 411 E. 160th Street (Block 2382, p/o Lot 35) portion of the bed of East 160th Street between Elton and Melrose Avenues, the Bronx, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 624; 20065096 HAX).

Attachments: Committee Room

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0626-2005 **Application no. 20065098 HAX, an Urban Development Action Area Project located at 1033 Cauldwell Avenue, Council District no. 16, Borough of the Bronx. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for a partial exemption from real property taxes.**

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

Res 1273-2005 **Resolution approving an Urban Development Action Area Project located at 1033 Cauldwell Avenue (Block 2622/Lot 52), the Bronx, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 626; 20065098 HAX).**

Attachments: Committee Room

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0635-2005 **Application no. 20055603 SCX, a proposed site for an intermediate/high school facility located generally at 922-928 Simpson Street, Council District no. 16, Borough of the Bronx. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.**

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

Res 1274-2005 **Resolution approving the site plan for an intermediate/high school facility located at 928 Simpson Street (Tax Block 2723, Tax Lot 33), the Bronx (Non-ULURP No. 20055603 SCX; L.U. No. 635).**

Attachments: Committee Room

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0637-2005 Uniform land use review procedure application no. C 050461 HAK, an Urban Development Action Area Designation and Project, located at 367 Sheffield Avenue and 636-638 Sutter Avenue, and the disposition of 367 Sheffield Avenue, Borough of Brooklyn, Council District no. 42. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

Res 1275-2005 Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050461 HAK, approving the designation of property located at 367 Sheffield Avenue, Site 103A within the East New York I Urban Renewal Area, and 636-638 Sutter Avenue (Block 3771/ Lots 6, 28, and 29), Brooklyn, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of 367 Sheffield Avenue (Block 3771/Lot 6) to a developer selected by the Department of Housing Preservation and Development (L.U. No. 637; C 050461 HAK).

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0638-2005 Application no. 20065076 HKK (N 060166 HKK), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.368, LP-2163) by the Landmarks Preservation Commission of the Austin Nichols and Co. Warehouse located at 184-198 Kent Avenue, Borough of Brooklyn, Council District no. 33.

A motion was made that this Land Use Application be Disapproved by Council approved by Roll Call.

Affirmative, 43 -

Speaker Miller, Addabbo Jr., Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gerson, Gioia, Gonzalez, Jackson, Jennings Jr., Katz, Koppell, Lanza, Liu, Martinez, Monserrate, Moskowitz, Nelson, Oddo, Palma, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Weprin, Yassky and Arroyo

Negative, 6 -

Avella, James, Lopez, McMahon, Perkins and Vann

Excused, 1 -

Reed

Abstain, 1 -
Gentile

Res 1276-2005 **Resolution disapproving the designation by the Landmarks Preservation Commission of the Austin, Nichols & Co. Warehouse located at 184 Kent Avenue, Brooklyn, Designation List No. 368, LP-2163 (L.U. No. 638; 20065076 HKK; N 060166 HKK).**

Attachments: Committee Report

A motion was made that this Resolution be Disapproved by Council approved by Roll Call.

Affirmative, 43 -
Speaker Miller, Addabbo Jr., Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gerson, Gioia, Gonzalez, Jackson, Jennings Jr., Katz, Koppell, Lanza, Liu, Martinez, Monserrate, Moskowitz, Nelson, Oddo, Palma, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Weprin, Yassky and Arroyo

Negative, 6 -
Avella, James, Lopez, McMahon, Perkins and Vann

Excused, 1 -
Reed

Abstain, 1 -
Gentile

LU 0639-2005 **Application no. 20065077 HKQ (N 060167 HKQ), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List no. 368, LP-2160) by the Landmarks Preservation Commission of the Fitzgerald/Ginsberg Mansions located at 145-15 Bayside Avenue, Borough of Queens, Council District no. 20.**

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

Res 1277-2005 **Resolution affirming the designation by the Landmarks Preservation Commission of the Fitzgerald/Ginsberg Mansion located at 145-15 Bayside Avenue (Block 4786, Lot 64), Queens, Designation List No. 368, LP-2160 (L.U. No. 639; 20065077 HKQ; N 060167 HKQ).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

Report of the Committee on Sanitation and Solid Waste Mangement

Int 0510-2004 **A Local Law to amend the administrative code of the city of New York, in relation to the responsibility of an owner, lessee, tenant or person in charge of a vacant lot to maintain such lot and adjacent areas.**

Attachments: Committee Report 6/7/05, Hearing Transcript 6/7/05, Committee Report 11/17/05

A motion was made that this Introduction be Approved by Council approved by consent Roll Call.

Enactment No: 2005/108

12. General Orders Calendar

Int 0521-2004 **A Local Law to amend the New York City Charter, in relation to procurement.**

Attachments: Committee Report 1/24/05, Hearing Transcript 1/24/05, Committee Report 4/19/05, Hearing Transcript 4/19/05, Committee Report 5/11/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 10/11/05

This Introduction was Laid Over by Council

Int 0731-2005 **A Local Law to amend the administrative code of the city of New York, in relation to establishing a citywide stoop line stand task force.**

Attachments: Committee Report 10/17/05, Committee Report 10/24/05

This Introduction was Laid Over by Council

T2004-0073 Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/7/04, Hearing Transcript - Stated Meeting 1/2/04, Hearing Transcript - Stated Meeting 2/4/04, Hearing Transcript - Stated Meeting 2/26/04, Hearing Transcript - Stated Meeting 3/10/04, Hearing Transcript - Stated Meeting 3/24/04, Hearing Transcript - Stated Meeting 4/1/04, Hearing Transcript - Stated Meeting 4/21/04, Hearing Transcript - Stated Meeting 5/5/04, Hearing Transcript - Stated Meeting 5/19/04, Hearing Transcript - Stated Meeting 6/7/04, Hearing Transcript - Stated Meeting 6/21/04, Hearing Transcript - Stated Meeting 6/22/04, Hearing Transcript - Stated Meeting 6/24/04, Hearing Transcript - Stated Meeting 6/28/04, Hearing Transcript - Stated Meeting 7/21/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Stated Meeting 12/7/04, Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting 1/19/05, Hearing Transcript - Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 6/8/05, Hearing Transcript - Stated Meeting 10/11/05

A motion was made that this Commissioner of Deeds be Approved, by Council approved by consent Roll Call.

Coupled on General Order Calendar

Finance

Int 0755-2005 A Local Law to amend the New York city charter, in relation to authorizing the department of transportation to extend the date of the operating authority of certain subsidized private bus services.

Attachments: Hearing Transcript, Hearing Transcript - Stated Meeting 11/30/05, Local Law

Enactment No: 2005/110

Res 1242-2005 Resolution concerning the increase in the annual expenditure for the Metrotech Area, the 34th Street, the Grand Central, the Woodhaven, the Fifth Avenue, the Fashion Center, the Grand Street, the 125th Street, the Washington Heights, the Downtown-Lower Manhattan, and the Kings Highway Business Improvement Districts, and the Fulton Mall Special Assessment District, and the setting of the time and place for the hearing of the local law increasing the annual expenditure for such districts.

Attachments: Committee Report

Res 1267-2005 **Resolution concerning the increase in the annual expenditure for the Times Square Business Improvement District and the setting of the time and place for the hearing of the local law increasing the annual expenditure for such district.**

Attachments: Committee Report

Res 1268-2005 **Resolution concerning the increase in the annual expenditure for the 14th Street-Union Square Business Improvement District and the setting of the time and place for the hearing of the local law increasing the annual expenditure for such district.**

Attachments: Committee Report

Int 0700-2005 **A Local Law to amend the effective date of local law one of the year 2002.**

Attachments: Committee Report 10/31/05, Hearing Transcript 10/31/05

Enactment No: 2005/109

Housing and Buildings

Res 1266-2005 **Resolution to approve a Fifth Amendatory Agreement to the Contract between the City of New York and Mutual Redevelopment Houses, Inc., to authorize the Mayor or any Deputy Mayor or the Commissioner of Housing Preservation and Development to execute the Fifth Amendatory Agreement when approved as to form by the Corporation Counsel and to direct the City Clerk to attest to the same and to affix the seal of the City thereto.**

Attachments: Committee Report

Land Use

Res 1271-2005 Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050502 HAX, approving the designation of 406, 416 and 418 East 161st Street (Block 2382/Lots 7, 12-13) and 411, 413, 415, 417 and 419 East 160th Street (Block 2382/Lots 32 and 31 part of Lots 33-35), part of Site 43 within the Melrose Commons Urban Renewal Area, the Bronx, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to a developer selected by the Department of Housing Preservation and Development (L.U. No. 530; C 050502 HAX).

Attachments: Committee Report

LU 0624-2005 Application no. 20065096 HAX, an Urban Development Action Area Project located at 411-415 East 160th Street, Council District no. 17, Borough of the Bronx. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.

Res 1272-2005 Resolution approving an Urban Development Action Area Project located at 415 E. 160th Street (Block 2382, p/o Lot 33), 413 E. 160th Street (Block 2382, p/o Lot 34), 411 E. 160th Street (Block 2382, p/o Lot 35) portion of the bed of East 160th Street between Elton and Melrose Avenues, the Bronx, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 624; 20065096 HAX).

Attachments: Committee Room

LU 0626-2005 Application no. 20065098 HAX, an Urban Development Action Area Project located at 1033 Cauldwell Avenue, Council District no. 16, Borough of the Bronx. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for a partial exemption from real property taxes.

- Res 1273-2005** Resolution approving an Urban Development Action Area Project located at 1033 Cauldwell Avenue (Block 2622/Lot 52), the Bronx, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 626; 20065098 HAX).
- Attachments:** Committee Room
- Res 1274-2005** Resolution approving the site plan for an intermediate/high school facility located at 928 Simpson Street (Tax Block 2723, Tax Lot 33), the Bronx (Non-ULURP No. 20055603 SCX; L.U. No. 635).
- Attachments:** Committee Room
- Res 1275-2005** Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050461 HAK, approving the designation of property located at 367 Sheffield Avenue, Site 103A within the East New York I Urban Renewal Area, and 636-638 Sutter Avenue (Block 3771/ Lots 6, 28, and 29), Brooklyn, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of 367 Sheffield Avenue (Block 3771/Lot 6) to a developer selected by the Department of Housing Preservation and Development (L.U. No. 637; C 050461 HAK).
- Attachments:** Committee Report
- Res 1276-2005** Resolution disapproving the designation by the Landmarks Preservation Commission of the Austin, Nichols & Co. Warehouse located at 184 Kent Avenue, Brooklyn, Designation List No. 368, LP-2163 (L.U. No. 638; 20065076 HKK; N 060166 HKK).
- Attachments:** Committee Report
- Res 1277-2005** Resolution affirming the designation by the Landmarks Preservation Commission of the Fitzgerald/Ginsberg Mansion located at 145-15 Bayside Avenue (Block 4786, Lot 64), Queens, Designation List No. 368, LP-2160 (L.U. No. 639; 20065077 HKQ; N 060167 HKQ).
- Attachments:** Committee Report

Sanitation and Solid Waste Management

Int 0510-2004 A Local Law to amend the administrative code of the city of New York, in relation to the responsibility of an owner, lessee, tenant or person in charge of a vacant lot to maintain such lot and adjacent areas.

Attachments: Committee Report 6/7/05, Hearing Transcript 6/7/05, Committee Report 11/17/05

Enactment No: 2005/108

General Order Calendar

T2004-0073 Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/7/04, Hearing Transcript - Stated Meeting 1/2/04, Hearing Transcript - Stated Meeting 2/4/04, Hearing Transcript - Stated Meeting 2/26/04, Hearing Transcript - Stated Meeting 3/10/04, Hearing Transcript - Stated Meeting 3/24/04, Hearing Transcript - Stated Meeting 4/1/04, Hearing Transcript - Stated Meeting 4/21/04, Hearing Transcript - Stated Meeting 5/5/04, Hearing Transcript - Stated Meeting 5/19/04, Hearing Transcript - Stated Meeting 6/7/04, Hearing Transcript - Stated Meeting 6/21/04, Hearing Transcript - Stated Meeting 6/22/04, Hearing Transcript - Stated Meeting 6/24/04, Hearing Transcript - Stated Meeting 6/28/04, Hearing Transcript - Stated Meeting 7/21/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Stated Meeting 12/7/04, Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting 1/19/05, Hearing Transcript - Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 6/8/05, Hearing Transcript - Stated Meeting 10/11/05

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

A motion was made that these files be approved by consent vote.

Affirmative, 50 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Palma, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Excused, 1 -

Reed

*The following files were removed from the General Order Calendar and voted separately:
Int No. 700 and LU No. 638 & Res No. 1276.*

See files for individual votes.

13. Introduction & Reading of Bills
See Attached
14. Discussion of Resolutions
15. Resolutons

Res 1240-2005 Resolution commemorating the life and mourning the loss of Rosa Parks, an icon of the civil rights movement whose brave act of refusing to give up her seat on an Alabama bus in 1955 led to the end of legalized segregation in the United States; and further declaring that December 1st shall annually be observed as Rosa Parks Commemoration Day in New York City, and encouraging all businesses in the City, both public and private, to either close on December 1st or allow the many workers and students in the City who will want to attend Rosa Parks Commemoration events taking place during normal business hours, to take the day off, or leave work and school early with impunity .

Attachments: Committee Report, Hearing Transcript

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

Adopted unanimously by the Council by voice-vote.

A motion was made that this Resolution be Approved, by Council approved by Voice Vote.

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

Adopted unanimously by the Council by voice-vote.

16. General Discussion
17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Res 1262-2005 **Resolution determining that Proposed Int. No. 379-A, a Local Law to amend the administrative code of the city of New York, in relation to requiring the purchase of Energy Star certified appliances whenever appliances in certain apartments are replaced, will not have a significant adverse impact on the environment.**

Sponsors: By The Speaker (Speaker Miller)

Attachments: Committee Report 11/30/05, Committee Report 12/8/05

This Resolution was Referred to Comm by Council to the Committee on Housing and Buildings

Int 0752-2005 **A Local Law to amend the administrative code of the city of New York, in relation to residence requirements for certain city employees who have been employed by the city for a minimum of five years.**

Sponsors: By Council Members Addabbo Jr., Barron, Comrie Jr., James, Palma and Stewart

This Introduction was Referred to Comm by Council to the Committee on Civil Service and Labor

Res 1263-2005 **Resolution honoring the life and achievements of Harlem Renaissance artist Ernest Crichlow.**

Sponsors: By Council Members Clarke, Barron, Comrie Jr., Foster, James, Jennings Jr., Liu, Palma, Sanders Jr. and Weprin

This Resolution was Referred to Comm by Council to the Committee on Cultural Affairs, Libraries and International Intergroup Relations

Res 1264-2005 **Resolution calling for a moratorium on the dropping of an estimated one-third to one-half of New York State Medicaid enrollees annually, the implementation of a Medicaid retention program that continues medical care uninterrupted for all low income New Yorkers, and the implementation of an outreach and facilitated enrollment program for the estimated one million additional New Yorkers who are eligible for Medicaid, but are not yet enrolled.**

Sponsors: By Council Members Foster, Barron, Comrie Jr., Gonzalez, James, Liu, Sanders Jr. and Seabrook

This Resolution was Referred to Comm by Council to the Committee on Health

- Int 0753-2005** **A Local Law to amend the administrative code of the city of New York, in relation to the availability of a computerized service to facilitate notification requirements pursuant to the pesticide neighbor notification law.**
- Sponsors:** By Council Members Gennaro, Barron, Fidler, Gentile, James, Liu, McMahon, Nelson, Palma, Recchia Jr., Sanders Jr. and Weprin
- This Introduction was Referred to Comm by Council to the Committee on Health
- Res 1265-2005** **Resolution calling upon the appropriate federal and state agencies, and the public, to provide all natural gas supply projects, including the proposed Broadwater Energy Project, a fair and full review, in light of the important role that natural gas is projected to play in enhancing the reliability of energy resources, increasing diversity of supply sources, reducing energy price volatility, and protecting environmental and public health in New York City.**
- Sponsors:** By Council Members Gennaro, The Speaker (Speaker Miller), Barron, Brewer, Fidler, James, Liu, Palma, Recchia Jr., Seabrook and Weprin
- Attachments:** Committee Report 12/6/05, Committee Report 12/21/05
- This Resolution was Referred to Comm by Council to the Committee on Environmental Protection
- Int 0754-2005** **A Local Law to amend the administrative code of the city of New York, in relation to bicycles used for commercial purposes.**
- Sponsors:** By Council Members Gerson, Brewer, Gentile, James, Liu, Palma, Seabrook and Stewart
- This Introduction was Referred to Comm by Council to the Committee on Transportation
- SLR 0144-2005** **State Legislation Resolution requesting the New York State Legislature to pass a bill introduced by Senator Flanagan, S.5946, "AN ACT to amend the eminent domain procedure law, the not-for-profit corporation law, the general municipal law and the public authorities law, in relation to eminent domain reform; providing for the creation of a temporary state commission to examine eminent domain laws and make recommendations for further reforms; and making an appropriation therefor".**
- Sponsors:** By Council Members James, Barron, Gentile and The Public Advocate (Public Advocate Gotbaum)
- Attachments:** Committee Report
- This SLR was Referred to Comm by Council to the Committee on State and Federal Legislation

SLR 0145-2005 **State Legislation Resolution requesting the New York State Legislature to pass a bill introduced by Assembly Member Brodsky, A.9043-A, "AN ACT to amend the public authorities law, the not-for-profit corporation law, the general municipal law and the eminent domain procedure law, in relation to eminent domain reform".**

Sponsors: By Council Member James and The Public Advocate (Public Advocate Gotbaum)

Attachments: Committee Report

This SLR was Referred to Comm by Council to the Committee on State and Federal Legislation

Int 0755-2005 **A Local Law to amend the New York city charter, in relation to authorizing the department of transportation to extend the date of the operating authority of certain subsidized private bus services.**

Sponsors: By Council Members Katz, Avella and Weprin (by request of the Mayor)

Attachments: Hearing Transcript, Hearing Transcript - Stated Meeting 11/30/05, Local Law

This Introduction was Referred to Comm by Council to the Committee on Finance

Enactment No: 2005/110

Int 0756-2005 **A Local Law to amend the administrative code of the city of New York, in relation to tax exemption and abatement for alterations and improvements to multiple dwellings.**

Sponsors: By Council Members Provenzano, Comrie Jr., Nelson, Seabrook and Stewart (by request of the Mayor)

Attachments: Committee Report, Hearing Transcript

This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings

Int 0757-2005 **A Local Law to amend the administrative code of the city of New York, in relation to tax exemption and abatement for alterations and improvements to multiple dwellings.**

Sponsors: By Council Members Provenzano, Comrie Jr., Jennings Jr., Nelson, Seabrook and Stewart (by request of the Mayor)

Attachments: Committee Report, Hearing Transcript

This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings

Int 0758-2005 A Local Law to amend the administrative code of the city of New York, in relation to the Health Care Security Act.

Sponsors: By The Speaker (Speaker Quinn) and Council Members Addabbo Jr., Brewer, Clarke, James, Jennings Jr., Liu, Palma, Seabrook, Sears, Weprin and Jackson

Attachments: Committee Report 12/13/05, Hearing Transcript 12/13/05, Committee Report 12/21/05, Hearing Transcript 12/21/05, Fiscal Impact Statement, Mayor's Veto Message - Cover, Mayor's Veto Message, Committee Report 3/1/06, Hearing Transcript 3/1/06, Hearing Transcript - Stated Meeting 12/21/05, Hearing Transcript - Stated Meeting 3/1/06, Local Law

This Introduction was Referred to Comm by Council to the Committee on Health

Enactment No: 2006/001

Res 1266-2005 Resolution to approve a Fifth Amendatory Agreement to the Contract between the City of New York and Mutual Redevelopment Houses, Inc., to authorize the Mayor or any Deputy Mayor or the Commissioner of Housing Preservation and Development to execute the Fifth Amendatory Agreement when approved as to form by the Corporation Counsel and to direct the City Clerk to attest to the same and to affix the seal of the City thereto.

Sponsors: By The Speaker (Speaker Quinn) and Council Members Comrie Jr. and Palma

Attachments: Committee Report

This Resolution was Referred to Comm by Council to the Committee on Housing and Buildings

Int 0759-2005 A Local Law to amend the administrative code of the city of New York, in relation to providing for the activation of parking meters on Sundays in certain commercial areas.

Sponsors: By Council Members Sears, Addabbo Jr. and Comrie Jr.

This Introduction was Referred to Comm by Council to the Committee on Transportation

Int 0760-2005 A Local Law to amend the administrative code of the city of New York, in relation to the provision of public toilet facilities.

Sponsors: By Council Members Stewart, Barron, Gonzalez, James, Palma, Seabrook and Weprin

This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings

- Int 0761-2005** **A Local Law to amend the administrative code of the city of New York, in relation to creating a civil penalty for bias-motivated property damage.**
- Sponsors:** By Council Members Vallone Jr., Oddo, Addabbo Jr., Avella, Fidler, Gennaro, Gentile, Gonzalez, James, Liu, McMahon, Nelson, Sanders Jr. and Weprin
- This Introduction was Referred to Comm by Council to the Committee on Public Safety**
- Int 0762-2005** **A Local Law to amend the administrative code of the city of New York, in relation to authorizing an increase in the amount to be expended in the Times Square business improvement district.**
- Sponsors:** By Council Members Weprin, Sanders Jr. and Seabrook (by request of the Mayor)
- Attachments:** Memo In Support, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 12/21/05, Local Law
- This Introduction was Referred to Comm by Council to the Committee on Finance**
- Enactment No:** 2005/134
- Int 0763-2005** **A Local Law to amend the administrative code of the city of New York in relation to authorizing an increase in the amount to be expended in the 14th Street Union Square business improvement district.**
- Sponsors:** By Council Members Weprin and Seabrook (by request of the Mayor)
- Attachments:** Memo In Support, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 12/21/05, Local Law
- This Introduction was Referred to Comm by Council to the Committee on Finance**
- Enactment No:** 2005/135
- Res 1267-2005** **Resolution concerning the increase in the annual expenditure for the Times Square Business Improvement District and the setting of the time and place for the hearing of the local law increasing the annual expenditure for such district.**
- Sponsors:** By Council Member Weprin (by request of the Mayor)
- Attachments:** Committee Report
- This Resolution was Referred to Comm by Council to the Committee on Finance**

Res 1268-2005 **Resolution concerning the increase in the annual expenditure for the 14th Street-Union Square Business Improvement District and the setting of the time and place for the hearing of the local law increasing the annual expenditure for such district.**

Sponsors: By Council Member Weprin (by request of the Mayor)

Attachments: Committee Report

This Resolution was Referred to Comm by Council to the Committee on Finance

Res 1269-2005 **Resolution denouncing and expressing outrage with respect to the comments of Iran's new President Mahmoud Ahmadinejad regarding his belief that "Israel must be wiped off the map," and calling on the U.S. federal government to make Iran's plan to acquire nuclear weapons its most important foreign policy issue.**

Sponsors: By Council Members Weprin, Fidler, Gennaro, Gentile, James, Koppell, Liu, Nelson, Recchia Jr., Sanders Jr. and Seabrook

This Resolution was Referred to Comm by Council to the Committee on Cultural Affairs, Libraries and International Intergroup Relations

Res 1270-2005 **Resolution rejecting the proposals of the President's Advisory Panel on Federal Tax Reform to eliminate the deductibility of state and local taxes and replace the deduction for mortgage interest and calling upon the President and Congress to reject these proposals as well and to index the alternative minimum tax (AMT) for inflation.**

Sponsors: By Council Members Weprin, Rivera, The Speaker (Speaker Miller), Barron, Brewer, Fidler, Gennaro, Gentile, James, Liu and Seabrook

Attachments: Committee Report 12/12/05, Committee Report 12/21/05

This Resolution was Referred to Comm by Council to the Committee on State and Federal Legislation

LU 0636-2005 **Application no. 20065107 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Gadberry Pizza, Inc., to establish, maintain and operate an unenclosed sidewalk café located at 69-71 Seventh Avenue South, Borough of Manhattan, Council District no. 3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0637-2005 **Uniform land use review procedure application no. C 050461 HAK, an Urban Development Action Area Designation and Project, located at 367 Sheffield Avenue and 636-638 Sutter Avenue, and the disposition of 367 Sheffield Avenue, Borough of Brooklyn, Council District no. 42. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0638-2005 **Application no. 20065076 HKK (N 060166 HKK), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.368, LP-2163) by the Landmarks Preservation Commission of the Austin Nichols and Co. Warehouse located at 184-198 Kent Avenue, Borough of Brooklyn, Council District no. 33.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0639-2005 **Application no. 20065077 HKQ (N 060167 HKQ), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List no. 368, LP-2160) by the Landmarks Preservation Commission of the Fitzgerald/Ginsberg Mansions located at 145-15 Bayside Avenue, Borough of Queens, Council District no. 20.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Juvenile Justice

LU 0640-2005 **Uniform land use review procedure application no. C 050245 MMQ pursuant to Sections 197-c and 197-d of the New York City Charter, changes to the City Map, Borough of Queens, Council District no. 29. This matter is subject to Council Review and action only if appealed to the Council pursuant to §197-d(b)2 of the Charter or called up by a vote of the Council pursuant to §197-d(b)3 of the Charter and Section 11.20 of the Rules of the Council.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0641-2005 **Uniform land use review procedure application no. C 050447 HAK, an Urban Development Action Area Designation and Project, located at 1237-1255 Gates Avenue, and the disposition of such property, Borough of Brooklyn, Council District no. 34. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0642-2005 **Application no. 20065113 HHR, pursuant to Sections 7385(6) and 7387(4) of the Consolidated Laws of New York, at the request of the New York City Health and Hospital Corporation, respecting the leasing of land on the campus of the Seaview Hospital and Rehabilitation Center located in the Borough of Staten Island, Council District no.50**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0643-2005 **Application no. 20065114 HHM, pursuant to Sections 7385(6) and 7387(4) of the Consolidated Laws of New York, at the request of the New York City Health and Hospital Corporation, respecting the leasing of land on the campus of the Bellevue Hospital Center located in the Borough of Manhattan, Council District no.4**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0644-2005 **Application no. 20065115 HAX, an Urban Development Action Area Project located at 1234 East 223rd Street, Council District no. 12, Borough of the Bronx. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0645-2005 **Application no. 20065116 HAK, an Urban Development Action Area Project located at 38 Martense Street, Council District no. 40, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0646-2005 **Application no. 20065117 HAK, an Urban Development Action Area Project located at 72 and 74 Lott Street, Council District no. 40, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0647-2005 **Application no. 20065118 HAK, an Urban Development Action Area Project located at 507 East 26th Street, Council District no. 45, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0648-2005 **Application no. 20065119 HAK, an Urban Development Action Area Project located at 1151 Rogers Avenue, Council District no. 45, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0649-2005 **Application no. 20065120 HAK, an Urban Development Action Area Project located at 1814 Nostrand Avenue, Council District no. 45, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the City Council

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0650-2005 **Application no. 20065121 HAK, an Urban Development Action Area Project located at 447 Rutland Road, Council District no. 40, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0651-2005 **Application no. 20065122 HAK, an Urban Development Action Area Project located at 398 Lefferts Avenue, Council District no. 40, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0652-2005 **Application no. 20065123 HAK, an Urban Development Action Area Project located at 189 Clifton Place, Council District no. 36, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for an exemption from real property taxes.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0653-2005 **Application no. 20065124 HAK, an Urban Development Action Area Project located at 1042 Putnam Avenue, Council District no. 41, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for an exemption from real property taxes.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0654-2005 **Application no. 20065125 HAK, an Urban Development Action Area Project located at 130 29th Street, Council District no. 38, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for an exemption from real property taxes.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0655-2005 **Application no. 20065126 HAQ, an Urban Development Action Area Project located at 90-35 Desarc Road, Council District no. 32, Borough of Queens. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0656-2005 **Application no. 20065127 HAQ, an Urban Development Action Area Project located at 90-37 Desarc Road, Council District no. 32, Borough of Queens. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0657-2005 **Application no. 20065128 HAQ, an Urban Development Action Area Project located at 90-39 Desarc Road, Council District no. 32, Borough of Queens. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0658-2005 **Application no. 20065129 HAQ, an Urban Development Action Area Project located at 116-10 14th Road, Council District no. 19, Borough of Queens. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0659-2005 **Application no. 20055605 SCX, a proposed site for a public school facility located generally at Jerome Avenue between West 172nd Street and Goble Place, Council District no. 16, Borough of the Bronx. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

- LU 0660-2005** **Zoning resolution amendment application no. N 060022 ZRR, pursuant to Sections 197-d and 201 of the New York City Charter, for amendments to Article II, Chapter 3 and Article X. Chapter 7.**
- Sponsors:** By Council Member Katz
- This Land Use Application was Referred to Comm by Council to the Committee on Land Use
- This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises
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- LU 0661-2005** **Zoning resolution amendment application no. N 060083 ZRY, pursuant to Sections 197-d and 201 of the New York City Charter, for an amendment Article II, Chapter 3.**
- Sponsors:** By Council Member Katz
- This Land Use Application was Referred to Comm by Council to the Committee on Land Use
- This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises
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- LU 0662-2005** **Uniform Land Use Review Procedure application no. C 060084 ZMX pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of the Bronx, Council Districts no. 11 and 12.**
- Sponsors:** By Council Member Katz
- This Land Use Application was Referred to Comm by Council to the Committee on Land Use
- This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises
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- LU 0663-2005** **Uniform land use review procedure application no. C 050481 PCK, pursuant to §197-c and §197-d of the New York City Charter concerning the site selection and acquisition of property located at 2440 Fulton Street, Borough of Brooklyn, Council District no. 37. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d(b)(2) of the Charter or called up by vote of the Council pursuant to §197-d(b)(3) of the Charter.**
- Sponsors:** By Council Member Katz
- This Land Use Application was Referred to Comm by Council to the Committee on Land Use
- This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

At this point the Speaker (Council Member Miller) made the following announcements:

Whereupon on motion of the Speaker (Council Member Miller), the Clerk of the Council adjourned to meet again on Thursday, December 8, 2005.

*VICTOR L. ROBLES, City Clerk
Clerk of the Council*