

THE COUNCIL

Minutes of the Proceedings for the

STATED MEETING

of

Thursday, January 20, 2022, 2:04 p.m.

(held in a hybrid meeting format)

The Majority Leader (Council Member Powers)

presiding as the Acting President Pro Tempore

Council Members

Adrienne E. Adams, *Speaker*

Shaun Abreu	Jennifer Gutierrez	Vickie Paladino
Joann Ariola	Shahana K. Hanif	Keith Powers
Alexa Avilés	Kamillah Hanks	Lincoln Restler
Diana I. Ayala	Robert F. Holden	Kristin Richardson Jordan
Charles Barron	Crystal Hudson	Kevin C. Riley
Justin L. Brannan	Rita C. Joseph	Carlina Rivera
Joseph C. Borelli	Ari Kagan	Rafael Salamanca, Jr
Erik D. Bottcher	Shekar Krishnan	Pierina Ana Sanchez
Gale A. Brewer	Linda Lee	Lynn C. Shulman
Selvena N. Brooks-Powers	Farah N. Louis	Althea V. Stevens
Tiffany Cabán	Christopher Marte	Sandra Ung
David M. Carr	Darlene Mealy	Marjorie Velázquez
Carmen N. De La Rosa	Julie Menin	Inna Vernikov
Eric Dinowitz	Francisco P. Moya	Nantasha M. Williams
Amanda Farías	Mercedes Narcisse	Julie Won
Oswald Feliz	Sandy Nurse	Kalman Yeger
James F. Gennaro	Chí A. Ossé	

The Majority Leader (Council Member Powers) assumed the chair as the Acting President Pro Tempore and Presiding Officer for these hybrid proceedings. Following the gaveling-in of the Meeting and the recitation of the Pledge of Allegiance, the Roll Call for Attendance was called by the City Clerk and the Clerk of the Council (Mr. McSweeney).

After consulting with the City Clerk and Clerk of the Council (Mr. McSweeney), the presence of a quorum was announced by the Majority Leader and the Acting President Pro Tempore (Council Member Powers).

INVOCATION

The Invocation was delivered by the Rev. Michael Livingston, Interim Senior Minister, spiritual leader at the Riverside Church, located at 490 Riverside Drive, New York, NY 10027.

Let us pray.

Gracious, creating, loving God,
 be among us in this moment and beyond.
 The New York City Council begins
 a new year as a new Council.
 And dear elected friends
 we are watching you with you,
 hoping the best for you, praying for you,
 that the one God of all by the many names we know her,
 the many forms he takes, will be among you
 and that you will listen to one another
 as if each one of you bears the image of God on your face,
 as if God speaks through each one.
 What an amazing opportunity and challenge awaits you
 to represent the people of this great city,
 alive with the languages and colors,
 cultures and customs of the whole world.
 We dare to believe and trust that in New York City
 we can live together as one people,
 love one and all as we choose,
 enjoy the justice of God laid bare, made plain, protected,
 and policies and practices that privilege
 no borough or class, color, or religion among us,
 but seeks to attend with justice and compassion
 to the most vulnerable among us.
 To ask of those most secure to give
 as though their wellbeing depended
 upon the wellbeing of others, as surely it does.
 God, come among us.
 This Council led for the first time
 by an amazing plurality of women of color,
 surely a sign these days of Emanuel, God with us.
 We'll know your work goes well
 as more people move from the streets
 into safe and secure housing,
 as children learn in public schools
 supported and equipped to nurture their God-given gifts,
 as older New Yorkers are supported
 to age with dignity in their homes and neighborhoods,
 as workers are paid living wages
 and share in the abundance our city owns,
 as policing is administered with restraint
 and regard for the humanity
 inherent in every person in every encounter,
 as public housing is rehabilitated into living spaces,
 homes of dignity and grace,
 as the carceral system becomes more humane,

restorative, safe for officers and inmates alike.
 God of the universe, the city, the citizens,
 hear our prayer, heal our city.
 Bless this council, each member,
 the work they do together for us all.
 In your many names we pray,
 Amen.

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

During the Communication from the Speaker segment of this meeting, the Speaker (Council Member Adams) acknowledged that 37,122 New Yorkers had lost their lives to COVID-19 as of January 19, 2022. Although noting that the Omicron variant surge had appeared to have reached its peak, the Speaker (Council Member Adams) urged everyone to continue to remain vigilant. She emphasized that the city offered free, easy, and equitable access to vaccines and testing across all neighborhoods.

The Speaker (Council Member Adams) acknowledged the January 9, 2022 high-rise fire in the Bronx that took the lives of 17 New Yorkers including the lives of eight children. She noted that five of the victims were members of the same family. On behalf of the Council, the Speaker (Council Member Adams) mourned the deaths of these individuals and read out the names of the deceased: Haji Dukuray, 49, his wife Haja, 37, and their three children Mustapha, 12, Mariam, 12, and Fatoumata, 5; Fatoumata Drammeh, 50, and her three children, Faoutmala, 21, Nyumaaisha, 19, and Muhammed, 12; Fatoumata Tunkara, 43, and his son Omar, 6; Hagi Jawara, 47, his wife Isatou Jabbie, 21, Sera Janneh, 27, Seydou Toure, 12, Haouwa Mahammadou, 5, and the youngest victim Ousmane Konteh, 2. The Speaker (Council Member Adams) spoke of the Council's commitment to protect tenants and prevent such tragedies from occurring -- she announced that a Council special taskforce had been established to focus on this issue.

The Speaker (Council Member Adams) acknowledged the death of Crystal Byron Nevis, 19. Ms. Nevis was working as a cashier at an East Harlem Burger King on January 9, 2022 when she was shot and killed during a robbery. She noted that Ms. Nevis was an extended family member of the Deputy Speaker (Council Member Ayala).

The Speaker (Council Member Adams) acknowledged the death of those New Yorkers who recently lost their lives during the course of their employment: *deliveristas* Salvador Navarette Flores and Taurino Rosendo Morales. Mr. Flores, 31, died after he crashed into an illegally parked car in Manhattan. Mr. Morales, 37, was killed when he was hit by a box truck in Manhattan.

The Speaker (Council Member Adams) acknowledged the death of Chinese immigrant Yao Pan Ma, 61, who was brutally attacked in Manhattan in April 2021 while he was collecting cans. Mr. Ma died of his injuries on December 31, 2021.

The Speaker (Council Member Adams) acknowledged the death of FDNY Lieutenant Joseph Maiello, 53, who died of natural causes on December 26, 2021 while at his firehouse in Staten Island.

On behalf of the Council, the Speaker (Council Member Adams) sent her condolences to Deputy Speaker (Council Member Ayala) on the recent death of her mother Adelita Crespo. She acknowledged that it was a difficult time for the Deputy Speaker (Council Member Ayala) and her family with the loss of Ms. Crespo and with the murder of her nephew's cousin Crystal Byron Nevis (mentioned above).

The Speaker (Council Member Adams) acknowledged the death of Michelle Alyssa Go who was pushed to her death as she waited for a train at a Times Square subway station. She spoke of how Ms. Go was known as a kind, sweet, generous soul who lived with a commitment and passion to help others through volunteer work. The Speaker (Council Member Adams) noted that the legacy of her death should move the city forward to address those gaps that led to such a tragedy. Ms. Go died on January 15, 2022 at the age of 40.

The Speaker (Council Member Adams) asked for a moment of silence for the deceased mentioned above as well as for all of the lives lost due to the pandemic.

At this point, a moment of silence was observed in the Chambers.

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ADOPTION OF MINUTES

Council Member Marte moved that the Minutes of the Stated Meetings of December 9, 2021 and December 15, 2021 be adopted as printed.

MESSAGES & PAPERS FROM THE MAYOR

M-9

Communication from the Mayor – Mayors veto and disapproval message of Introductory Number 2443-A of 2021, A Local Law to amend the administrative code of the city of New York, in relation to increasing penalties related to using joint living work quarters for artists contrary to zoning.

January 14, 2022

Hon. Michael McSweeney
City Clerk and Clerk of the Council
141 Worth Street
New York, NY 10013

Dear Mr. McSweeney:

Pursuant to Section 37 of the New York City Charter, I hereby disapprove Introduction No. 2443-A, which would amend the administrative code of the city of New York to increase penalties for non-compliance with the Joint Living Work Quarters for Artists ("JLWQA") program.

Introduction No. 2443-A would establish a new requirement that owners of JLWQA record in the City Register, or with the Richmond County Clerk, a statement that the property is a JLWQA, and therefore subject to relevant provisions of the Zoning Resolution of the City of New York (the "Zoning Resolution"). The bill would also permit me to designate an office or agency to similarly record such information in the City Register. Finally, Introduction No. 2443-A would substantially increase civil penalties for zoning violations related to JLWQA to "not less than \$15,000 for the first offense and \$25,000 for each subsequent offense" with an additional potential penalty of "\$1,000 for each month the violation is not corrected."

I fully support the SoHo/NoHo Neighborhood Plan approved by the City Council on December 15, 2021 (the "SoHo/NoHo Rezoning"), and my disapproval of Introduction No. 2443-A should not be construed otherwise. The SoHo/NoHo Rezoning is an important step towards ensuring equity and fairness in New York City, and simplifying decades of legal and regulatory complexity. The SoHo/NoHo Rezoning effectively rationalized an antiquated regime, and it provided protection to existing JLWQA housing while providing a mechanism for converting nonconforming units to residential housing through a significant payment to the SoHo/NoHo Arts Fund. By contrast, Introduction No. 2443-A creates additional paperwork and processes without a benefit to the artists and residents of the SoHo and NoHo neighborhoods.

Increasing civil penalties without increasing compliance is not good governance. In the first instance, City agencies should focus on improving enforcement, where necessary, to further the City's goals. This bill, however, focuses on the end of the process rather than the beginning. It will likely have a negative impact on many long-term residents of the affected neighborhoods and may force hundreds of residents from their homes. These increased civil penalties would neither increase housing for artists, nor would they further the purposes of the SoHo/NoHo Rezoning. My administration cannot support an approach that focuses on penalties over constructive process.

There are better ways to further the laudable goals of the JLWQA program and preserve artist housing. The JLWQA program already has a civil penalty structure in place and the recent SoHo/NoHo Rezoning strengthens that program. I will be instructing relevant agencies, in particular the Department of Buildings, the Department of City Planning, and the Department of Cultural Affairs, to evaluate and restructure the

enforcement of this program to more effectively meet the goals of existing law. This will include evaluating and, where necessary, updating the criteria for certifying artists and adjusting the requirements for this program to better reflect the realities of artist housing. I will be instructing these agencies to develop longer-term solutions for the hundreds of residents who would have either been forced to relocate or see their savings diminished by this proposed legislation. Throughout this process, we will work in partnership with the City Council to further the goals of the SoHo/NoHo Rezoning, without first reverting to increased penalties.

Introduction No. 2443-A would also add an additional recording requirement for owners, and it would permit a City office or agency to record information related to JLWQA in the City Register. The bill does not provide a means for enforcing this requirement on owners, and in any event, the recording requirement is not the most effective means for determining the extent and scope of non-compliance. These proposed recording requirements are a prime example of the type of bureaucratic complexity that we must eliminate.

Because Introduction No. 2443-A increases bureaucratic complexity and does not effectively advance the goals of the SoHo/NoHo Rezoning, it is hereby disapproved.

Sincerely,

Eric Adams
Mayor

Cc: Hon. Adrienne Adams

Referred to the Committee on Land Use.

LAND USE CALL-UPS

M-10

By Council Member Sanchez:

Pursuant to Sections 11.20b and 11.20c of the Council Rules and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Review Procedure application C 220082 PCX (NYPD Bronx Special Victims Services) shall be subject to Council review.

Coupled on Call-up vote.

The Majority Leader and the Acting President Pro Tempore (Council Member Powers) put the question whether the Council would agree with and adopt such motion which was decided in the **affirmative** by the following vote:

Affirmative – Abreu, Ariola, Avilés, Ayala, Bottcher, Brannan, Brewer, Brooks-Powers, Cabán, Carr, De La Rosa, Dinowitz, Farías, Feliz, Gennaro, Gutiérrez, Hanif, Hanks, Holden, Hudson, Joseph, Kagan, Krishnan, Lee, Louis, Marte, Menin, Moya, Narcisse, Nurse, Ossé, Paladino, Restler, Riley, Rivera, Salamanca, Sanchez, Shulman, Stevens, Ung, Velázquez, Vernikov, Williams, Won, Yeger, the Minority Leader (Council Member Borelli), the Majority Leader (Council Member Powers) and the Speaker (Council Member Adams) - **48**.

Abstentions – Barron and Richardson Jordan – **2**.

Present, Not Voting – Mealy.

At this point, the Majority Leader and the Acting President Pro Tempore (Council Member Powers) declared the aforementioned item **adopted** and referred this item to the Committee on Land Use and to the appropriate Land Use subcommittee.

REPORTS OF THE STANDING COMMITTEES

Report of the Committee on Rules, Privileges and Elections

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

Report for Res. No. 1

Report of the Committee on Rules, Privileges and Elections in favor of approving a Resolution making certain amendments to Rule 7.00(a) of the Rules of the Council in relation to the Standing Committees, Sub-Committee, and Special Committees of the Council.

The Committee on Rules, Privileges and Elections, to which the annexed preconsidered resolution was referred on January 20, 2022, respectfully

REPORTS:

After careful and due deliberation, the inaugural organizational Committee on Rules, Privileges and Elections approved certain amendments to Rule 7.00(a) of the Rules of the Council in relation to the Standing Committees, Sub-Committee, and Special Committees of the Council (please see Res. No. 1 below).

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 1:)

Res. No. 1

Resolution making certain amendments to Rule 7.00(a) of the Rules of the Council in relation to the Standing Committees, Sub-Committee, and Special Committees of the Council.

By Council Member Brooks-Powers:

7.00. Appointment - a. Prior to the establishment of the membership of any other committee, and after the selection of the Speaker, the Council shall elect the membership of the Committee on Rules, Privileges and Elections. All other committees and appointments thereto shall be recommended by the Committee on Rules, Privileges and Elections, approved by the Council and published in the Calendar. All standing committee chairpersons shall be elected by the Council as a whole. Once elected, a standing committee or subcommittee chairperson may be removed prior to the end of the session without their consent only by the uncoupled vote of 2/3 of all the members. The standing committees of the Council shall bear the following titles and possess the following substantive matter jurisdictions:

AGING - Department for the Aging and all federal, state and municipal programs pertinent to senior citizens.

CIVIL AND HUMAN RIGHTS - Human Rights Commission, Equal Employment Practices Commission and Equal Employment Opportunity.

CIVIL SERVICE AND LABOR - Municipal Officers and Employees, Office of Labor Relations, Office of Collective Bargaining, Office of Labor Services, and Municipal Pension and Retirement Systems.

CONSUMER [AFFAIRS AND BUSINESS LICENSING] AND WORKER PROTECTION - Department of Consumer [Affairs] and Worker Protection and Office of Nightlife.

CONTRACTS - Procurement Policy Board, review of City procurement policies and procedures, oversight over government contracts, Mayor's Office of Contract Services and collection agency contracts.

CRIMINAL JUSTICE - Department of Correction and Department of Probation.

CULTURAL AFFAIRS, LIBRARIES AND INTERNATIONAL INTERGROUP RELATIONS - Department of Cultural Affairs, libraries, museums, Art Commission, New York City Commission for the United Nations, Consular Corps and Protocol, Mayor's Office of Special Projects and Community Events, and to encourage harmony among the citizens of New York City, to promote the image of New York City and enhance the relationship of its citizens with the international community.

ECONOMIC DEVELOPMENT - Economic Development.

EDUCATION - Department of Education, School Construction Authority, and Charter Schools.

ENVIRONMENTAL PROTECTION - Department of Environmental Protection and Office of Long Term Planning and Sustainability and Office of Recovery and Resiliency.

FINANCE - Executive Budget review and Budget modification, Banking Commission, Comptroller's Office, Department of Design and Construction, Department of Finance, Independent Budget Office and fiscal policy and revenue from any source.

FIRE AND EMERGENCY MANAGEMENT - Fire/EMS (non-health-related issues), and Emergency Management Department (OEM).

GENERAL WELFARE - Human Resources Administration/Department of Social Services, Administration for Children's Services, Department of Homeless Services, charitable institutions, and Division of Youth and Family Justice within the Administration for Children's Services.

GOVERNMENTAL OPERATIONS - Municipal governmental structure and organization, Department of Citywide Administrative Services, Office of Administrative Trials and Hearings, Community Boards, Tax Commission, Board of Standards and Appeals, Campaign Finance Board, Board of Elections, Voter Assistance Commission, Commission on Public Information and Communication, Department of Records and Information Services, Financial Information Services Agency and Law Department.

HEALTH - Department of Health and Mental Hygiene, Office of the Chief Medical Examiner and EMS (health-related issues).

HIGHER EDUCATION - City University of New York.

HOSPITALS - Public and private hospitals, Health and Hospitals Corporation.

HOUSING AND BUILDINGS - Department of Housing Preservation and Development, Department of Buildings and rent regulation.

IMMIGRATION - Mayor's Office of Immigrant Affairs and other matters affecting immigration.

LAND USE - City Planning Commission, Department of City Planning, Department of Information Technology and Telecommunications, Landmarks Preservation Commission, land use and landmarks review.

MENTAL HEALTH, DISABILITIES AND ADDICTION - Department of Health and Mental Hygiene (issues of mental health, developmental disability and addiction services) and Mayor's Office for People with Disabilities.

OVERSIGHT AND INVESTIGATIONS - To investigate any matters within the jurisdiction of the Council relating to property, affairs, or government of New York City and the Department of Investigation.

PARKS AND RECREATION - Department of Parks and Recreation.

PUBLIC HOUSING - New York City Housing Authority.

PUBLIC SAFETY - Police Department, Civilian Complaint Review Board, Mayor's Office of Criminal Justice, courts, legal services, District Attorneys, and the Office of the Special Narcotics Prosecutor.

RULES, PRIVILEGES AND ELECTIONS - Council structure and organization and appointments.

RESILIENCY AND WATERFRONTS - Office of Recovery and Resiliency, the Office of Long Term Planning and Sustainability as it relates to efforts to make New York City more resilient in the face of climate change, and preparing for, responding to, and recovering from emergencies, and matters relating to the waterfront.

SANITATION AND SOLID WASTE MANAGEMENT - Department of Sanitation and the Business Integrity Commission.

SMALL BUSINESS - Department of Small Business Services and matters relating to retail business and emerging industries.

STANDARDS AND ETHICS - Conflicts of Interest Board and Council Ethics.

STATE AND FEDERAL LEGISLATION - Federal legislation, State legislation and Home Rule requests.

TECHNOLOGY - Technology in New York City, Department of Information Technology and Telecommunications (non- land use-related issues), Mayor's Office of Media & Entertainment, NYC TV, and dissemination of public information through the use of technology.

TRANSPORTATION AND INFRASTRUCTURE - Mass Transportation Agencies and facilities, Taxi and Limousine Commission, Department of Transportation and New York City Transit Authority.

VETERANS - Department of Veterans' Services and other veteran related issues.

WOMEN and GENDER EQUITY - Issues relating to advancing the economic mobility, social inclusion, leadership and civic participation of women and girls, domestic violence, Office to End Gender-Based Violence and the Commission on Gender Equity.

YOUTH SERVICES - Youth Board, Department of Youth and Community Development, Interagency Coordinating Council on Youth, and youth related programs.

b. Each standing committee shall be composed of no fewer than five members.

c. The Speaker may create such subcommittees or special committees as he or she deems necessary and appropriate.

SELVENA N. BROOKS-POWERS, *Temporary Chair*; GALE A. BREWER, KAMILLAH HANKS, CRYSTAL HUDSON, RITA C. JOSEPH, SHEKAR KRISHNAN, FARAH N. LOUIS, KEITH POWERS, RAFAEL SALAMANCA, Jr., MARJORIE VELÁZQUEZ, JULIE WON; 11-0-0; organizational Committee on Rules, Privileges and Elections, January 20, 2022.

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

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

Report for M-11

Report of the Committee on Rules, Privileges and Elections in favor of approving changes to Chairpersons and Members of the committees of the Council.

The Committee on Rules, Privileges and Election, to which the annexed preconsidered Council communication was referred on January 20, 2022, respectfully

REPORTS:

After careful and due deliberation, the inaugural organizational Committee on Rules, Privileges and Elections approved changes to Chairpersons and Members of the committees of the Council (please see M-11 below).

Accordingly, this Committee recommends its adoption.

(The following is the text of Preconsidered M-11:)

Preconsidered M-11

Message approving changes to Chairpersons and Members of the committees of the Council.

By Council Member Brooks-Powers:

Chairpersons and Members of the Committees of the Council, and making certain amendments to committees and subcommittees of the Council.

The Committee on Rules, Privileges and Elections respectfully

Reports:

That it recommends favorable consideration by the Council of the election of the chairpersons and members of the Committees on Aging, Civil and Human Rights, Civil Service and Labor, Consumer and Worker Protection, Contracts, Criminal Justice, Cultural Affairs, Libraries and International Intergroup Relations, Economic Development, Education, Environmental Protection, Finance, Fire and Emergency Management, General Welfare, Governmental Operations, Health, Higher Education, Hospitals, Housing and Buildings, Immigration, Land Use, Mental Health, Disabilities and Addiction, Oversight and Investigations, Parks and Recreation, Public Housing, Public Safety, Resiliency and Waterfronts, Rules, Privileges & Elections, Sanitation and Solid Waste Management, Small Business, Standards and Ethics, State and Federal Legislation, Technology, Transportation and Infrastructure, Veterans, Women and Gender Equity, Youth Services; and Chairpersons and members of the

Subcommittees on COVID Recovery and Resiliency, Landmarks, Public Siting and Maritime Uses, Senior Centers and Food Insecurity, Zoning and Franchises; and Chairpersons and members of the Special Committee on Twin Parks Citywide Taskforce on Fire Prevention as specified below:

AGING

Hudson, Chair
Dinowitz
Lee
Marte
Mealy
Richardson Jordan
Schulman

CIVIL AND HUMAN RIGHTS

Williams, Chair
Joseph
Marte
Richardson Jordan
Salamanca
Vernikov

CIVIL SERVICE & LABOR

De La Rosa, Chair
Bottcher
Cabán
Dinowitz
Feliz
Hanks
Joseph
Menin
Moya
Nurse

CONSUMER AND WORKER PROTECTION

Velázquez, Chair
Abreu
Bottcher
Brewer
Farías
Krishnan
Menin
Ossé
Won

CONTRACTS

Won, Chair
Ariola
Gennaro
Holden
Lee
Nurse
Restler

CRIMINAL JUSTICE

Rivera, Chair
Abreu
Carr
Hanif
Narcisse
Restler
Schulman
Stevens

CULTURAL AFFAIRS, LIBRARIES & INTERNATIONAL INTERGROUP RELATIONS

Ossé, Chair
Dinowitz
Farías
Hanif
Hudson
Louis
Joseph
Ung

ECONOMIC DEVELOPMENT

Farías, Chair
Avilés
Gutiérrez
Kagan
Riley
Salamanca
Williams

EDUCATION

Joseph, Chair
Abreu
Avilés
De La Rosa
Dinowitz
Feliz
Gennaro
Gutiérrez
Hanif
Hanks
Krishnan
Lee
Louis
Marte
Menin
Narcisse
Restler
Sanchez
Schulman
Stevens
Ung

ENVIRONMENTAL PROTECTION

Gennaro, Chair
Gutiérrez
Hanks
Kagan
Menin
Moya
Nurse
Restler

FINANCE

Brannan, Chair
Ayala
Barron
Brewer
Brooks-Powers
Carr
Farías
Hanks
Hudson
Kagan
Louis
Ossé
Powers
Sanchez
Velázquez
Won

FIRE AND EMERGENCY MANAGEMENT

Ariola, Chair
Carr
De La Rosa
Feliz
Gennaro
Holden
Louis
Riley
Schulman
Yeger

GENERAL WELFARE

Ayala, Chair
Cabán
Hudson
Lee
Ossé
Restler
Riley
Stevens
Ung
Williams

GOVERNMENTAL OPERATIONS

Ung, Chair

Brewer

Dinowitz

Hanif

Restler

Schulman

HEALTH

Schulman, Chair

Ariola

Barron

Feliz

Hudson

Narcisse

Velázquez

Yeger

HIGHER EDUCATION

Dinowitz, Chair

Barron

Brewer

Feliz

Vernikov

HOSPITALS

Narcisse, Chair

Barron

Brooks-Powers

Gutiérrez

Joseph

Moya

Rivera

HOUSING AND BUILDINGS

Sanchez, Chair

Avilés

Barron

Cabán

Dinowitz

Feliz

Hudson

Kagan

Rivera

IMMIGRATION

Hanif, Chair
De La Rosa
Joseph
Krishnan
Moya
Sanchez
Ung
Won

LAND USE

Salamanca, Chair
Borelli
Bottcher
Brooks-Powers
Hanks
Kagan
Krishnan
Louis
Mealy
Moya
Riley
Rivera
Sanchez

MENTAL HEALTH, DISABILITIES AND ADDICTION

Lee, Chair
Abreu
Ayala
Bottcher
Cabán
Hanif
Mealy
Paladino
Williams

OVERSIGHT AND INVESTIGATIONS

Brewer, Chair
Ayala
Joseph
Krishnan
Salamanca
Williams
Won
Velázquez
Yeger

PARKS AND RECREATION

Krishnan, Chair
Carr
Dinowitz
Holden
Lee
Marte
Menin
Narcisse
Restler
Ung
Velázquez

PUBLIC HOUSING

Avilés, Chair
Ayala
Barron
De La Rosa
Mealy
Ossé
Restler
Salamanca
Sanchez
Won

PUBLIC SAFETY

Hanks, Chair
Ariola
Bottcher
Brannan
Cabán
De La Rosa
Holden
Joseph
Mealy
Moya
Stevens

RESILIENCY AND WATERFRONTS

Kagan, Chair
Ariola
Gennaro
Marte
Nurse
Paladino

RULES, PRIVILEGES AND ELECTIONS

Powers, Chair
Adams
Brannan
Brewer
Brooks-Powers
Hudson
Salamanca
Sanchez

SANITATION AND SOLID WASTE MANAGEMENT

Nurse, Chair
Bottcher
Farías
Gennaro
Menin
Ossé
Richardson Jordan
Salamanca
Velázquez
Williams

SMALL BUSINESS

Menin, Chair
Brooks-Powers
Cabán
Krishnan
Mealy
Ung
Velázquez

STANDARDS AND ETHICS

Yeger, Chair
Dinowitz
Hudson
Rivera
Vernikov

STATE AND FEDERAL LEGISLATION

Abreu, Chair
De La Rosa
Gennaro
Gutiérrez
Moya

TECHNOLOGY

Gutiérrez, Chair
Abreu
Holden
Paladino
Won

TRANSPORTATION AND INFRASTRUCTURE

Brooks-Powers, Chair

Ariola

Carr

Farías

Kagan

Lee

Louis

Narcisse

Restler

Stevens

Velázquez

Williams

Won

Yeger

VETERANS

Holden, Chair

Ariola

Dinowitz

Nurse

Paladino

Richardson Jordan

WOMEN AND GENDER EQUITY

Cabán, Chair

Gennaro

Gutiérrez

Richardson Jordan

Riley

Stevens

YOUTH SERVICES

Stevens, Chair

Avilés

Ossé

Richardson Jordan

Riley

Williams

SUBCOMMITTEES:**COVID RECOVERY AND RESILIENCY**

Moya, Chair
Ayala
Brannan
Brewer
Brooks-Powers
Narcisse
Rivera

LANDMARKS, PUBLIC SITING AND MARITIME USES

Louis, Chair
De La Rosa
Feliz
Holden
Marte
Nurse
Ung
Vernikov

SENIOR CENTERS AND FOOD INSECURITY

Mealy, Chair
Brannan
Dinowitz
Lee
Marte

ZONING AND FRANCHISES

Riley, Chair
Abreu
Bottcher
Carr
Hanks
Louis
Moya
Schulman

SPECIAL COMMITTEE:**TWIN PARKS CITYWIDE TASKFORCE ON FIRE PREVENTION**

Feliz, Chair
Ariola
Avilés
Fariás
Sanchez

SELVENA N. BROOKS-POWERS, *Temporary Chair*; GALE A. BREWER, KAMILLAH HANKS, CRYSTAL HUDSON, RITA C. JOSEPH, SHEKAR KRISHNAN, FARAH N. LOUIS, KEITH POWERS, RAFAEL SALAMANCA, Jr., MARJORIE VELÁZQUEZ, JULIE WON; 11-0-0; organizational Committee on Rules, Privileges and Elections, January 20, 2022.

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

GENERAL ORDER CALENDAR

There were no additional items listed on the General Order Calendar.

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

- | | |
|--------------------|--|
| (1) Res 1 - | Rule 7.00(a) of the Rules of the Council in relation to the Standing Committees, Sub-Committee, and Special Committees of the Council. |
| (2) M-11 - | Message approving changes to Chairpersons and Members of the committees of the Council. |

The Majority Leader and Acting President Pro Tempore (Council Member Powers) put the question whether the Council would agree with and adopt such reports which were decided in the **affirmative** by the following vote:

Affirmative – Abreau, Ariola, Avilés, Ayala, Bottcher, Brannan, Brewer, Brooks-Powers, Cabán, Carr, De La Rosa, Dinowitz, Farías, Feliz, Gennaro, Gutiérrez, Hanif, Hanks, Holden, Hudson, Joseph, Kagan, Krishnan, Lee, Louis, Marte, Mealy, Menin, Moya, Narcisse, Nurse, Ossé, Paladino, Restler, Riley, Rivera, Salamanca, Sanchez, Shulman, Stevens, Ung, Velázquez, Vernikov, Williams, Won, Yeger, the Minority Leader (Council Member Borelli), the Majority Leader (Council Member Powers) and the Speaker (Council Member Adams) - **49**.

Abstention – Barron and Richardson Jordan - **2**.

The General Order vote recorded for this Stated Meeting was 49-2-0 as shown above.

INTRODUCTION AND READING OF BILLS

Res. No. 1

Resolution making certain amendments to Rule 7.00(a) of the Rules of the Council in relation to the Standing Committees, Sub-Committee, and Special Committees of the Council.

By Council Member Brooks-Powers:

7.00. Appointment - a. Prior to the establishment of the membership of any other committee, and after the selection of the Speaker, the Council shall elect the membership of the Committee on Rules, Privileges and Elections. All other committees and appointments thereto shall be recommended by the Committee on Rules, Privileges and Elections, approved by the Council and published in the Calendar. All standing committee chairpersons shall be elected by the Council as a whole. Once elected, a standing committee or subcommittee chairperson may be removed prior to the end of the session without their consent only by the uncoupled vote of 2/3 of all the members. The standing committees of the Council shall bear the following titles and possess the following substantive matter jurisdictions:

AGING - Department for the Aging and all federal, state and municipal programs pertinent to senior citizens.

CIVIL AND HUMAN RIGHTS - Human Rights Commission, Equal Employment Practices Commission and Equal Employment Opportunity.

CIVIL SERVICE AND LABOR - Municipal Officers and Employees, Office of Labor Relations, Office of Collective Bargaining, Office of Labor Services, and Municipal Pension and Retirement Systems.

CONSUMER [AFFAIRS AND BUSINESS LICENSING] AND WORKER PROTECTION - Department of Consumer [Affairs] and Worker Protection and Office of Nightlife.

CONTRACTS - Procurement Policy Board, review of City procurement policies and procedures, oversight over government contracts, Mayor's Office of Contract Services and collection agency contracts.

CRIMINAL JUSTICE - Department of Correction and Department of Probation.

CULTURAL AFFAIRS, LIBRARIES AND INTERNATIONAL INTERGROUP RELATIONS - Department of Cultural Affairs, libraries, museums, Art Commission, New York City Commission for the United Nations, Consular Corps and Protocol, Mayor's Office of Special Projects and Community Events, and to encourage harmony among the citizens of New York City, to promote the image of New York City and enhance the relationship of its citizens with the international community.

ECONOMIC DEVELOPMENT - Economic Development.

EDUCATION - Department of Education, School Construction Authority, and Charter Schools.

ENVIRONMENTAL PROTECTION - Department of Environmental Protection and Office of Long Term Planning and Sustainability and Office of Recovery and Resiliency.

FINANCE - Executive Budget review and Budget modification, Banking Commission, Comptroller's Office, Department of Design and Construction, Department of Finance, Independent Budget Office and fiscal policy and revenue from any source.

FIRE AND EMERGENCY MANAGEMENT - Fire/EMS (non-health-related issues), and Emergency Management Department (OEM).

GENERAL WELFARE - Human Resources Administration/Department of Social Services, Administration for Children's Services, Department of Homeless Services, charitable institutions, and Division of Youth and Family Justice within the Administration for Children's Services.

GOVERNMENTAL OPERATIONS - Municipal governmental structure and organization, Department of Citywide Administrative Services, Office of Administrative Trials and Hearings, Community Boards, Tax Commission, Board of Standards and Appeals, Campaign Finance Board, Board of Elections, Voter Assistance Commission, Commission on Public Information and Communication, Department of Records and Information Services, Financial Information Services Agency and Law Department.

HEALTH - Department of Health and Mental Hygiene, Office of the Chief Medical Examiner and EMS (health-related issues).

HIGHER EDUCATION - City University of New York.

HOSPITALS - Public and private hospitals, Health and Hospitals Corporation.

HOUSING AND BUILDINGS - Department of Housing Preservation and Development, Department of Buildings and rent regulation.

IMMIGRATION - Mayor's Office of Immigrant Affairs and other matters affecting immigration.

LAND USE - City Planning Commission, Department of City Planning, Department of Information Technology and Telecommunications, Landmarks Preservation Commission, land use and landmarks review.

MENTAL HEALTH, DISABILITIES AND ADDICTION - Department of Health and Mental Hygiene (issues of mental health, developmental disability and addiction services) and Mayor's Office for People with Disabilities.

OVERSIGHT AND INVESTIGATIONS - To investigate any matters within the jurisdiction of the Council relating to property, affairs, or government of New York City and the Department of Investigation.

PARKS AND RECREATION - Department of Parks and Recreation.

PUBLIC HOUSING - New York City Housing Authority.

PUBLIC SAFETY - Police Department, Civilian Complaint Review Board, Mayor's Office of Criminal Justice, courts, legal services, District Attorneys, and the Office of the Special Narcotics Prosecutor.

RULES, PRIVILEGES AND ELECTIONS - Council structure and organization and appointments.

RESILIENCY AND WATERFRONTS - Office of Recovery and Resiliency, the Office of Long Term Planning and Sustainability as it relates to efforts to make New York City more resilient in the face of climate change, and preparing for, responding to, and recovering from emergencies, and matters relating to the waterfront.

SANITATION AND SOLID WASTE MANAGEMENT - Department of Sanitation and the Business Integrity Commission.

SMALL BUSINESS - Department of Small Business Services and matters relating to retail business and emerging industries.

STANDARDS AND ETHICS - Conflicts of Interest Board and Council Ethics.

STATE AND FEDERAL LEGISLATION - Federal legislation, State legislation and Home Rule requests.

TECHNOLOGY - Technology in New York City, Department of Information Technology and Telecommunications (non- land use-related issues), Mayor's Office of Media & Entertainment, NYC TV, and dissemination of public information through the use of technology.

TRANSPORTATION AND INFRASTRUCTURE - Mass Transportation Agencies and facilities, Taxi and Limousine Commission, Department of Transportation and New York City Transit Authority.

VETERANS - Department of Veterans' Services and other veteran related issues.

WOMEN and GENDER EQUITY - Issues relating to advancing the economic mobility, social inclusion, leadership and civic participation of women and girls, domestic violence, Office to End Gender-Based Violence and the Commission on Gender Equity.

YOUTH SERVICES - Youth Board, Department of Youth and Community Development, Interagency Coordinating Council on Youth, and youth related programs.

b. Each standing committee shall be composed of no fewer than five members.

c. The Speaker may create such subcommittees or special committees as he or she deems necessary and appropriate.

Adopted by the Council (preconsidered and approved by the Committee on Rules, Privileges and Elections).

Int. No. 1

By Council Members Yeger, Holden, Borelli, Brannan, Salamanca, Kagan and Farías.

A Local Law in relation to the dismissal of summonses alleging violations of executive orders in connection with COVID-19 and the refund of monetary penalties paid in connection with such violations

Be it enacted by the Council as follows:

Section 1. a. Definitions. For purposes of this local law, the following terms have the following meanings:
 COVID-19. The term "COVID-19" means the 2019 novel coronavirus or 2019-nCoV or any related variant.
 Summons. The term "summons" means a document, including a notice of violation, which specifies charges forming the basis of an adjudicatory proceeding in the office of administrative trials and hearings.

COVID-19 executive order. The term "COVID-19 executive order" means any executive order issued by the governor of the state of New York or by the mayor of the city of New York in connection with COVID-19.

b. The office of administrative trials and hearings shall dismiss any summons alleging a violation of any COVID-19 executive order.

c. The department of finance or any other agency responsible for collecting payment of fines, penalties and interest shall refund all sums that have been paid to the city as fines, penalties and interest in connection with any summons alleging a violation of any COVID-19 executive order, whether such summons was dismissed

pursuant to subdivision b, adjudicated prior to the enactment of this local law, or resulted in a plea of guilty or no contest.

§ 2. This local law takes effect immediately.

Referred to the Committee on Governmental Operations.

Int. No. 2

By Council Members Yeger, Brannan, Holden and Farías.

A Local Law to amend the administrative code of the city of New York, in relation to the suspension of alternate side of the street parking rules and parking meter rules during and after snowfalls

Be it enacted by the Council as follows:

Section 1. Section 19-163.1 of the administrative code of the city of New York, as added by local law number 68 for the year 2008, is amended to read as follows:

§ 19-163.1 Suspension of parking, *parking meter and muni-meter* rules during *and after* snowfalls. All alternate side of the street parking rules shall be suspended during *and for forty-eight hours following the conclusion of* any snowfall that causes the department of sanitation to suspend its street sweeping operations[, provided that the department may reinstate alternate side of the street parking rules after twenty-four hours if it determines, after consulting with the department of sanitation, that alternate side of the street parking is necessary to immediately commence curbside snow removal]. *Whenever alternate side of the street parking rules are suspended during a snowfall, parking meter and muni-meter rules shall be suspended for the same duration of time.*

§ 2. This local law takes effect immediately.

Referred to the Committee on Transportation and Infrastructure.

L.U. No. 1

By The Chair of the Land Use Committee:

Application number C 220082 PCX (NYPD Bronx Special Victims Services) submitted by the New York City Police Department and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for a site selection and acquisition of property for use as a new NYPD Bronx Special Victim Services Squad facility located at 188 West 230th Street, aka 2992 Exterior Street (Block 3264, Lot 104), Borough of the Bronx, Community District 8, Council District 14.

Referred to the Committee on Land Use and the Subcommittee on Landmarks, Public Sitings & Dispositions.

L.U. No. 2

By The Chair of the Land Use Committee:

Application number N 220210 HIM [DL 526/LP-2654] (200 Madison Avenue) submitted by the Landmarks Preservation Commission pursuant to the provisions of Section 3020 of the Charter of the City of New York and Chapter 3 of Title 25 of the Administrative Code of the City of New York, the designation of the First Floor Lobby Interior of 200 Madison Avenue as an interior landmark, located at Block 865, Lot 14 Borough of Manhattan, Community District 5, Council District 4.

Referred to the Committee on Land Use and the Subcommittee on Landmarks, Public Sitings & Dispositions.

L.U. No. 3

By The Chair of the Land Use Committee:

Application number C 210285 ZMK (749 Van Sinderen Avenue Rezoning)) submitted by ENY Community Residences LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 17d, by changing from an M1-1 District to a C4-4L District property bounded by a line 430 feet northerly of Linden Boulevard, a line midway between Van Sinderen Avenue and Snediker Avenue, a line 90 feet northerly of Linden Boulevard, and Van Sinderen Avenue, Borough of Brooklyn, Community District 5, Council District 42.

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

L.U. No. 4

By The Chair of the Land Use Committee:

Application number N 210286 ZRK (749 Van Sinderen Avenue Rezoning) submitted by ENY Community Residences 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 5, Council District 42.

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

The following comments were among the remarks made by the Speaker (Council Member Adams) during the Communication from the Speaker segment of this meeting:

The Speaker (Council Member Adams) acknowledged the eleven hour hostage stand-off that had taken place on January 15, 2022 during the Sabbath morning service at a synagogue in Colleyville, Texas. An FBI team was able to rescue the four hostages at the Beth Israel congregation. The Speaker (Council Member Adams) noted that no one should fear entering their religious institutions to engage in prayer. On behalf of the Council, she expressed solidarity with New Yorkers of Jewish faith as well as those of Jewish faith across the country. She emphasized that she stood with people of good conscience everywhere in demanding an end to hatred, bigotry, and violence.

The Speaker (Council Member Adams) acknowledged that January 27, 2022 marks International Holocaust Remembrance Day when the world commemorates the six million Jewish victims of the Holocaust and millions of others who were brutally murdered by the Nazis.

The Speaker (Council Member Adams) acknowledged the January 17, 2022 Dr. Martin Luther King, Jr. holiday when Dr. King is commemorated as a leader who devoted his life to racial, social, and economic justice. She asked New Yorkers to remember Dr. King's life and legacy and to continue his vision of justice and equity everyday.

The Speaker (Council Member Adams) acknowledged that the late Dr. Maya Angelou had become the first African-American woman to have her image engraved on a quarter. She recalled Dr. Angelou's keynote address delivered at her Spellman College graduation ceremony and spoke of how Dr. Angelou's words at the ceremony had continued to inspire her to the present day.

The Speaker (Council Member Adams) noted that the Council was beginning a new historic session with the most diverse Council led by an African-American Speaker and with the majority of members as women. She wished to again acknowledge and thank the Council's leadership team which included Council Member Ayala as Deputy Speaker, Council Member Powers as Majority Leader, and Council Member Brooks-Powers as Majority Whip. The Speaker (Council Member Adams) also announced additional new members of the leadership team including Council Members Brewer, Brannan, Salamanca, and Hudson. She noted that this group would help guide the Council in crafting equitable policies and implementing the Council's vision for this legislative session.

The Speaker (Council Member Adams) thanked the entire central staff for their hard work in keeping the legislative body running, in supporting the Council Members, and in serving on behalf of New Yorkers. The Speaker (Council Member Adams) also wished to give a special shout-out to the Legislative Document Unit (LDU) for their tireless work and individually thanked the LDU staff of Jonathan Ettricks, Ruthie DelFranco, Matt DiStefano, Billy Martin, and Ivette Molina. The Speaker (Council Member Adams) also thanked the City Clerk and Clerk of the Counsel Michael McSweeney for all of his work as well. She further thanked Associate General Counsel Lance Polivny, Director of the Legislative Divisions Jeffrey Baker, and gave a special mention to Chief of Staff Jason Goldman.

The Speaker (Council Member Adams) acknowledged that the new chairs of the committees and subcommittees would be announced during this Stated Meeting. She wished to thank all of these new committee and subcommittee chairs as well as all of the individual members of each committee. The Speaker (Council Member Adams) also wished to acknowledge that the members of each committee would play an important role in overseeing and addressing the critical issues of the city. She also spoke of the mission that the Council would be undertaking in this legislative session: to make the city more affordable with better paying jobs; to provide a public education system that works for all of our children; and to provide affordable healthcare and childcare with no one left behind.

Whereupon on motion of the Speaker (Council Member Adams), the Majority Leader and Acting President Pro Tempore (Council Member Powers) adjourned these hybrid proceedings.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council

*Editor's Local Law Note: Int. Nos. 9-A, 51-A, 147-A, 479-A, 1085-B, 1520-A, 1621-A, 1624-A, 1625-B, 1724-A, 1867-A, 1949-A, 2130-A, 2141-A, 2176-A, 2201-A, 2297-A, 2309-A, 2354-B, 2366-A, 2372-B, 2417-A, 2425-A, 2440-A, 2454, 2458, 2459-A, and 2460-A, all adopted at the December 9, 2021 Stated Meeting, were **returned unsigned** by the Mayor on January 10, 2022. These items had become law on January 9, 2022 due to the lack of Mayoral action within the Charter-prescribed thirty day time period. These bills were assigned subsequently as Local Laws Nos. 1 to 28 of 2022, respectively.*

*Int. Nos. 66-A, 271-A, 274-A, 1208-B, 1326-B, 1358-A, 1806-A, 2005-A, 2020-A, 2081-A, 2096-A, 2117-A, 2134, 2158-A, 2246-A, 2265-B, 2411-A, 2424-B, 2430-A, 2438-A, 2439-A, 2449-A, 2462, 2470, 2476, and Preconsidered Int. No. 2477, all adopted at the December 15, 2021 Stated Meeting, were **returned unsigned** by the Mayor on January 14, 2022. These items became law on January 15, 2022 due to the lack of Mayoral action within the Charter-prescribed thirty day time period. These bills were assigned subsequently as Local Laws Nos. 29 to 54 of 2022, respectively.*

