

The New York City Council

Council Agenda

Stated Meeting

December 19, 2011

2:30 PM

Council Chambers - City Hall

1. Roll Call

2. Invocation

Delivered by Rabbi Avrohom Hecht, Jewish Community Council of Canarsie, Inc., 1170 Pennsylvania Avenue, Brooklyn, N.Y. 11239.

Motion to spread the invocation in full upon the record by Council Member Fidler.

3. Adoption of Minutes

Motion that the Minutes of the Stated Meeting of November 29, 2011 be adopted as printed by Council Member Mark Viverito.

4. Messages & Papers from the Mayor

M 0733-2011

Susan Bellinson, Waterfront Management Advisory Board

Communication from the Mayor - Submitting the name of

Susan Bellinson to the Council for its advice and consent regarding her appointment to the Waterfront Management Advisory Board, Pursuant to Sections 31 and 1303 of the City Charter.

Preconsidered - Rules, Privileges and Elections

M 0734-2011

Carl Weisbrod, Waterfront Management Advisory Board

Communication from the Mayor - Submitting the name of Carl Weisbrod to the Council for its advice and consent regarding his appointment to the Waterfront Management Advisory Board, Pursuant to Sections 31 and 1303 of the City Charter.

Preconsidered - Rules, Privileges and Elections

M 0735-2011

Robert Yaro, Waterfront Management Advisory Board

Communication from the Mayor - Submitting the name of Robert Yaro to the Council for its advice and consent regarding her appointment to the Waterfront Management Advisory Board, Pursuant to Sections 31 and 1303 of the City Charter.

Preconsidered - Rules, Privileges and Elections

5. Communications from City, County & Borough Offices

M 0736-2011

Robert Cohen, M.D., New York City Board of Correction

Robert Cohen, M.D., Council candidate for re-appointment to the New York City Board of Correction, Pursuant to § 626 of the New York City Charter.

Preconsidered - Rules, Privileges and Elections

6. Petitions and Communications

None

7. Land Use Call-Ups

None

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 0563-2011-A Notification of information related to polychlorinated biphenyls (PCBs) in schools.

A Local Law to amend the New York city charter, in relation to the notification of information related to polychlorinated biphenyls (PCBs) in schools.

Amended and Coupled on GO with a Message of Necessity

Int 0566-2011-A Requiring the reporting of information related to polychlorinated biphenyls (PCBs).

A Local Law to amend the New York city charter, in relation to requiring the reporting of information related to polychlorinated biphenyls (PCBs).

Amended and Coupled on GO with a Message of Necessity

Report of the Committee on Finance

Res 1173-2011 Approving the new designation and changes in the designation of certain organizations to receive funding in the Expense

Budget.

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

Preconsidered - Coupled on GO

Res 1175-2011 Westchester Square Business Improvement District, Bronx

Resolution concerning the establishment of the Westchester Square Business Improvement District in the Borough of the Bronx and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.

Preconsidered - Coupled on GO

Res 1179-2011 LU 546 - Plaza Borinquen, Bronx

Resolution approving an exemption from real property taxes for property located at (Block 2282, Lots 45, 75,) (Block 2283, Lot 40) Bronx, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 546)

Preconsidered - Coupled on GO

Report of the Committee on Housing and Buildings

Int 0746-2011 Carbon monoxide alarms.

A Local Law to amend the administrative code of the city of New York, relation to carbon monoxide alarms.

Preconsidered - Coupled on GO

Int 0585-2011-A Establishing limits on the emissions of volatile organic compounds in carpet and carpet cushion.

A Local Law to amend the administrative code of the city of New York, in relation to establishing limits on the emissions of volatile organic compounds in carpet and carpet cushion.

Amended and Laid Over

Report of the Committee on Land Use

**Res 1180-2011 LU 542 - Sidewalk café, 88 University Place, Manhattan
(20125025TCM)**

Application no. 20125025TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Arta LLC d.b.a Scarpina Bar & Grill, to establish, maintain and operate an unenclosed sidewalk café located at 88 University Place, Borough of Manhattan, Council District no.2. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

Coupled on GO

**Res 1181-2011 LU 543 - Sidewalk café, 342-344 West 11th Street, Manhattan
(20125094 TCM)**

By Council Member Comrie

Application no. 20125094 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Schatzi Corp. d.b.a Wallse Restaurant, to continue to maintain and operate an unenclosed sidewalk café located at 342-344 West 11th Street, 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.

Coupled on GO

**Res 1182-2011 LU 544 - Zoning, relating to defined term "Wide Street" (N
120037 ZRM)**

Application no. N 120037 ZRM by the Department of Parks and Recreation and the Department of Transportation, pursuant to Sections 197-c and 201 of the New York City Charter for the Zoning Resolution of the City of New York, concerning Section 12-10 (DEFINITIONS), relating to the

defined term “wide street” Community District 7, Borough of Manhattan, Council District no. 6..

Coupled on GO

Res 1183-2011 LU 545 - Zoning, Amendment to City Map, Manhattan (C 100122 MMM)

Application no. C 100122 MMM by the Department of Parks and Recreation and the Department of Transportation, pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment of the City Map, Community District 7, Borough of Manhattan, Council District no. 6..

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.

Coupled on GO

Report of the Committee on Rules, Privileges, and Elections

Res 1184-2011 M 733 - Susan Bellinson, Waterfront Management Advisory Board

RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF SUSAN BELLINSON AS A MEMBER OF THE NEW YORK CITY WATERFRONT MANAGEMENT ADVISORY BOARD.

Preconsidered - Coupled on GO

Res 1185-2011 M 734 - Carl Weisbrod, Waterfront Management Advisory Board

RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF CARL WEISBROD AS A MEMBER OF THE NEW YORK CITY WATERFRONT MANAGEMENT ADVISORY BOARD.

Preconsidered - Coupled on GO

Res 1186-2011 **M 735 - Robert Yaro, Waterfront Management Advisory Board**
RESOLUTION APPROVING THE APPOINTMENT BY
THE MAYOR OF ROBERT YARO AS A MEMBER OF
THE NEW YORK CITY WATERFRONT MANAGEMENT
ADVISORY BOARD.
Preconsidered - Coupled on GO

Res 1187-2011 **M 736 - Robert Cohen, M.D., New York City Board of
Correction**
RESOLUTION APPROVING THE RE-APPOINTMENT BY
THE COUNCIL OF ROBERT COHEN, M.D. AS A
MEMBER OF THE NEW YORK CITY BOARD OF
CORRECTION.
Preconsidered - Coupled on GO

Report of the Committee on Transportation

Int 0567-2011-A **Requiring DOT to provide online access to street resurfacing
and capital improvement information for city blocks.**
A Local Law to amend the administrative code of the city of
New York, in relation to requiring the department of
transportation to provide online access to street resurfacing
and capital improvement information for city blocks.
Amended and Laid Over

12. General Orders Calendar

T2010-0002 **Commissioner of Deeds**
Coupled on GO

Coupled on General Order Calendar

Education

- Int 0563-2011-A** **Notification of information related to polychlorinated biphenyls (PCBs) in schools.**
A and GO with M\N
- Int 0566-2011-A** **Requiring the reporting of information related to polychlorinated biphenyls (PCBs).**
A and GO with M\N

Finance

- Res 1173-2011** **Approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.**
Preconsidered - GO
- Res 1175-2011** **Westchester Square Business Improvement District, Bronx**
Preconsidered - GO
- Res 1179-2011** **LU 546 - Plaza Borinquen, Bronx**
Preconsidered - GO

Housing and Buildings

- Int 0746-2011** **Carbon monoxide alarms.**
Preconsidered - GO

Land Use

- Res 1180-2011** **LU 542 - Sidewalk café, 88 University Place, Manhattan (20125025TCM)**
GO
- Res 1181-2011** **LU 543 - Sidewalk café, 342-344 West 11th Street, Manhattan (20125094 TCM)**
GO

Res 1182-2011 **LU 544 - Zoning, relating to defined term "Wide Street" (N 120037 ZRM)**
GO

Res 1183-2011 **LU 545 - Zoning, Amendment to City Map, Manhattan (C 100122 MMM)**
GO

Rules, Privileges, and Elections

Res 1184-2011 **M 733 - Susan Bellinson, Waterfront Management Advisory Board**
Preconsidered - GO

Res 1185-2011 **M 734 - Carl Weisbrod, Waterfront Management Advisory Board**
Preconsidered - GO

Res 1186-2011 **M 735 - Robert Yaro, Waterfront Management Advisory Board**
Preconsidered - GO

Res 1187-2011 **M 736 - Robert Cohen, M.D., New York City Board of Correction**
Preconsidered - GO

General Order Calendar

T2010-0002 **Commissioner of Deeds**
GO

13. Introduction & Reading of Bills
See Attached

14. Discussion of Resolutions

15. Resolutions

None

16. General Discussion

17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Int 0736-2011 *By Council Member Brewer*

A Local Law to amend the New York city charter, in relation to providing public notice of productions.

Technology

Res 1168-2011 *By Council Member Brewer*

Resolution calling upon the United States Congress to defeat the Stop Online Piracy Act (“SOPA,” H.R. 3261) and the Preventing Real Online Threats to Economic Creativity and Theft of Intellectual Property Act (“Protect IP Act,” S. 968), which would greatly expand the potential for Internet censorship and place a significant burden on website administrators.

Technology

Int 0737-2011 *By Council Member Crowley*

A Local Law to amend the administrative code of the city of New York, in relation to requiring radio signal boosting devices in high rise buildings.

Housing and Buildings

Res 1169-2011 *By Council Member Crowley*

Resolution calling upon the New York City Department of

Education to enforce Chancellor's Regulation A-801, which requires that students on school buses wear seat belts until the bus comes to a destination stop.

Education

Res 1170-2011 *By Council Member Crowley*

Resolution calling upon the New York State Legislature to amend the New York City Health and Hospitals Corporation Act to allow private physicians and surgeons in high-risk specialties to purchase professional liability insurance from the Health and Hospitals Corporation (HHC) in exchange for minimal employment with HHC hospitals.

Health

Res 1171-2011 *By Council Member Dickens*

Resolution supporting S.1973, the Gun Trafficking Prevention Act of 2012, which would amend the United States Code by creating the crime of trafficking or assisting in the trafficking of a firearm.

Preconsidered - Public Safety

Int 0738-2011 *By Council Members Dromm and Ferreras*

A Local Law to amend the administrative code of the city of New York, in relation to making the chaining, tying, or attaching of bicycles to street trees illegal.

Transportation

Int 0739-2011 *By Council Member Greenfield*

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting immediate towing of certain vehicles.

Transportation

Res 1172-2011 *By Council Members Lander, Mark-Viverito, The Speaker (Council Member Quinn), Brewer, Levin, Chin, James and Rose*

Resolution opposing the United State Supreme Court's

interpretation of the Constitution in Citizens United regarding the constitutional rights of corporations, supporting an amendment to the Constitution to provide that corporations are not entitled to the entirety of protections or “rights” of natural persons, specifically so that the expenditure of corporate money to influence the electoral process is no longer a form of constitutionally protected speech, and calling on Congress to begin the process of amending the Constitution.

Preconsidered - Governmental Operations

Int 0740-2011 *By Council Member Nelson*

A Local Law to amend the administrative code of the city of New York, in relation to discharges in certain designated bodies of water.

Waterfronts

Int 0741-2011 *By Council Member Recchia Jr. (by request of the Mayor)*

A Local Law to amend the administrative code of the city of New York, in relation to authorizing an increase in the amount to be expended in six business improvement districts.

Finance

Int 0742-2011 *By Council Member Recchia Jr.*

A Local Law to amend the administrative code of the city of New York, in relation to decreasing the number of vehicles required to qualify for base station license.

Transportation

Res 1173-2011 *By Council Member Recchia Jr.*

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

Preconsidered - Finance

Res 1174-2011 *By Council Member Recchia Jr.*

Resolution concerning the increase in the annual expenditure

for the 34th Street, the Grand Central, the 125th Street, the Mosholu-Jerome-East Gun Hill Road, the Fordham Road and the Bayside Village Business Improvement Districts, and the setting of the date, time and place for the hearing of the local law increasing the annual expenditure for such districts.

Finance

Res 1175-2011 *By Council Member Recchia Jr.*

Resolution concerning the establishment of the Westchester Square Business Improvement District in the Borough of the Bronx and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.

Preconsidered - Finance

Int 0743-2011 *By Council Member Reyna*

A Local Law to amend the administrative code of the city of New York, in relation to noise levels in commercial and manufacturing districts.

Environmental Protection

Int 0744-2011 *By Council Member Rose*

A Local Law to amend the administrative code of the city of New York, in relation to requiring that agencies educate business owners on issues concerning access for persons with disabilities.

Mental Health, Mental Retardation, Alcoholism, Drug Abuse and Disability Services

Res 1176-2011 *By Council Member Sanders Jr.*

Resolution calling on the New York City Congressional Delegation to vote to disapprove H.R. 3630 which cuts federal unemployment benefits for long term unemployment and instead to support full renewal of the federal unemployment insurance program through 2012.

Civil Service and Labor

Int 0745-2011 *By Council Members Vacca and Williams*

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of transportation to post on its website a list of all major street redesigns in a format accessible to people with disabilities.

Transportation

Res 1177-2011 *By Council Member Vann*

Resolution calling on the Governor and the New York State Legislature to enact legislation establishing specific protections for children affected by the State's transfer of authority to New York City for its own juvenile justice system (realignment), and for the Bloomberg Administration to release a detailed plan for implementing realignment and to ensure there is an adequate and transparent public comment process that allows public input to be incorporated into any final implementation plan.

Juvenile Justice

Int 0746-2011 *By Council Members Weprin and Dilan (in conjunction with the Mayor)*

A Local Law to amend the administrative code of the city of New York, relation to carbon monoxide alarms.

Preconsidered - Housing and Buildings

Res 1178-2011 *By Council Member Williams*

Resolution condemning the overly aggressive actions of the Bloomberg Administration that were used to evict the Occupy Wall Street protestors that occurred in the predawn hours of November 15, 2011.

Public Safety

LU 0546-2011 *By Council Member Recchia Jr.*

Plaza Borinquen, Block 2282, Lots 45, 75, Block 2283, Lot 40, Bronx, Council District No. 8.

Preconsidered - Finance

LU 0547-2011 *By Council Member Comrie Jr.*

Application no. 20125188 HKM (N 120101 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Union League Club located at 38 East 37th Street (Block 866, Lot 42) (List No.449, LP-2389), Council District no. 3, as an historic landmark .

Landmarks, Public Siting and Maritime Uses

LU 0548-2011 *By Council Member Comrie Jr.*

Application no. 20125189 HKK (N 120099 HKK), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of St. Casimir's Roman Catholic Church a.k.a The Paul Robeson Theater, located at 40 Greene Avenue (Block 1957, Lot 28) (List No.449, LP-2476), Council District no. 35, as an historic landmark.

Landmarks, Public Siting and Maritime Uses

LU 0549-2011 *By Council Member Comrie Jr.*

Application no. 20125190 HKX (N 120100 HKX), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Grand Concourse Historic District (List No.449, LP-2403), Council District nos.16 and17, as an historic landmark.

Landmarks, Public Siting and Maritime Uses

LU 0550-2011 *By Council Member Comrie Jr.*

Application no. 20125191 HKR (N 120097 HKR), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the 29 Cottage Place House located at 29 Cottage Place (Block 1012, Lot 10) (List No.449, LP-2447), Council

District no. 49, as an historic landmark.

Landmarks, Public Siting and Maritime Uses

LU 0551-2011

By Council Member Comrie Jr.

Application no. 20125192 HKM (N 120098 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Bell Laboratory Complex a.k.a. Westbeth Artist Housing located at 445-465 West Street, 137-169 Bank Street, 51-77 Bethune Street and 734-754 Washington Street (Block 639, Lot 1) (List No.449, LP-2391), Council District no. 3, as an historic landmark.

Landmarks, Public Siting and Maritime Uses