# The New York City Council

City Hall New York, NY 10007



Wednesday, May 11, 2011

1:30 PM

**Emigrant Savings Bank - 49-51 Chambers Street** 

# **City Council**

Christine C. Quinn, Speaker

Members: Maria del Carmen Arroyo, Charles Barron, Gale A. Brewer,
Fernando Cabrera, Margaret S. Chin, Leroy G. Comrie, Jr., Elizabeth S. Crowley,
Inez E. Dickens, Erik Martin Dilan, Daniel Dromm, Mathieu Eugene, Julissa Ferreras,
Lewis A. Fidler, Helen D. Foster, Daniel R. Garodnick, James F. Gennaro,
Vincent J. Gentile, Sara M. Gonzalez, David Greenfield, Daniel J. Halloran III,
Vincent M. Ignizio, Robert Jackson, Letitia James, Peter A. Koo, G. Oliver Koppell,
Karen Koslowitz, Brad S. Lander, Jessica S. Lappin, Stephen T. Levin, Melissa
Mark-Viverito, Darlene Mealy, Rosie Mendez, Michael C. Nelson, James S. Oddo,
Annabel Palma, Domenic M. Recchia, Jr., Diana Reyna, Joel Rivera,
Ydanis A. Rodriguez, Deborah L. Rose, James Sanders, Jr., Larry
B. Seabrook, Eric A. Ulrich, James Vacca, Peter F. Vallone, Jr., James G.
Van Bramer, Albert Vann, Mark S. Weprin, Jumaane D. Williams and Ruben Wills

The President Pro Tempore (Council Member Rivera)

#### Roll Call

#### Present:

Speaker Quinn, Arroyo, Barron, Brewer, Cabrera, Chin, Comrie Jr., Crowley, Dickens, Dromm, Eugene, Ferreras, Fidler, Garodnick, Gentile, Gonzalez, Greenfield, Halloran III, Ignizio, Jackson, James, Koo, Koppell, Koslowitz, Lander, Levin, Mealy, Mendez, Nelson, Palma, Recchia Jr., Reyna, Rivera, Rodriguez, Rose, Sanders Jr., Seabrook, Ulrich, Vacca, Vallone Jr., Van Bramer, Vann, Weprin, Williams and Wills

#### Excused:

Dilan, Gennaro, Mark-Viverito and Oddo

#### Maternity:

Foster and Lappin

The presence of a quorum was announced by The President Pro Tempore (Council Member Rivera).

#### Invocation

The Invocation was delivered by: Rev. Father Nicholas Soteropoulos, St. Peter's Greek Orthodox Church, 3245 West Kingsbridge Avenue, the Bronx, N.Y. 10463.

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

## 3. Adoption of Minutes

Council Member Gonzalez moved that the Minutes of the Stated Meeting of April 6, 2011 be adopted as printed.

# 4. Messages & Papers from the Mayor

# M 0495-2011

Communication from the Mayor - Submitting the Expense Revenue Contract Budget, for Fiscal Year 2012, pursuant to Section 249 of the New York City Charter.

Attachments: Hearing Transcript - Stated Meeting 5-11-11, Res. No. 918, Res. No. 919,

Hearing Transcript 6-28-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript 6-29-11, Hearing Transcript - Stated Meeting 6-29-11

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

#### M 0496-2011

Communication from the Mayor - Submitting the Executive Capital Budget for Fiscal Year 2012, pursuant to Section 249 of the New York City Charter.

Attachments: Hearing Transcript - Stated Meeting 5-11-11, Res. No. 920, Res. No. 921,

Hearing Transcript 6-28-11, Hearing Transcript 6-29-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript - Stated Meeting 6-29-11

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

#### M 0497-2011

Communication from the Mayor - Submitting the Proposed City Fiscal Year 2012 Community Development Program, the Proposed CFY'12 Budget, the Proposed Reallocations-the CD XXXVII Funds, Proposed CD XXXVIII Statement of Objectives and Budget, dated May 6, 2011.

Attachments:

Hearing Transcript - Stated Meeting 5-11-11, Res. No. 922, Hearing Transcript 6-28-11, Hearing Transcript 6-29-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript - Stated Meeting 6-29-11

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

#### M 0498-2011

Communication from the Mayor - Submitting the Executive Budget Supporting Schedules, for Fiscal Year 2012, pursuant to Section 250 of the New York City Charter.

Attachments:

Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript 6-28-11, Hearing Transcript 6-29-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript - Stated Meeting 6-29-11

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

#### M 0499-2011

Communication from the Mayor - Submitting the Capital Commitment Plan, Executive Budget, Fiscal Year 2012, Volumes I, II and III, pursuant to Section 219(d) of the New York City Charter.

Attachments:

Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript 6-28-11, Hearing Transcript 6-29-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript - Stated Meeting 6-29-11

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

#### M 0500-2011

Communication from the Mayor - Submitting the Executive Budget -Geographic Reports for Expense Budget for Fiscal Year 2012.

Attachments:

Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript 6-28-11, Hearing Transcript 6-29-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript - Stated Meeting 6-29-11

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

M 0501-2011

Communication from the Mayor - Submitting the Executive Capital Budget Fiscal Year 2012, Capital Project Detail Data, Citywide Volumes 1 and 2 and Volumes for the Five Boroughs, dated May 6, 2011 pursuant to the provisions of Sections 213 (4) & 219 (D) of the New York City Charter.

Attachments:

Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript 6-28-11, Hearing Transcript 6-29-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript - Stated Meeting 6-29-11

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

M 0502-2011

Communication from the Mayor - Submitting the Budget Summary, Message of the Mayor and Summary of Reduction Program relative to the Executive Budget, Fiscal Year 2012, pursuant to Section 249 of the New York City Charter.

Attachments:

Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript 6-28-11, Hearing Transcript 6-29-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript - Stated Meeting 6-29-11

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

M 0503-2011

Communication from the Mayor – Submitting the Ten-Year Capital Strategy, Fiscal Year 2012-2021.

<u>Attachments:</u> Hearing Transcript - Stated Meeting 5-11-11

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

M 0504-2011

Communication from the Mayor - Submitting certificate setting forth the maximum amount of debt and reserves which the City, and the NYC Municipal Water Finance Authority, may soundly incur for capital projects for Fiscal Year 2012 and the ensuing three fiscal years, and the maximum amount of appropriations and expenditures for capital projects which may soundly be made during each fiscal year, pursuant to Section 250 (16) of the NY City Charter.

Attachments: Hearing Transcript - Stated Meeting 5-11-11

This Mayor's Message was Rcvd, Ord, Prnt, Fld by Council

5. Communications from City, County & Borough Offices

#### M 0505-2011

Communication from the Chancellor – Submitting an amendment to the five year Capital Plan FY 2010 – 2014.

Attachments: Hearing Transcript - Stated Meeting 5-11-11

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

#### 6. Petitions and Communications

None

## 7. Land Use Call-Ups

#### M 0506-2011

By The Speaker (Council Member Quinn):

Pursuant to Rule 11.20(b) of the Council and Section 20-226 (g) or Section 20-225(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed/enclosed sidewalk café located at 118 Greenwich Ave., Community Board 2, Application 20115504 TCM shall be subject to review by the Council.

Attachments: Hearing Transcript - Stated Meeting 5-11-11

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

#### M 0507-2011

By Council Member Reyna:

Pursuant to Rule 11.20(b) of the Council and Section 20-2269(g) or Section 20-225(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed/enclosed sidewalk café located at 289 Manhattan Ave., Community Board 1, Application 20105769 TCK shall be subject to review by the Council.

Attachments: Hearing Transcript - Stated Meeting 5-11-11

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

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

# Passed The Consent Agenda

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

Affirmative: 45 -

Speaker Quinn, Arroyo, Barron, Brewer, Cabrera, Chin, Comrie Jr., Crowley, Dickens, Dromm, Eugene, Ferreras, Fidler, Garodnick, Gentile, Gonzalez, Greenfield, Halloran III, Ignizio, Jackson, James, Koo, Koppell, Koslowitz, Lander, Levin, Mealy, Mendez, Nelson, Palma, Recchia Jr., Reyna, Rivera, Rodriguez, Rose, Sanders Jr., Seabrook, Ulrich, Vacca,

Vallone Jr., Van Bramer, Vann, Weprin, Williams and Wills

Excused: 4 -

Dilan, Gennaro, Mark-Viverito and Oddo

Maternity: 2 -

Foster and Lappin

At this point, the President Pro Tempore (Council Member Rivera) 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 Finance

Res 0818-2011

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

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting

5-11-11

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

Res 0819-2011

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

Attachments: Committee Report 5/11/11, Hearing Testimony 5/11/11, Hearing Transcript

5/11/11, District Plan, Hearing Transcript - Stated Meeting 5-11-11

# LU 0386-2011 Clinton Commons, 533-543 West 52nd Street, Manhattan, Council District No. 3

<u>Attachments:</u> Memorandum, Resolution, Hearing Transcript, Hearing Transcript - Stated

Meeting 5-11-11

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

#### Res 0822-2011

Resolution approving an exemption from real property taxes for property located at 533-543 West 52nd Street (Block 1081, Lot 1) Manhattan, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 386).

Attachments: Memorandum, Hearing Transcript - Stated Meeting 5-11-11

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

Report of the Committee on Land Use

#### LU 0346-2011

Application no. 20115546 HAM, an Urban Development Action Area Project located at 110 West 114th Street, 241 West 137th Street, 271 West 150th Street and 2049 Fifth Avenue, Council District no. 9, Borough of Manhattan. 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.

#### Attachments:

Land Use Calendar - Week of April 4 - April 8, 2011, Hearing Testimony - Planning 4/4/11, Hearing Transcript - Planning 4-4-11, Hearing Transcript - Planning 4-5-11, Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Planning 5/3/11, Committee Report, Resolution, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Planning 5-3-11

Res 0823-2011

Resolution approving an Urban Development Action Area Project located at 110 West 114th Street (Block 1823/Lot 41), 241 West 137th Street (Block 2023/Lot 13), 271 West 150th Street (Block 2036/Lot 24), and 2049 5th Avenue (Block 1751/Lot 71), Borough of Manhattan, 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. 346; 20115546 HAM).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

LU 0347-2011

Application no. 20115547 HAM, an Urban Development Action Area Project located at 8 St. Nicholas Terrace, Council District no. 7, Borough of Manhattan. 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.

Attachments:

Land Use Calendar - Week of April 4 - April 8, 2011, Hearing Testimony - Planning 4/4/11, Hearing Transcript - Planning 4-4-11, Hearing Transcript - Planning 4-5-11, Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Planning 5/3/11, Committee Report, Resolution, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Planning 5-3-11

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

Res 0824-2011

Resolution approving an Urban Development Action Area Project located at 8 St. Nicholas Terrace (Block 1954/Lot 15), Borough of Manhattan, 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. 347; 20115547 HAM).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

LU 0348-2011

Application no. 20115548 HAK, an Urban Development Action Area Project located at 365 Jay Street, Council District no. 33, 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 a partial tax exemption.

Attachments:

Land Use Calendar - Week of April 4 - April 8, 2011, Hearing Testimony - Planning 4/4/11, Hearing Transcript - Planning 4-4-11, Hearing Transcript - Planning 4-5-11, Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Planning 5/3/11, Committee Report, Resolution, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Planning 5-3-11

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

Res 0825-2011

Resolution approving an Urban Development Action Area Project located at 365 Jay Street (Block 147/Lot 2), Borough of Brooklyn, 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. 348; 20115548 HAK).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

LU 0367-2011

Application no. 20115439 TCX, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Pizza To Go Bronx, Inc. d.b.a. Goodfellas, to establish, maintain and operate an unenclosed sidewalk café located at 3661 Waldo Avenue, Borough of the Bronx, Council District no.11. 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.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Zoning 5/3/11, Committee Report, Resolution, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Zoning 5-3-11

#### Res 0826-2011

Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 3661 Waldo Avenue, Borough of the Bronx (20115439 TCX; L.U. No. 367).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

#### LU 0372-2011

Application no. C 100118 ZMR submitted by 647-649 Washington Avenue, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, changing from an M1-1 District to an R3A District, Section No. 20c, Council District no. 49.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Zoning 5/3/11, Committee Report, Resolution, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Zoning 5-3-11

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

#### Res 0827-2011

Resolution approving the decision of the City Planning Commission on ULURP No. C 100118 ZMR, a Zoning Map amendment (L.U. No. 372).

<u>Attachments:</u> Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

# LU 0373-2011

Application no. C 110145 ZMQ submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 14d, 18c, 19a and 19b, Borough of Queens, Council District no. 27.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Zoning 5/3/11, Committee Report, Resolution, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Zoning 5-3-11

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

#### Res 0828-2011

Resolution approving the decision of the City Planning Commission on ULURP No. C 110145 ZMQ, a Zoning Map amendment (L.U. No. 373).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

LU 0374-2011

Application no. N 110146 ZRQ submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article VI, Chapter 3 (Special Regulations Applying to FRESH Food Stores) and Article 1, Chapter 1, Borough of Queens, Community District 1, Council District no. 27, 31.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Zoning 5/3/11, Committee Report, Resolution, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Zoning 5-3-11

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

Res 0829-2011

Resolution approving the decision of the City Planning
Commission on Application No. N 110146 ZRQ, for an amendment
of the Zoning Resolution of the City of New York, relating to Article
VI, Chapter 3 (Special Regulations Applying to FRESH Food
Stores) and Article 1, Chapter 1 (Title, Establishment of Controls
and Interpretation of Regulations), Borough of Queens (L.U. No.
374).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

LU 0375-2011

Application no. N 110193 ZRM submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, concerning arcades within the Special Lower Manhattan District, Council District 1.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Zoning 5/3/11, Committee Report, Resolution, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Zoning 5-3-11

Res 0830-2011

Resolution approving the decision of the City Planning Commission on Application No. N 110193 ZRM, for an amendment of the Zoning Resolution of the City of New York, concerning arcades within the Special Lower Manhattan District in Community District 1, Borough of Manhattan (L.U. No. 375).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

LU 0376-2011

Application no. 20115464 HKR (N 110210 HKR), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Rev. Issac and Rebecca Gray Coleman House (List No.438, LP-2414), located at 1482 Woodrow Road, (Block 7020, Lot 123), Council District no. 51.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Landmarks 5/3/11, Committee Report, Resolution, Hearing Transcript - Landmarks 5-3-11, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11

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

Res 0831-2011

Resolution affirming the designation by the Landmarks
Preservation Commission of the Reverend Isaac Coleman and
Rebecca Gray Coleman House, located at 1482 Woodrow Road
(Tax Map Block 7020, Lot 123), Borough of Staten Island,
Designation List No. 438, LP-2414 (L.U. No. 376; 20115464 HKR; N
110210 HKR).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

LU 0377-2011

Application no. 20115465 HKR (N 110211 HKR), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Rossville AME Zion Church (List No.438, LP-2416), located at 584 Bloomingdale Road, (Block 7267, Lot 101), Council District no. 51.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Landmarks 5/3/11, Committee Report, Resolution, Hearing Transcript - Landmarks 5-3-11, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11

Res 0832-2011

Resolution affirming the designation by the Landmarks
Preservation Commission of the Rossville AME Zion Church,
located at 584 Bloomingdale Road (Tax Map Block 7267, Lot 101),
Borough of Staten Island, Designation List No. 438, LP-2416 (L.U.
No. 377; 20115465 HKR; N 110211 HKR).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

LU 0378-2011

Application no. 20115466 HKR (N 110212 HKR), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the 565 and 569 Bloomingdale Road (List No.438, LP-2415), located at 565 Bloomingdale Road and 569 Bloomingdale Road, (Block 7020, Lot 4), Council District no. 51.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Landmarks 5/3/11, Committee Report, Resolution, Hearing Transcript - Landmarks 5-3-11, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11

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

Res 0833-2011

Resolution affirming the designation by the Landmarks
Preservation Commission of the 565 and 569 Bloomingdale Road
Cottages, located at 565 Bloomingdale Road and 569 Bloomingdale
Road (Block 7020, Lot 4), Borough of Staten Island, Designation
List No. 438, LP-2415 (L.U. No. 378; 20115466 HKR; N 110212 HKR).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

LU 0379-2011

Application no. 20115467 HKQ (N 110213 HKQ), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Addisleigh Park Historic District (List No.438, LP-2405), Council District no. 27.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Landmarks 5/3/11, Committee Report, Resolution, Hearing Transcript - Landmarks 5-3-11, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11

Res 0834-2011

Resolution affirming the designation by the Landmarks Preservation Commission of the Addisleigh Park Historic District, Borough of Queens, Designation List No. 438, LP-2405; (L.U. No. 379; 20115467 HKQ (N 110213 HKQ).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

LU 0380-2011

Application no. 20115516 HKM (N 110232 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Manufacturers Trust Company Building, First and Second Floor Interiors (List No.439, LP-2467), located at 510 Fifth Avenue a.k.a. 508-514 Fifth Avenue and 2 West 43rd Street, (Block 1258, Lot 40), Council District no. 3.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Hearing Testimony - Landmarks 5/3/11, Committee Report, Resolution, Hearing Transcript - Landmarks 5-3-11, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11

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

Res 0835-2011

Resolution affirming the designation by the Landmarks
Preservation Commission of the Manufacturers Trust Company
Building (later Chase Bank), First and Second Floors Interior,
located at 510 Fifth Avenue a.k.a. 508-514 Fifth Avenue and 2 West
43rd Street (Tax Map Block 1258, Lot 40), Borough of Manhattan,
Designation List No. 439, LP-2467 (L.U. No. 380; 20115516 HKM; N
110232 HKM).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

LU 0381-2011

Application no. 20115619 HAK, an amendment to an Urban Development Action Area Plan, Designation and Project, located at 788-796 Lafayette Avenue and 123 Van Buren Street, Borough of Brooklyn, Council District no. 36. This matter is subject to Council Review and action pursuant to Article 16 of the General Municipal Law and Section 577 of the Private Housing Finance Law.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Planning 5/3/11, Committee Report, Resolution, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Planning 5-3-11

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

Res 0836-2011

Resolution approving an amendment to an Urban Development Action Area Project located at 788 Lafayette Avenue (Block 1792/Lot 20), 788A Lafayette Avenue (Block 1792/Lot 21), 790 Lafayette Avenue (Block 1792/Lot 22), 792 Lafayette Avenue (Block 1792/Lot 23), 794 Lafayette Avenue (Block 1792/Lot 24), 796 Lafayette Avenue (Block 1792/Lot 25), and 123 Van Buren Street (Block 1792/Lot 61), Borough of Brooklyn (L.U. No. 381; 20115619 HAK).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

LU 0382-2011

Application no. 20115007 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Covadonga Inc d.b.a. Empanada Mama, to establish, maintain and operate an unenclosed sidewalk café located at 763 Ninth Avenue, 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.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Zoning 5/3/11, Committee Report, Resolution, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Zoning 5-3-11

Res 0837-2011

Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 763 Ninth Avenue, Borough of Manhattan (20115007 TCM; L.U. No. 382).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

LU 0383-2011

Application no. 20115650 HAX, In Rem Actions no. 50 and 51, application submitted by the Department of Finance and the Department of Housing Preservation and Development, pursuant to Section 11-412 of the Administrative Code and Article 16 of the General Municipal Law for the transfer and disposition of property and related tax exemptions for property located in Community Boards 2, 3, 4, 5, 6, 7, 9 and 12, Council Districts no. 12, 14, 15, 16, 17 and 18, Borough of the Bronx.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Planning 5/3/11, Committee Report, Resolution, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Planning 5-3-11

Res 0838-2011

Resolution approving an Urban Development Action Area Project located at 760 Hunt's Point Avenue (Block 2763/Lot 195), 625 Jefferson Place (Block 2935/Lot 1), 1409 Prospect Avenue ((Block 2962/Lot 44); 755 Dawson Street (Block 2695/Lot 40), 914 Simpson Street (Block 2723/Lot 29); 1194 Clay Avenue (Block 2426/Lot 57), 3531 3rd Avenue (Block 2373/Lot 43), 1175 Gerard Avenue (Block 2488/Lot 36); 127 West 170th Street (Block 2521/Lot 1), 185 West 170th Street (Block 2534/Lot 38), 919 Ogden Avenue (Block 2524/Lot 20); 1750 Monroe Avenue (Block 2798/Lot 13), 1770 Townsend Avenue (Block 2850/Lot 40), 108 East 176th Street (Block 2826/Lot 24); 1770 Davidson Avenue (Block 2861/Lot 114), 1780 Davidson Avenue (Block 2861/Lot 119), 66 West 176th Street (Block 2866/Lot 72), 62 West 176th Street (Block 2866/Lot 74); 2279 Tiebout Avenue (Block 3145/Lot 26), 2414 Creston Avenue (Block 3165/Lot 22), 2333 Grand Avenue (Block 3209/Lot 45), 2292 Loring Place North (Block 3225/Lot 91), 114 West 190th Street (Block 3219/Lot 190); 705 Crotona Park North (Block 2948/Lot 25), 701 Crotona Park North (Block 2948/Lot 28), 748 East Tremont Avenue (Block 2951/Lot 56), 1922 Crotona Parkway (Block 2985/Lot 23), 1131 Croes Avenue (Block 3748/Lot 59); 25 Elliot Place (Block 2842/Lot 29), 565 East 178th Street (Block 3061/Lot 70), 2089 Arthur Avenue (Block 3069/Lot 24), 2131 Clinton Avenue (Block 3098/Lot 50); and 757 East 224th Street (Block 4838/Lot 20), 755 East 224th Street (Block 4838/Lot 21), 812 East 226th Street (Block 4850/Lot 51), 2076 Belmont Avenue (Block 3080/Lot 82), 2121 Belmont Avenue (Block 3081/Lot 13), Borough of 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. 383; 20115650 HAX).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

LU 0384-2011

Application no. 20115274 SCQ, a proposed site for a new, approximately 379 seat Primary School Facility, known as P.S. 313, to be located at 45-46 42nd Street, between Queens Boulevard and 47th Avenue (Block 169, Lot 6), Council District No. 26, Borough of Queens. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.

Attachments:

Land Use Calendar - Week of May 2 - May 6, 2011, Land Use Calendar - May 4, 2011, Hearing Testimony - Landmarks 5/3/11, Committee Report, Resolution, Hearing Transcript - Landmarks 5-3-11, Hearing Transcript - Land Use 5-4-11, Hearing Transcript - Stated Meeting 5-11-11

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

Res 0839-2011

Resolution approving the site plan for a new, approximately 432-Seat Primary School Facility (P.S. 313, Queens) to be located at 45-46 42nd Street, between Queens Boulevard and 47th Avenue (Tax Block 169, Tax Lot 6), Borough of Queens (Non-ULURP No. 20115274 SCQ; L.U. No. 384).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

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

Report of the Committee on Transportation

Int 0521-2011

A Local Law to amend the administrative code of the city of New York, in relation to mandatory penalties for taxicab and other drivers.

Attachments:

Int. No. 521 - 3/23/11, Memo In Support, Committee Report 4/27/11, Hearing Testimony 4/27/11, Hearing Transcript 4/27/11, Committee Report 5/11/11, Hearing Transcript 5/11/11, Fiscal Impact Statement, Hearing Transcript - Stated Meeting 5-11-11, Mayor's Letter, Local Law 35

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

Enactment No: 2011/035

General Orders Calendar

# T2010-0002 Commissioner of Deeds

Attachments:

Hearing Transcript - Charter Meeting 1/6/10, Hearing Transcript - Stated Meeting 1/21/10, Hearing Transcript - Stated Meeting 2/3/10, Hearing Transcript - Stated Meeting 2/11/10, Hearing Transcript - Stated Meeting 3/3/10, Hearing Transcript - Stated Meeting 3/25/10, Hearing Transcript -Stated Meeting 4/14/10, Hearing Transcript - Stated Meeting 4/29/10, Hearing Transcript - Stated Meeting 5/12/10, Hearing Transcript - Stated Meeting 5/25/10, Hearing Transcript - Stated Meeting 6/9/10, Hearing Transcript - Stated Meeting 6/29/10, Hearing Transcript - Stated Meeting 7/29/10, Hearing Transcript - Stated Meeting 8/25/10, Hearing Transcript -Stated Meeting 9-16-10, Hearing Transcript - Stated Meeting 9-29-10, Hearing Transcript - Stated Meeting 10-13-10, Hearing Transcript - Stated Meeting 10-27-10, Hearing Transcript - Stated Meeting 11-17-10, Hearing Transcript - Stated Meeting 11-30-10, Hearing Transcript - Stated Meeting 12-8-10, Hearing Transcript - Stated Meeting 12-20-10, Hearing Transcript -Stated Meeting 1/5//11, Hearing Transcript - Stated Meeting 1-18-11, Hearing Transcript - Stated Meeting 2-2-11, Hearing Transcript - Stated Meeting 2-16-11, Hearing Transcript - Stated Meeting 3-2-11, Hearing Transcript - Stated Meeting 3-23-11, Hearing Transcript - Stated Meeting 4-6-11, Hearing Transcript - Stated Meeting 4-28-11, Hearing Transcript -Stated Meeting 5-11-11, Hearing Transcript - Stated Meeting 5-26-11, Hearing Transcript - Stated Meeting 6-14-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript - Stated Meeting 6-29-11

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

Coupled on General Order Calendar

Finance

Res 0818-2011

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

<u>Attachments:</u> Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting

5-11-11

Res 0819-2011

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

<u>Attachments:</u> Committee Report 5/11/11, Hearing Testimony 5/11/11, Hearing Transcript 5/11/11, District Plan, Hearing Transcript - Stated Meeting 5-11-11

Res 0822-2011

Resolution approving an exemption from real property taxes for property located at 533-543 West 52nd Street (Block 1081, Lot 1) Manhattan, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 386).

Attachments: Memorandum, Hearing Transcript - Stated Meeting 5-11-11

Land Use

Res 0823-2011

Resolution approving an Urban Development Action Area Project located at 110 West 114th Street (Block 1823/Lot 41), 241 West 137th Street (Block 2023/Lot 13), 271 West 150th Street (Block 2036/Lot 24), and 2049 5th Avenue (Block 1751/Lot 71), Borough of Manhattan, 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. 346; 20115546 HAM).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0824-2011

Resolution approving an Urban Development Action Area Project located at 8 St. Nicholas Terrace (Block 1954/Lot 15), Borough of Manhattan, 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. 347; 20115547 HAM).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0825-2011

Resolution approving an Urban Development Action Area Project located at 365 Jay Street (Block 147/Lot 2), Borough of Brooklyn, 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. 348; 20115548 HAK).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0826-2011

Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 3661 Waldo Avenue, Borough of the Bronx (20115439 TCX; L.U. No. 367).

Res 0827-2011

Resolution approving the decision of the City Planning Commission on ULURP No. C 100118 ZMR, a Zoning Map amendment (L.U. No. 372).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0828-2011

Resolution approving the decision of the City Planning Commission on ULURP No. C 110145 ZMQ, a Zoning Map amendment (L.U. No. 373).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0829-2011

Resolution approving the decision of the City Planning
Commission on Application No. N 110146 ZRQ, for an amendment
of the Zoning Resolution of the City of New York, relating to Article
VI, Chapter 3 (Special Regulations Applying to FRESH Food
Stores) and Article 1, Chapter 1 (Title, Establishment of Controls
and Interpretation of Regulations), Borough of Queens (L.U. No.
374).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0830-2011

Resolution approving the decision of the City Planning Commission on Application No. N 110193 ZRM, for an amendment of the Zoning Resolution of the City of New York, concerning arcades within the Special Lower Manhattan District in Community District 1, Borough of Manhattan (L.U. No. 375).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0831-2011

Resolution affirming the designation by the Landmarks
Preservation Commission of the Reverend Isaac Coleman and
Rebecca Gray Coleman House, located at 1482 Woodrow Road
(Tax Map Block 7020, Lot 123), Borough of Staten Island,
Designation List No. 438, LP-2414 (L.U. No. 376; 20115464 HKR; N
110210 HKR).

Res 0832-2011

Resolution affirming the designation by the Landmarks Preservation Commission of the Rossville AME Zion Church, located at 584 Bloomingdale Road (Tax Map Block 7267, Lot 101), Borough of Staten Island, Designation List No. 438, LP-2416 (L.U. No. 377; 20115465 HKR; N 110211 HKR).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0833-2011

Resolution affirming the designation by the Landmarks
Preservation Commission of the 565 and 569 Bloomingdale Road
Cottages, located at 565 Bloomingdale Road and 569 Bloomingdale
Road (Block 7020, Lot 4), Borough of Staten Island, Designation
List No. 438, LP-2415 (L.U. No. 378; 20115466 HKR; N 110212 HKR).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0834-2011

Resolution affirming the designation by the Landmarks Preservation Commission of the Addisleigh Park Historic District, Borough of Queens, Designation List No. 438, LP-2405; (L.U. No. 379; 20115467 HKQ (N 110213 HKQ).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0835-2011

Resolution affirming the designation by the Landmarks Preservation Commission of the Manufacturers Trust Company Building (later Chase Bank), First and Second Floors Interior, located at 510 Fifth Avenue a.k.a. 508-514 Fifth Avenue and 2 West 43rd Street (Tax Map Block 1258, Lot 40), Borough of Manhattan, Designation List No. 439, LP-2467 (L.U. No. 380; 20115516 HKM; N 110232 HKM).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0836-2011

Resolution approving an amendment to an Urban Development Action Area Project located at 788 Lafayette Avenue (Block 1792/Lot 20), 788A Lafayette Avenue (Block 1792/Lot 21), 790 Lafayette Avenue (Block 1792/Lot 22), 792 Lafayette Avenue (Block 1792/Lot 23), 794 Lafayette Avenue (Block 1792/Lot 24), 796 Lafayette Avenue (Block 1792/Lot 25), and 123 Van Buren Street (Block 1792/Lot 61), Borough of Brooklyn (L.U. No. 381; 20115619 HAK).

Res 0837-2011

Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 763 Ninth Avenue, Borough of Manhattan (20115007 TCM; L.U. No. 382).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

Res 0838-2011

Resolution approving an Urban Development Action Area Project located at 760 Hunt's Point Avenue (Block 2763/Lot 195), 625 Jefferson Place (Block 2935/Lot 1), 1409 Prospect Avenue ((Block 2962/Lot 44); 755 Dawson Street (Block 2695/Lot 40), 914 Simpson Street (Block 2723/Lot 29); 1194 Clay Avenue (Block 2426/Lot 57), 3531 3rd Avenue (Block 2373/Lot 43), 1175 Gerard Avenue (Block 2488/Lot 36); 127 West 170th Street (Block 2521/Lot 1), 185 West 170th Street (Block 2534/Lot 38), 919 Ogden Avenue (Block 2524/Lot 20): 1750 Monroe Avenue (Block 2798/Lot 13), 1770 Townsend Avenue (Block 2850/Lot 40), 108 East 176th Street (Block 2826/Lot 24); 1770 Davidson Avenue (Block 2861/Lot 114), 1780 Davidson Avenue (Block 2861/Lot 119), 66 West 176th Street (Block 2866/Lot 72), 62 West 176th Street (Block 2866/Lot 74); 2279 Tiebout Avenue (Block 3145/Lot 26), 2414 Creston Avenue (Block 3165/Lot 22), 2333 Grand Avenue (Block 3209/Lot 45), 2292 Loring Place North (Block 3225/Lot 91), 114 West 190th Street (Block 3219/Lot 190); 705 Crotona Park North (Block 2948/Lot 25), 701 Crotona Park North (Block 2948/Lot 28), 748 East Tremont Avenue (Block 2951/Lot 56), 1922 Crotona Parkway (Block 2985/Lot 23), 1131 Croes Avenue (Block 3748/Lot 59); 25 Elliot Place (Block 2842/Lot 29), 565 East 178th Street (Block 3061/Lot 70), 2089 Arthur Avenue (Block 3069/Lot 24), 2131 Clinton Avenue (Block 3098/Lot 50); and 757 East 224th Street (Block 4838/Lot 20), 755 East 224th Street (Block 4838/Lot 21), 812 East 226th Street (Block 4850/Lot 51), 2076 Belmont Avenue (Block 3080/Lot 82), 2121 Belmont Avenue (Block 3081/Lot 13), Borough of 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. 383; 20115650 HAX).

#### Res 0839-2011

Resolution approving the site plan for a new, approximately 432-Seat Primary School Facility (P.S. 313, Queens) to be located at 45-46 42nd Street, between Queens Boulevard and 47th Avenue (Tax Block 169, Tax Lot 6), Borough of Queens (Non-ULURP No. 20115274 SCQ; L.U. No. 384).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 5-11-11

## Transportation

#### Int 0521-2011

A Local Law to amend the administrative code of the city of New York, in relation to mandatory penalties for taxicab and other drivers.

Attachments:

Int. No. 521 - 3/23/11, Memo In Support, Committee Report 4/27/11, Hearing Testimony 4/27/11, Hearing Transcript 4/27/11, Committee Report 5/11/11, Hearing Transcript 5/11/11, Fiscal Impact Statement, Hearing Transcript - Stated Meeting 5-11-11, Mayor's Letter, Local Law 35

Enactment No: 2011/035

General Order Calendar

# T2010-0002 Commissioner of Deeds

# Attachments:

Hearing Transcript - Charter Meeting 1/6/10, Hearing Transcript - Stated Meeting 1/21/10, Hearing Transcript - Stated Meeting 2/3/10, Hearing Transcript - Stated Meeting 2/11/10, Hearing Transcript - Stated Meeting 3/3/10, Hearing Transcript - Stated Meeting 3/25/10, Hearing Transcript -Stated Meeting 4/14/10, Hearing Transcript - Stated Meeting 4/29/10. Hearing Transcript - Stated Meeting 5/12/10, Hearing Transcript - Stated Meeting 5/25/10, Hearing Transcript - Stated Meeting 6/9/10, Hearing Transcript - Stated Meeting 6/29/10, Hearing Transcript - Stated Meeting 7/29/10, Hearing Transcript - Stated Meeting 8/25/10, Hearing Transcript -Stated Meeting 9-16-10, Hearing Transcript - Stated Meeting 9-29-10, Hearing Transcript - Stated Meeting 10-13-10, Hearing Transcript - Stated Meeting 10-27-10, Hearing Transcript - Stated Meeting 11-17-10, Hearing Transcript - Stated Meeting 11-30-10, Hearing Transcript - Stated Meeting 12-8-10, Hearing Transcript - Stated Meeting 12-20-10, Hearing Transcript -Stated Meeting 1/5//11, Hearing Transcript - Stated Meeting 1-18-11, Hearing Transcript - Stated Meeting 2-2-11, Hearing Transcript - Stated Meeting 2-16-11, Hearing Transcript - Stated Meeting 3-2-11, Hearing Transcript - Stated Meeting 3-23-11, Hearing Transcript - Stated Meeting 4-6-11, Hearing Transcript - Stated Meeting 4-28-11, Hearing Transcript -Stated Meeting 5-11-11, Hearing Transcript - Stated Meeting 5-26-11, Hearing Transcript - Stated Meeting 6-14-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript - Stated Meeting 6-29-11

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

# Passed The Consent Agenda

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

Affirmative: 45 -

Speaker Quinn, Arroyo, Barron, Brewer, Cabrera, Chin, Comrie Jr., Crowley, Dickens, Dromm, Eugene, Ferreras, Fidler, Garodnick, Gentile, Gonzalez, Greenfield, Halloran III, Ignizio, Jackson, James, Koo, Koppell, Koslowitz, Lander, Levin, Mealy, Mendez, Nelson, Palma, Recchia Jr., Reyna, Rivera, Rodriguez, Rose, Sanders Jr., Seabrook, Ulrich, Vacca, Vallone Jr., Van Bramer, Vann, Weprin, Williams and Wills

Excused: 4 -

Dilan, Gennaro, Mark-Viverito and Oddo

Maternity: 2 -

Foster and Lappin

- Introduction & Reading of Bills
   See Attached
- Discussion of Resolutions
- 15. Resolutions

Res 0422-2010

Resolution calling upon the U.S. Department of Veterans Affairs (V.A.) to completely renovate and utilize the existing St. Albans Community Living Center to provide a full-service V.A. hospital with an emergency room, a primary and extended care facility for female veterans, and a comprehensive treatment facility with domiciliary for homeless veterans.

Attachments:

Res. No. 422 - 8/25/10, Committee Report 1/21/11, Hearing Testimony 1/21/11, Hearing Transcript 1/21/11, Committee Report 5/10/11, Hearing Testimony 5/10/11 (Con't), Hearing Transcript 5/10/11, Hearing Transcript - Stated Meeting 5-11-11

Pursuant to Rule 8.50 of the Council, the President Pro Tempore (Council Member Rivera) called for a voice vote. Hearing no objections, President Pro Tempore (Council Member Rivera) 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.

- General Discussion
- 17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Res 0813-2011

Resolution (1) to permit Mutual Redevelopment Houses, Inc. (Housing Company) to impose an annual capital assessment, beginning on June 1, 2011, of \$204.00 per room per year payable in equal monthly installments of \$17.00 in each year of the ten (10) year period from June 1, 2011 through May 31, 2021, to be used for capital improvements, including the Housing Company's HVAC replacement project; (2) to permit the Housing Company to impose a fifteen percent increase in carrying charges in future years, in appropriate amounts as and when needed to meet increases in operating expenses, in consultation with the New York City Department of Housing Preservation and Development (HPD); (3) to approve a Sixth Amendatory Agreement to the Contract between the City of New York and the Housing Company which (i) modifies the real estate tax exemption language to provide additional tax exemption for eight additional years; (ii) modifies the language with regard to income eligibility requirements at the time of admission, (iii) modifies the language with regard to division of surcharge revenue, (iv) modifies the language permitting tenant/cooperators to finance the purchase of the Housing Company's stock allocated to their apartments, and (v) adds a new provision expanding the Housing Company's right to future development of portions of its property, thereby providing funding for major capital projects and sustaining affordability; (4) to authorize the Mayor or any Deputy Mayor or the Commissioner of the New York City Department of **Housing Preservation and Development to execute the Sixth** Amendatory Agreement when approved as to form by the Corporation Counsel and directs the City Clerk to attest to the same and to affix the seal of the City thereto; and (5) to permit the Housing Company to modify its existing program of imposing a capital assessment to be paid by sellers on the sale of shares of apartments.

**Sponsors:** By The Speaker (Council Member Quinn) and Council Members Dromm,

Koslowitz, Gennaro, Lander and Williams

Attachments: Cover Sheet, Committee Report 5/26/11, Hearing Testimony 5/26/11,

Hearing Transcript 5/26/11, Hearing Transcript - Stated Meeting 5-26-11

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

#### Res 0814-2011

Resolution calling upon the New York State Legislature to pass and the Governor to sign into law the "Taxi Driver Protection Act" (S.3824/A.207), which would amend the Penal Law by increasing the penalties for assaulting an operator of a for-hire vehicle and by requiring a sign in every for-hire vehicle that states, "WARNING: Assaulting a taxi driver is punishable by up to twenty-five years in prison."

Sponsors:

By Council Members Dromm, Cabrera, Ferreras, Gentile, Koppell, Koslowitz, Lander, Mealy, Mendez, Palma, Recchia Jr., Rose, Sanders Jr., Van Bramer, Williams, Nelson, Mark-Viverito and Koo

This Resolution was Referred to Comm by Council to the Committee on Public Safety

Int 0560-2011

A Local Law to amend the administrative code of the city of New York, in relation to imposing a mandatory fine of no less than \$5,000 dollars for operation of an illegal commuter van.

**Sponsors:** By Council Members Greenfield, Fidler and Mealy

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

Int 0561-2011

A Local Law to amend the administrative code of the city of New York, in relation to allowing the Taxi and Limousine Commission to use private tow services to impound vehicles.

**Sponsors:** By Council Members Greenfield, Cabrera, Fidler, Nelson, Rose and

Williams

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

Int 0562-2011

A Local Law to amend the administrative code of the city of New York, in relation to authorizing the Department of Consumer Affairs to enforce section 131 of article 9-B of the general business law.

**Sponsors:** By Council Members Halloran III and Koo

This Introduction was Referred to Comm by Council to the Committee on Consumer Affairs

#### Int 0563-2011

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

Sponsors:

By Council Members Ignizio, Levin, Arroyo, Brewer, Cabrera, Chin, Dickens, Dromm, Ferreras, Fidler, Gentile, Koslowitz, Lander, Mendez, Palma, Rose, Sanders Jr., Seabrook, Van Bramer, Vann, Williams, Vallone Jr., Nelson, Foster, Vacca, Mark-Viverito, Garodnick, James,

Halloran III and Koo

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

Int 0564-2011

A Local Law to amend the administrative code of the city of New York, in relation to the provision of information related to polychlorinated biphenyls (pcbs).

Sponsors:

By Council Members Ignizio, Levin, Arroyo, Brewer, Cabrera, Dickens, Dromm, Ferreras, Fidler, Gentile, Koslowitz, Lander, Mendez, Palma, Recchia Jr., Rose, Sanders Jr., Seabrook, Van Bramer, Vann, Williams, Vallone Jr., Vacca, Halloran III and Koo

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

Res 0815-2011

Resolution calling upon the New York State Legislature to pass S.3704/A.4462, legislation which would limit the State Commissioner of Education's ability to grant a waiver for nominees to the position of Chancellor of the New York City school district.

Sponsors: By Council Members Jackson, Cabrera, Dromm, Gentile, Mendez, Rose,

Sanders Jr. and Williams

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

Int 0565-2011

A Local Law to amend the New York city charter in relation to establishing a zoning system for taxicab fares.

**Sponsors:** By Council Members James, Williams, Arroyo and Mark-Viverito

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

#### Int 0566-2011

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

Sponsors:

By Council Members Levin, Ignizio, Arroyo, Brewer, Dickens, Dromm, Ferreras, Fidler, Lander, Mendez, Palma, Rose, Seabrook, Van Bramer, Vann, Williams, Vallone Jr., Vacca, Wills, Chin, Nelson, Halloran III and

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

#### Int 0567-2011

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 each city block.

Sponsors:

By Council Members Oddo, Cabrera, Dromm, Fidler, Garodnick, Gentile, Mealy, Mendez, Palma, Sanders Jr., Chin, Koslowitz, Van Bramer, Nelson, Halloran III, Koo and Ulrich

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

# Int 0568-2011

A Local Law to amend the administrative code of the city of New York, in relation to families' eligibility for shelter.

Sponsors:

By Council Members Palma, Brewer, Ferreras, Mealy, Mendez, Rose, Vann, Williams, Nelson, Foster, Vacca, Lander, Mark-Viverito, Van Bramer, Garodnick and James

Ferreras, Fidler, Koslowitz, Lander, Mealy, Williams and Mark-Viverito

This Introduction was Referred to Comm by Council to the Committee on General Welfare

# Res 0816-2011

Resolution in support of pending state legislation to reform New York State's juvenile justice system.

**Sponsors:** By Council Members Palma, Vann, Gonzalez, Halloran III, Brewer,

This Resolution was Referred to Comm by Council to the Committee on Juvenile Justice

#### Res 0817-2011

Resolution calling upon the New York State Office of Children and Family Services to extend the maximum length of stay at emergency shelter residential programs for victims of domestic violence to not less than 180 days.

**Sponsors:** By Council Members Palma, Ferreras, Arroyo, Brewer, Cabrera, Chin,

Dickens, Dromm, Fidler, Gonzalez, Koppell, Koslowitz, Mendez, Recchia

Jr., Rose, Sanders Jr., Van Bramer, Vann and Williams

Attachments: Res. No. 817 - 5/11/11, Committee Assignment Change, Committee Report

6/13/11, Hearing Testimony 6/13/11, Hearing Transcript 6/13/11,

Committee Report 6/14/11, Hearing Transcript 6/14/11, Hearing Transcript -

Stated Meeting 6-14-11

This Resolution was Referred to Comm by Council to the Committee on General Welfare

#### Int 0569-2011

A Local Law to amend the administrative code of the city of New York, in relation to the establishment of the Chinatown business improvement district.

**Sponsors:** By Council Members Recchia Jr., Cabrera, Chin, Rose, Sanders Jr.,

Williams, Dilan and Koo (by request of the Mayor)

Attachments: District Plan, Committee Report 5/26/11, Hearing Testimony 5/26/11,

Hearing Transcript 5/26/11

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

#### Int 0570-2011

A Local Law to amend the administrative code of the city of New York, in relation to filing fees.

**Sponsors:** By Council Members Recchia Jr. and Koo (by request of the Mayor)

Attachments: Committee Report, Fiscal Impact Statement, Hearing Transcript 6-28-11,

Hearing Transcript 6-29-11, Hearing Transcript - Stated Meeting 6-28-11,

Hearing Transcript - Stated Meeting 6-29-11

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

**Enactment No: 2011/045** 

Int 0571-2011

A Local Law to amend the administrative code of the city of New York, in relation to fees for certain applications, appeals, filings and reviews processed and determined by the board of standards and appeals, to add certain new fees and to repeal paragraph b of subdivision 6 of section 25-202, relating to circumstances when provisions pertaining to minor amendments are inapplicable.

**Sponsors:** By Council Members Recchia Jr. and Koo (by request of the Mayor)

Attachments: Committee Report, Fiscal Impact Statement, Hearing Transcript 6-28-11,

Hearing Transcript 6-29-11, Hearing Transcript - Stated Meeting 6-28-11,

Hearing Transcript - Stated Meeting 6-29-11

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

**Enactment No: 2011/046** 

Res 0818-2011

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

**Sponsors:** By Council Members Recchia Jr. and Rose

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting

5-11-11

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

Res 0819-2011

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

**Sponsors:** By Council Members Recchia Jr., Chin and Koo

<u>Attachments:</u> Committee Report 5/11/11, Hearing Testimony 5/11/11, Hearing Transcript

5/11/11, District Plan, Hearing Transcript - Stated Meeting 5-11-11

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

Res 0820-2011

Resolution calling on the Administration for Children's Services Division of Youth and Family Justice to require all juveniles detained in New York City facilities during the summer months to attend school.

**Sponsors:** By Council Members Rose, Chin, Dickens, Dromm, Eugene, Ferreras,

Fidler, Gentile, Gonzalez, James, Koppell, Mealy, Mendez, Palma, Sanders Jr., Seabrook, Vann, Williams, Wills, Vacca, Mark-Viverito and

Koo

This Resolution was Referred to Comm by Council to the Committee on Juvenile Justice

Res 0821-2011

Resolution calling on the United States Congress to pass and the President to sign into law H.R.591/S.35, which would close the background check loophole at gun shows by establishing a background check procedure for all firearms sold at gun shows.

**Sponsors:** By Council Members Vallone Jr., Brewer, Chin, Ferreras, Fidler, Gentile,

Gonzalez, Koppell, Lander, Mendez, Nelson, Palma, Rose, Van Bramer,

Williams and Koo

This Resolution was Referred to Comm by Council to the Committee on Public Safety

LU 0386-2011

Clinton Commons, 533-543 West 52nd Street, Manhattan, Council District No. 3

**Sponsors:** By Council Member Recchia Jr.

<u>Attachments:</u> Memorandum, Resolution, Hearing Transcript, Hearing Transcript - Stated

Meeting 5-11-11

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

LU 0387-2011

Application no. 20115746 HAK, an Urban Development Action Area Project located at 1413 Pitkin 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 pursuant to Section 696 of the General Municipal law for an exemption from real property taxes.

**Sponsors:** By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of May 23 - May 27, 2011, Hearing Transcript -

Planning 5/24/11, Hearing Testimony - Planning 6/2/11, Land Use Calendar

- Week of June 20 - June 24, 2011, Deferral of Planning Meeting - Scheduled for June 17, 2011, Hearing Transcript - Planning 6/2/11, Land Use Calendar - Week of July 25 - July 29, 2011, Hearing Testimony -

Planning 7/25/11

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

Attachments: Land Use Calendar - Week of May 23 - May 27, 2011, Hearing Transcript -

Planning 5/24/11, Hearing Testimony - Planning 6/2/11, Land Use Calendar

- Week of June 20 - June 24, 2011, Deferral of Planning Meeting - Scheduled for June 17, 2011, Hearing Transcript - Planning 6/2/11, Land Use Calendar - Week of July 25 - July 29, 2011, Hearing Testimony -

Planning 7/25/11

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

LU 0388-2011

Application no. 20115747 HAK, an Urban Development Action Area Project located at 1690 St. Marks Avenue, Council District no. 37, 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 and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.

Sponsors: By Council Member Comrie Jr.

<u>Attachments:</u> Land Use Calendar - Week of May 23 - May 27, 2011, Hearing Transcript -

Planning 5/24/11, Hearing Testimony - Planning 6/2/11, Land Use Calendar

- Week of June 20 - June 24, 2011, Deferral of Planning Meeting - Scheduled for June 17, 2011, Hearing Transcript - Planning 6/2/11, Land Use Calendar - Week of July 25 - July 29, 2011, Hearing Testimony -

Planning 7/25/11

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

Attachments: Land Use Calendar - Week of May 23 - May 27, 2011, Hearing Transcript -

Planning 5/24/11, Hearing Testimony - Planning 6/2/11, Land Use Calendar - Week of June 20 - June 24, 2011, Deferral of Planning Meeting -

- Week of June 20 - June 24, 2011, Deferral of Planning Meeting - Scheduled for June 17, 2011, Hearing Transcript - Planning 6/2/11, Land Use Calendar - Week of July 25 - July 29, 2011, Hearing Testimony -

Planning 7/25/11

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

LU 0389-2011

Uniform land use review procedure application no. C 110250 HAK, an Urban Development Action Area Designation and Project, located at 21 Truxton Street, and the disposition of such property, Borough of Brooklyn, Council District no. 37. 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 Comrie Jr.

Attachments: Land Use Calendar - Week of July 25 - July 29, 2011, Continuation of

Recessed Hearings, Continuation of Recessed Hearings, Hearing Testimony - Planning 7/25/11, Land Use Calendar - July 28, 2011, Land

Use Calendar - July 28, 2011

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

Attachments: Land Use Calendar - Week of July 25 - July 29, 2011, Continuation of

Recessed Hearings, Continuation of Recessed Hearings, Hearing Testimony - Planning 7/25/11, Land Use Calendar - July 28, 2011, Land

Use Calendar - July 28, 2011

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

LU 0390-2011

Application no. 20105769 TCK, pursuant to §20-225 of the Administrative Code of the City of New York, concerning the petition of Fortunato Bros. Café & Bakery Corp., to continue to maintain and operate an enclosed sidewalk café located at 289 Manhattan Avenue, Borough of Brooklyn, Council District no. 34. 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 §20-225(g) of the New York City Administrative Code.

**Sponsors:** By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of May 23 - May 27, 2011, Land Use Calendar -

May 25, 2011, Hearing Testimony - Zoning 5/24/11, Hearing Transcript - Zoning 5/24/11, Hearing Transcript - Land Use 5/25/11, Committee Report,

Resolution, Hearing Transcript - Stated Meeting 5-26-11

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

Attachments: Land Use Calendar - Week of May 23 - May 27, 2011, Land Use Calendar -

May 25, 2011, Hearing Testimony - Zoning 5/24/11, Hearing Transcript - Zoning 5/24/11, Hearing Transcript - Land Use 5/25/11, Committee Report,

Resolution, Hearing Transcript - Stated Meeting 5-26-11

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

LU 0391-2011

Application no. 20115504 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Bistro Shop Downtown LLC, d/b/a Lyon, to establish, maintain and operate an unenclosed sidewalk café located at 118 Greenwich Avenue, 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 §20-225(g) of the New York City Administrative Code.

**Sponsors:** By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of May 23 - May 27, 2011, Land Use Calendar -

May 25, 2011, Hearing Testimony - Zoning 5/24/11, Hearing Transcript - Zoning 5/24/11, Hearing Transcript - Land Use 5/25/11, Committee Report,

Resolution, Hearing Transcript - Stated Meeting 5-26-11

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

Attachments: Land Use Calendar - Week of May 23 - May 27, 2011, Land Use Calendar -

May 25, 2011, Hearing Testimony - Zoning 5/24/11, Hearing Transcript - Zoning 5/24/11, Hearing Transcript - Land Use 5/25/11, Committee Report,

Resolution, Hearing Transcript - Stated Meeting 5-26-11

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

LU 0392-2011

Application no. 20115751 HAK, an Urban Development Action Area Project located at 660 Jerome Street and 741 Barbey Street, Council District no. 42, 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 pursuant to Section 422 of the Real Property Tax Law for an exemption from real property taxes.

**Sponsors:** By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of May 23 - May 27, 2011, Land Use Calendar -

May 25, 2011, Hearing Testimony - Planning 5/24/11, Hearing Transcript - Planning 5/24/11, Hearing Transcript - Land Use 5/25/11, Committee Report, Resolution, Hearing Transcript - Stated Meeting 5-26-11

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

<u>Attachments:</u> Land Use Calendar - Week of May 23 - May 27, 2011, Land Use Calendar -

May 25, 2011, Hearing Testimony - Planning 5/24/11, Hearing Transcript - Planning 5/24/11, Hearing Transcript - Land Use 5/25/11, Committee Report, Resolution, Hearing Transcript - Stated Meeting 5-26-11

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

At this point the Speaker (Council Member Quinn) made the following annoucements:

Whereupon on motion of the Speaker (Council Member Quinn), the Clerk of the Council adjourned to meet again on Thursday, May 26, 2011.

MICHAEL M. McSWEENEY, City Clerk

Clerk of the Council