

The New York City Council

City Hall
New York, NY 10007



Meeting Minutes

Tuesday, December 5, 2000

1:30 PM

Council Chambers - City Hall

City Council

Peter F. Vallone, Speaker

Members: Michael J. Abel, Herbert E. Berman, Tracy Boyland, Adolfo Carrion, Jr., Una Clarke, Lucy Cruz, Noach Dear, Stephen DiBrienza, Martin Malave-Dilan, June M. Eisland, Ronnie M. Eldridge, Pedro G. Espada, Stephen J. Fiala, Kenneth K. Fisher, Wendell Foster, Kathryn E. Freed, Martin Golden, Julia Harrison, Lloyd Henry, Karen Koslowitz, Howard L. Lasher, Sheldon S. Leffler, Guillermo Linares, Margarita Lopez, Helen M. Marshall, Walter L. McCaffrey, Stanley E. Michels, A. Gifford Miller, Eva S. Moskowitz, Michael C. Nelson, Jerome X. O'Donovan, James Oddo, Thomas V. Ognibene, William Perkins, Mary Pinkett, Morton Povman, Madeline Provenzano, Christine C. Quinn, Philip Reed, Jose Rivera, Annette M. Robinson, Victor L. Robles, Angel Rodriguez, John D. Sabini, Archie W. Spigner, Al Stabile, Lawrence A. Warden, Juanita E. Watkins, Thomas White, Jr., Priscilla A. Wooten

Public Advocate (Mr. Green)

1. Roll Call

Present,

Speaker Vallone, Abel, Berman, Boyland, Carrion, Clarke, Dear, DiBrienza, Eisland, Eldridge, Espada, Fisher, Foster, Freed, Golden, Henry, Koslowitz, Leffler, Linares, Lopez, Marshall, Malave-Dilan, McCaffrey, Michels, Miller, Moskowitz, Nelson, Oddo, O'Donovan, Perkins, Pinkett, Povman, Provenzano, Quinn, Reed, Robles, Rodriguez, Sabini, Spigner, Stabile, Warden, Watkins, Wooten and Ognibene

Excused,

Cruz, Harrison, Lasher, Robinson and White

The presence of a quorum was announced by the Public Advocate (Mr. Green)

2. Invocation

The Invocation was delivered by Rabbi Jonathan Glass, Civic Center Synagogue, 49 White Street, New York, N.Y. 10013.

Council Member Povman moved that the invocation be spread in full upon the Minutes and adopted.

3. Adoption of Minutes

Council Member Henry moved that the Minutes of the Stated Meeting of Wednesday, November 15, 2000 be adopted and printed.

4. Messages and Papers from the Mayor

None.

5. Communications from City, County, and Borough Offices

M 0969-2000 Communication from the Queens County Democratic County Committee - Submitting for the Advice & Consent of the Council, the name of Terrence O'Connor, for reappointment as the Queens County Democratic Commissioner of Elections for a term commencing January 1, 2001, pursuant to Section 3 - 204 of the Election Law.

M 0970-2000 Communication from the Kings County Democratic County Committee - Submitting for the Advice & Consent of the Council, the name of Weyman A. Carey, for reappointment as the Kings County Democratic Commissioner of Elections for a term commencing January 1, 2001, pursuant to Section 3 - 204 of the Election Law.

Attachments: Memo

M 0971-2000 **Communication from the Richmond County Democratic County Committee - Submitting for the Advice & Consent of the Council, the name of Mark Herman, for appointment as the Richmond County Democratic Commissioner of Elections for a term commencing January 1, 2001, pursuant to Section 3 - 204 of the Election Law.**

Attachments: Memo

M 0972-2000 **Communication from the Kings County Republican County Committee - Submitting for the Advice & Consent of the Council, the name of Nancy M Schacher, for appointment as the Kings County Republican Commissioner of Elections for a term commencing January 1, 2001, pursuant to Section 3 - 204 of the Election Law.**

Attachments: Memo

M 0973-2000 **Communication from the New York County Democratic County Committee - Submitting for the Advice & Consent of the Council, the name of Douglas A. Kellner, for appointment as the New York County Democratic Commissioner of Elections for a term commencing January 1, 2001, pursuant to Section 3 - 204 of the Election Law.**

Attachments: Memo

M 0974-2000 **Communication from the Bronx County Democratic County Committee - Submitting for the Advice & Consent of the Council, the name of Crystal N. Paris, for appointment as the Bronx County Democratic Commissioner of Elections for a term commencing January 1, 2001, pursuant to Section 3 - 204 of the Election Law.**

Attachments: Memo

6. Petitions and Communications
7. Land Use Call-Ups

- M 0975-2000** By the Chair of the Land Use Committee Council Member Eisland: Pursuant to Rule 11.20(c) of the Council and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application Number 990275 ZSQ, a special permit shall be subject to Council review. This application is related to application number 990274 ZMQ which is subject to Council review pursuant to Section 197-d of the New York City Charter.
- M 0976-2000** By the Chair of the Land Use Committee Council Member Eisland: Pursuant to Rule 11.20(c) of the Council and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application Number 990276 ZSQ, a special permit shall be subject to Council review. This application is related to application number 990274 ZMQ which is subject to Council review pursuant to Section 197-d of the New York City Charter.
- M 0977-2000** By the Chair of the Land Use Committee Council Member Eisland: Pursuant to Rule 11.20(c) of the Council and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application Number 990277 ZSQ, a special permit shall be subject to Council review. This application is related to application number 990274 ZMQ which is subject to Council review pursuant to Section 197-d of the New York City Charter.
- M 0978-2000** By the Chair of the Land Use Committee Council Member Eisland: Pursuant to Rule 11.20(c) of the Council and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application Number 990278 PPQ, a disposition of one City-owned property shall be subject to Council review. This application is related to application number 990274 ZMQ which is subject to Council review pursuant to Section 197-d of the New York City Charter.

M 0979-2000

By Council Member Fisher:

Pursuant to Rule 11.20b of the Council and Section 197 - d(b)(3) of the New York City Charter the Council resolves that the action of the City Planning Commission on Uniform Land Use Review Procedure Application Number C000577 PPK, shall be subject to review by the Council.

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

Affirmative, 46 -

Speaker Vallone, Abel, Berman, Boyland, Carrion, Clarke, Dear, DiBrienza, Eisland, Eldridge, Espada, Speaker Fiala, Fisher, Foster, Freed, Golden, Henry, Koslowitz, Leffler, Linares, Lopez, Marshall, Malave-Dilan, McCaffrey, Michels, Miller, Moskowitz, Nelson, Oddo, O'Donovan, Perkins, Pinkett, Povman, Provenzano, Quinn, Reed, Speaker Rivera, Robles, Rodriguez, Sabini, Spigner, Stabile, Warden, Watkins, Wooten and Ognibene

Excused, 5 -

Cruz, Harrison, Lasher, Robinson and White

8. Communications from the Speaker

9. Discussion of General Orders

10. Report of Special Committees

None.

11. Reports of Standing Committees

Report of the Committee on Finance

Res 1634-2000

Resolution authorizing the filing of applications for state assistance payments for projects to implement the Hudson River Estuary Action Plan within the City of New York and the signing of associated state contracts under the appropriate laws of New York State.

Attachments: Committee Report

LU 0926-2000

Section 8 Senior Housing, 55 Pierrepont Street, Block 236, Lot 15, Brooklyn, Community District 10, Council District No. 33.

Res 1653-2000 **Resolution approving a partial exemption from real property taxes for a property located at 55 Pierrepont Street (Block 236, Lot 15), Brooklyn pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 926).**

Attachments: Memorandum, Committee Report

Report of the Committee on General Welfare

Int 0752-2000 **A Local Law to amend the administrative code of the city of New York to protect individuals who are the victims of gender-motivated violence.**

Attachments: Committee Report - Int. No. 752-A, Fiscal Impact Statement
with Message of Necessity

Enactment No: 2000/073

12. General Order Calendar

T1999-86 **Commissioner of Deeds**

Coupled on General Order

Finance

Res 1634-2000 **Resolution authorizing the filing of applications for state assistance payments for projects to implement the Hudson River Estuary Action Plan within the City of New York and the signing of associated state contracts under the appropriate laws of New York State.**

Attachments: Committee Report

LU 0926-2000 **Section 8 Senior Housing, 55 Pierrepont Street, Block 236, Lot 15, Brooklyn, Community District 10, Council District No. 33.**

Res 1653-2000 **Resolution approving a partial exemption from real property taxes for a property located at 55 Pierrepont Street (Block 236, Lot 15), Brooklyn pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 926).**

Attachments: Memorandum, Committee Report

General Welfare

Int 0752-2000 A Local Law to amend the administrative code of the city of New York to protect individuals who are the victims of gender-motivated violence.

Attachments: Committee Report - Int. No. 752-A, Fiscal Impact Statement with Message of Necessity

Enactment No: 2000/073

General Order Calendar

T1999-86 Commissioner of Deeds

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

Affirmative, 46 -

Speaker Vallone, Abel, Berman, Boyland, Carrion, Clarke, Dear, DiBrienza, Eisland, Eldridge, Espada, Speaker Fiala, Fisher, Foster, Freed, Golden, Henry, Koslowitz, Leffler, Linares, Lopez, Marshall, Malave-Dilan, McCaffrey, Michels, Miller, Moskowitz, Nelson, Oddo, O'Donovan, Perkins, Pinkett, Povman, Provenzano, Quinn, Reed, Speaker Rivera, Robles, Rodriguez, Sabini, Spigner, Stabile, Warden, Watkins, Wooten and Ognibene

Excused, 5 -

Cruz, Harrison, Lasher, Robinson and White

- 13. Introduction and Reading of Bills
See Attached
- 14. General Discussion
- 15. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Int 0851-2000 A Local Law to amend the administrative code of the city of New York, in relation to requiring the installation of fire sprinklers in horse stables.

Sponsors: By The Speaker (Speaker Vallone) and Council Members Spigner, Berman, Carrion, Espada, Henry, Michels, Nelson, Povman, Robles, Warden, Wooten, Abel and Stabile ; also Council Members Foster, Koslowitz, Leffler, The Speaker (Speaker Miller), O'Donovan, Pinkett, Provenzano, Reed, Rodriguez and Linares

Res 1635-2000 Resolution calling upon the U.S. State Department to lift its warning on travel to Israel.

Sponsors: By Council Members Dear, Moskowitz, Nelson and Stabile ; also Council Members Koslowitz, O'Donovan and Rodriguez

Affirmative, 44 -

Speaker Vallone, Berman, Boyland, Carrion, Clarke, Dear, DiBrienza, Eisland, Eldridge, Espada, Fisher, Foster, Freed, Golden, Henry, Koslowitz, Leffler, Linares, Lopez, Marshall, Malave-Dilan, McCaffrey, Michels, Miller, Moskowitz, Nelson, Oddo, O'Donovan, Perkins, Pinkett, Povman, Provenzano, Quinn, Reed, Speaker Rivera, Robles, Rodriguez, Sabini, Spigner, Stabile, Warden, Watkins, Wooten and Ognibene

Excused, 5 -

Cruz, Harrison, Lasher, Robinson and White

Abstain, 2 -

Abel and Speaker Fiala

Res 1648-2000 Resolution pursuant to Section 19-511.1 of the Administrative Code of the City of New York to review five determinations by the Taxi and Limousine Commission to approve applications for the renewal of a license to operate a base station.

Sponsors: By Council Member Dear

Attachments: Memo In Support, Committee Report

Res 1649-2000 Resolution calling upon members of the New York State Assembly to pass a New York State Senate bill which eliminates the statute of limitations for the prosecution of Class B violent felony offenses.

Sponsors: By Council Members Golden, Nelson, Provenzano, Abel, Fiala, Oddo and Stabile ; also Council Members Koslowitz and Wooten

Res 1650-2000 Resolution affirming the comity and friendship shared by the Cities of New York and San Pedro de Macoris in the Dominican Republic, and calling for ongoing cooperation and solidarity between the two Cities.

Sponsors: By Council Members Malave-Dilan, Carrion, Henry, Michels, Robles, Abel and Oddo ; also Council Members Eisland, Fisher, Foster, Leffler, Linares, O'Donovan, Rodriguez, Sabini and Wooten

- Res 1651-2000** **Resolution calling upon the appropriate committee of the Council of the City of New York to conduct an oversight hearing on the procurement of textbooks by the Board of Education.**
- Sponsors:** By Council Members Moskowitz, Carrion, Clarke, Henry, Michels, Nelson, Reed, Warden, Abel, Fiala, Golden and Stabile ; also Council Members Eisland, Fisher, Foster, Leffler, Linares, McCaffrey, The Speaker (Speaker Miller), O'Donovan, Rodriguez and Spigner
- Res 1652-2000** **Resolution calling upon the New York State legislature to waive the fee associated with the distribution of new license plates scheduled to begin in January 2001.**
- Sponsors:** By Council Members Stabile, Carrion, Clarke, Henry, Nelson, Wooten, Fiala, Golden and Oddo ; also Council Members Koslowitz, Leffler, O'Donovan, Pinkett, Provenzano and Spigner
- LU 0926-2000** **Section 8 Senior Housing, 55 Pierrepont Street, Block 236, Lot 15, Brooklyn, Community District 10, Council District No. 33.**
- Sponsors:** By Council Member Berman
- LU 0927-2000** **The submission of a site plan by the New York City School Construction Authority, pursuant to §1732 of the New York State Public Authorities Law, for a school, the Glen Oaks School Campus, to be located at 78-70 Grand Central Parkway, Borough of Queens, Council District no. 13. (Non-ULURP no. 20005268 SCQ)**
- Sponsors:** By Council Member Eisland
- LU 0928-2000** **Uniform land use review procedure application no. C 010127 HAX, an Urban Development Action Area Designation, Project and the disposition of such property located in Community Board 3, Borough of the Bronx, Council District no. 16. 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 Eisland

LU 0929-2000 Uniform land use review procedure application no. C 000577 PPK, pursuant to §197-c and §197-d of the New York City Charter concerning the disposition of one city-owned property, located at 72 Poplar Street, Borough of Brooklyn, in Council District no. 33. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d(b)(2) of the Charter or called up by vote of the Council pursuant to §197-d(b)(3) of the Charter.

Sponsors: By Council Member Eisland

LU 0930-2000 Uniform land use review procedure application no. 990275 ZSQ, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Queens, Council District no. 32 to allow an unattended parking garage. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called-up by vote of the Council pursuant to §197-d (b)(3) of the Charter

Sponsors: By Council Member Eisland

LU 0931-2000 Uniform land use review procedure application no. 990276 ZSQ, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Queens, Council District no. 32 to allow a food store with more than 10,000 square feet or floor area. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called-up by vote of the Council pursuant to §197-d (b)(3) of the Charter.

Sponsors: By Council Member Eisland

LU 0932-2000 **Uniform land use review procedure application no. 990277 ZSQ, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Queens, Council District no. 32 to allow the location of building without regard to required front yard regulations. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called-up by vote of the Council pursuant to §197-d (b)(3) of the Charter.**

Sponsors: By Council Member Eisland

LU 0933-2000 **Uniform land use review procedure application no. C 990278 PPQ, pursuant to §197-c and §197-d of the New York City Charter concerning the disposition of one (1) city-owned property , located 103-54 99th Street, Borough of Queens, in Council District no. 32. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.**

Sponsors: By Council Member Eisland

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

Whereupon on motion of the Speaker (Council Member Vallone), the Clerk of the Council adjourned to meet again on Tuesday, December 19, 2000.

*CARLOS CUEVAS, City Clerk
Clerk of the Council*