THE COUNCIL

Minutes of the Proceedings for the
STATED MEETING
of
Wednesday, December 16, 2015, 1:37 p.m.

The Public Advocate (Ms. James)
Acting President Pro Tempore and Presiding Officer

Council Members

Melissa Mark-Viverito, Speaker

Maria del Carmen Arroyo	Vanessa L. Gibson	Rosie Mendez
Joseph C. Borelli	David G. Greenfield	I. Daneek Miller
Fernando Cabrera	Barry S. Grodenchik	Annabel Palma
Margaret S. Chin	Corey D. Johnson	Antonio Reynoso
Andrew Cohen	Ben Kallos	Donovan J. Richards
Costa G. Constantinides	Andy L. King	Ydanis A. Rodriguez
Robert E. Cornegy, Jr.	Peter A. Koo	Deborah L. Rose
Elizabeth S. Crowley	Karen Koslowitz	Helen K. Rosenthal
Laurie A. Cumbo	Rory I. Lancman	Ritchie J. Torres
Chaim M. Deutsch	Bradford S. Lander	Mark Treyger
Daniel Dromm	Stephen T. Levin	Eric A. Ulrich
Rafael L. Espinal, Jr.	Mark Levine	James Vacca
Mathieu Eugene	Alan N. Maisel	Paul A. Vallone
Julissa Ferreras-Copeland	Steven Matteo	James G. Van Bramer
Daniel R. Garodnick	Darlene Mealy	Jumaane D. Williams
Vincent J. Gentile	Carlos Menchaca	Ruben Wills

Absent: Council Member Barron.
Medical Leave: Council Member Dickens.

The Public Advocate (Ms. James) assumed the Chair as the Acting President Pro Tempore and Presiding Officer.

After consulting with the City Clerk and Clerk of the Council (Mr. McSweeney), the presence of a quorum was announced by the Public Advocate (Ms. James).

There were 49 Council Members marked present at this Stated Meeting held in the Council Chambers of City Hall, New York, N.Y.

INVOCATION

The Invocation was delivered by Rev. Deborah Jenkins, Pastor, Faith at Work Christian Church, 177 Dreiser Loop, Bronx, N.Y. 10475.

Let us pray.
Heavenly father we thank you for this opportunity
to end out another full years work
on behalf of the residents of New York City.
From Staten Island, Queens,
Brooklyn, Manhattan, The Bronx,
we have unified around one central truth
and that is that all New Yorkers deserve the very best
and we are confident that we have elected those
who will work hard for our on our behalf.
We are thankful that in a time of great division
our Council stands united around all people,
seeing no one as another but seeing all as one.
We thank you for the spirit that we find ourselves in
and this fourth week of advent as we march to a celebration
the celebration of the baby Jesus's birth,
we know that you brought love Jesus
and that love extends beyond those
who call themselves by your name
but to all those that God created.
We are all your created God
and we say to our City, to our Nations
that we stand with all our brothers and sisters
who would otherwise be called others
and we say that we know that in the spirit
of the love of Jesus Christ
there is hope for unity even now.
We ask that the work that they are ending today

will continue and be even greater in the year 2016.
We ask that as constitutes we will come together
to continue to share with them what we need
to have them do on our behalves
to make our community stronger,
to make our City greater that we might continue
to be a leader throughout this Nation and even the World.
These are the things that we pray
in the precious name of the one
whose birth we celebrate soon, Jesus,
Amen.

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

The Speaker (Council Member Mark-Viverito) asked for a Moment of Silence in memory of Sabina DiRenzo of the Council's Administrative Services Division who passed away on December 11, 2015. Ms. DiRenzo joined the Council in 2001 where she administered tours of the City Hall building in coordination with the Mayor's Office and the Art Commission. She later oversaw the day-to-day facilities management for the City Council. She is survived by her children, Anthony, Samantha, and Vincent. The Speaker (Council Member Mark-Viverito) recognized the presence of many of Sabina DiRenzo's colleagues in the Chambers. She offered her thoughts and prayers to Ms. DiRenzo's family, to her loved ones, and to her co-workers. In mourning her loss, the Speaker (Council Member Mark-Viverito) asked everyone to join her in a Moment of Silence.

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ADOPTION OF MINUTES

Council Member Palma moved that the Minutes of the Stated Meeting of November 24, 2015 be adopted as printed.

MESSAGES & PAPERS FROM THE MAYOR

Preconsidered M-354

Communication from the Mayor - Submitting the name of Hope Knight for appointment as a member of the New York City Planning Commission pursuant to §§ 31 and 192(a) of the New York City Charter.

(For text, please refer to the City Hall Library at 31 Chambers Street, Suite 112, New York, N.Y. 10007)

Referred to the Committee on Rules, Privileges and Elections.

COMMUNICATION FROM CITY, COUNTY & BOROUGH OFFICES

Preconsidered M-355

Communication from the Office of Management & Budget – Transfer City funds between various agencies in Fiscal Year 2016 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter (MN-2).

December 11, 2015

TO THE CITY COUNCIL

Dear Council Members:

In accordance with Section 107(b) of the New York City Charter, I request your approval to transfer City funds between various agencies in fiscal year 2016 to implement changes in the City's expense budget.

This modification (MN-2) will implement expense budget changes which were reflected in the City's November Financial Plan. In addition, as requested by the City Council, this modification reallocates appropriations that were included in the FY 2016 Adopted Budget to fund City Council local initiatives as well as other discretionary programs.

Appendix A details State, Federal and other funds impacted by these changes.

Your approval of modification MN-2 is respectfully requested.

Sincerely,

Dean Fuleihan

(For text of MN-2 numbers and Appendix A, please see the Attachment to the resolution following the Report of the Committee on Finance For M-355 & Res No. 941 printed in these Minutes)

Referred to the Committee on Finance.

Preconsidered M-356

Communication from the Office of Management & Budget – Appropriation of new revenues of $304.2 million in Fiscal Year 2016, pursuant to Section 107(e) of the New York City Charter (MN-3).

December 11, 2015

TO THE CITY COUNCIL

Dear Council Members.

In accordance with Section 107(e) of the New York City Charter, I seek your approval to appropriate new revenues of $304 2 million in fiscal year 2016.

This modification (MN-3) will implement revenue budget changes reflected in the City's November Financial Plan. The $304.2 million of new revenues will be used to increase the Budget Stabilization Account by $135.2 million to prepay fiscal year 2017 debt service in fiscal year 2016. In addition, an adjustment to the General Reserve will be implemented to maintain the funding in the City's General Reserve.

Your approval of modification MN-3 is respectfully requested.

Sincerely,

Dean Fuleihan

(For text of MN-3 numbers, please see the Attachment to the resolution following the Report of the Committee on Finance For M-356 & Res No. 942 printed in these Minutes)

Referred to the Committee on Finance.

LAND USE CALL UPS

M-357

By Council Member Mendez:

Pursuant to Rule 11.20(b) of the Council and §20-226 or §20-225 of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed sidewalk café located at 220 Park Avenue South, Borough of Manhattan, Community

Board No. 5, Application No. 20165181 TCM shall be subject to review by the Council.

Coupled on Call-Up Vote

M-358

By Council Member Mendez:

Pursuant to Rule 11.20(b) of the Council and §20-226 or §20-225 of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed sidewalk café located at 176 2nd Avenue, Borough of Manhattan, Community Board No. 3, Application No. 20165189 TCM shall be subject to review by the Council.

Coupled on Call-Up Vote

M-359

By Council Member Mendez:

Pursuant to Rule 11.20(b) of the Council and §20-226 or §20-225 of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed sidewalk café located at 233 East 14th Street, Borough of Manhattan, Community Board No. 6, Application No. 20165190 TCM shall be subject to review by the Council.

Coupled on Call-Up Vote

LAND USE CALL UP VOTE

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

Affirmative – Arroyo, Borelli, Cabrera, Chin, Cohen, Constantinides, Cornegy, Crowley, Cumbo, Deutsch, Dromm, Espinal, Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Grodenchik, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Mealy, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Williams, Wills, Matteo, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **49.**

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

During the Communication from the Speaker segment of the Meeting, the Speaker (Council Member Mark-Viverito) recognized Council legislative attorney Lyle Frank who is departing the Council to take office as a New York City Civil Court Judge. She praised Mr. Frank for his excellent work and offered him congratulations as those assembled in the Chambers applauded. During the Meeting, several Council Members also congratulated Mr. Frank.

Also during this segment of the Meeting, the Speaker (Council Member Mark-Viverito) recognized Council Member Arroyo who is leaving the Council at the end of the year. As those assembled in the Chambers applauded, she thanked Council Member Arroyo for her service to the city and to her district. During the Meeting, many Council Members showed their support and thanked her for her commitment and years of service to the Council as well.

REPORTS OF THE STANDING COMMITTEES

Report of the Committee on Civil Rights

Report for Int. No. 108-A

Report of the Committee on Civil Rights in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to prohibiting employment discrimination based on an individual's actual or perceived status as a caregiver.

The Committee on Civil Rights, to which the annexed proposed amended local law was referred on February 26, 2014 (Minutes, page 480), respectfully

REPORTS:

I. INTRODUCTION

On Monday, December 14, 2015, the Committee on Civil Rights, chaired by Council Member Darlene Mealy, will hold a hearing to vote on Proposed Introductory Bill Number 108-A ("Int. No. 108-A"), a local law to amend the administrative code of the city of New York, in relation to prohibiting employment discrimination based on an individual's actual or perceived status as a caregiver. The Committee held a hearing on an earlier version of Int. No. 108-A on September 21, 2015. During the September hearing testimony was submitted and heard from the

New York City Commission on Human Rights ("the Commission"), advocates, the business community and other interested parties.

II. BACKGROUND

i. Caregivers

Reports have indicated that as the baby boomer generation ages, more Americans are taking on elder and family care responsibilities.[1] Notably, these responsibilities are held by working families. In America, more than one in six workers provide unpaid elder care for a disabled family member, relative, or friend.[2] According to the Family Caregiver Alliance, women account for approximately 66% of family caregivers and the unpaid care they provide has a value of $148 billion to $188 billion annually.[3] According to the American Association of Retired Persons ("AARP"), there is a rising number of women workers age 55 and older who typically provide eldercare, which demonstrates the importance of their earnings for their care recipient's financial stability as well as their own retirement security.[4]

Significantly, the majority of two-parent households in New York City also have both parents in the workforce, and 61% of women with children under the age of six are in the labor force.[5] The likelihood of being a caregiver is higher for families living below the poverty line,[6] and is likely to increase in the City, where the number of disabled adults over 60 years old is expected to grow by 40% over the next 20 years.[7] As it pertains to caregiving responsibilities for children, 40% of households in New York City headed by single mothers with children under the age of 18 live in poverty.[8]

Despite the widespread prevalence of caregiving responsibilities among individuals and families across the country, caregivers have historically faced and continue to face discrimination—particularly in the workplace. Such discrimination includes failure to hire or terminating an employee due to their status as a caregiver,

[1] Cynkar, Peter and Mendes, Elizabeth "More Than One in Six American Workers Also Act as Caregivers", July 2011. available at http://www.gallup.com/poll/148640/one-six-american-workers-act-caregivers.aspx (last visited December 11, 2015).
[2] *Id*.
[3] Family Caregiver Alliance "Women and Caregiving: Facts and Figures" available at http://www.caregiver.org/caregiver/jsp/content_node.jsp?nodeid=892 (last visited December 11, 2015).
[4] Williams, John C., Devaux, Robin, Petrac, Patricia and Feinberg, Lynn *Insight on the Issues: Protecting Family Caregivers from Employment Discrimination*, AARP Public Policy Institute, Aug. 2012, at http://www.aarp.org/content/dam/aarp/research/public_policy_institute/health/protecting-caregivers-employment-discrimination-insight-AARP-ppi-ltc.pdf (last visited Dec. 11, 2015).
[5] *Id*.
[6] Jody Heymann, "Inequalities at Work and at Home: Social Class and Gender Divides in Unfinished Work: Building Equality and Democracy in an Era of Working Families," The New Press (2005)
[7] County Data Book: Selected Characteristics—New York City, New York State Office for the Aging (2011), available at http://www.aging.ny.gov/ReportsAndData/CountyDataBooks/30NYCALL5.pdf (last visited December 11, 2015).
[8] Bakst, Dina, Leiwant, Sherry and Gornick, Janet, "Promoting Work-Family Balance," Toward a 21st Century City for All, available at http://www.21cforall.org/content/promoting-work-family-balance (last visited December 11, 2015).

harassment, reduced compensation and failure to promote.[9] It has been widely reported, and the subject of numerous lawsuits, for example, that employers have denied promotions to parents and other caregivers based on the employer's presumption that caregivers could not handle increased work load or travel.[10] Deeply rooted discrimination depicting caregivers as less reliable and more likely to need time off has also caused some employers to develop hiring practices that exclude caregivers, particularly women with children.[11]

According to A Better Balance, an advocacy organization committed to promoting flexible workplace policies and ending discrimination against caregivers, the Legal Aid Society and others, New York City, like other jurisdictions around the country, faces significant caregiver discrimination. In addition to treating caregivers differently than other employees, employers have historically been reluctant to provide even nominal accommodations for caregivers to meet both their work and familial responsibilities. During a Council hearing on caregiving in 2013, the Legal Aid Society testified that they typically represent clients who were terminated from their employment due to their caregiving responsibilities—taking time to care for a sick child or other family member.[12] Further, Legal Aid testified that low-wage workers are often forced out of their jobs because employers deny them minor scheduling adjustments needed to accommodate their caregiving responsibilities.[13]

Dena Adams, a single mother, also testified about her experiences as a caregiver at the 2013 hearing.[14] Ms. Adams testified that she was terminated from her job where she worked for 15 years because her employer refused to negotiate alternative arrangements so she could care for her 11 year-old daughter.[15] Ms. Adams also testified that her employer abruptly changed her schedule, requiring her to work unpredictable evening and weekend hours.[16] According to Ms. Adams, despite allowing other employees to work predictable hours to accommodate their school schedule, Ms. Adams' employer would not agree to or discuss any of her suggestions.[17] It is because of stories like Ms. Adams that many jurisdictions throughout the country have passed laws protecting caregivers.

ii. Protections Against Caregiver Discrimination

a. New York State

Williams, Joan et. Al, "Ending Discrimination Against Family Caregivers," p.5, available at (last visited December 12, 2015).

Id.

Id.

[12] *See* Committee on Civil Rights Hearing Testimony December 12, 2013, p. 11, available at http://legistar.council.nyc.gov/LegislationDetail.aspx?ID=1134073&GUID=31B1A4DC-115C-4645-89C2-2F3FBFF0D419&Options=&Search= (last visited December 11, 2015).

[13] *Id.*

[14] *See* Committee on Civil Rights Hearing Testimony December 12, 2013, pp. 18-21, available at http://legistar.council.nyc.gov/LegislationDetail.aspx?ID=1134073&GUID=31B1A4DC-115C-4645-89C2-2F3FBFF0D419&Options=&Search= (last visited December 11, 2015).

[15] *Id.*

[16] *Id.* at 4.

[17] *Id.*

On October 21, 2015, Governor Cuomo signed New York State bill S. 4/A. 7317 into law, which added "familial status" to the list of protected classes under the State Human Rights Law.[18] Notably, it only covers caregiving needs for parents. Under the new law, "Familial Status" is defined as: (a) any person who is pregnant or has a child or is in the process of securing legal custody of any individual who has not attained the age of eighteen years, or (b) one or more individuals (who have not attained the age of eighteen years) being domiciled with: (1) a parent or another person having legal custody of such individual or individuals; or (2) the designee of such parent.[19] The State law will go into effect on January 19, 2016.

b. Other Jurisdictions

A number of jurisdictions across the nation provide protections for caregivers. For example, Washington, D.C.'s Human Rights Act prohibits an employer from discriminating against an employee because of the employee's "family responsibilities."[20] Under this law, family responsibilities are defined as "the state of being, or the potential to become, a contributor to the support of a person or persons in a dependent relationship, irrespective of their number, including the state of being the subject of an order of withholding or similar proceedings for the purpose of paying child support or a debt related to child support."[21] According to Washington, D.C.'s Office of Human Rights, family responsibilities to provide care for a person in a dependent relationship includes, but is not limited to, children, grandchildren and parents.[22]

Philadelphia's Fair Practices Ordinance also prevents employment discrimination based on "familial status."[23] For purposes of prohibited employment discrimination, the Ordinance defines "family status" as "the state of being or becoming a provider of care or support to a family member."[24] The term "family member" includes "the individual's spouse, Life Partner, parents, grandparents, siblings, or in-laws; and children, grandchildren, nieces, or nephews (including through adoption or other dependent or custodial relationship)."[25]

San Francisco's Family Friendly Workplace Ordinance provides protections for caregivers in the workplace who provide care for a family member who is either in a medical facility or receiving continuing treatment by a health care provider.[26] The Ordinance requires workplace accommodations for caregivers in addition to prohibiting discrimination.[27] However, an employer is not required to make

[18] NY Exec Law § 296(1).
[19] NY Exec Law §292(26).
[20] D.C. Human Rights Act § 2-1402.11(a).
[21] D.C. Human Rights Act § 2-1401.02(12).
[22] "Protected Traits in the DC Human Rights Act," District of Columbia Office of Human Rights, available at http://ohr.dc.gov/sites/default/files/dc/sites/ohr/publication/attachments/ProtectedTraitsDC_Dec2014.pdf (last visited December 11, 2015).
[23] Philadelphia Code: Fair Practices Ordinance § 9-1103.
[24] Philadelphia Code: Fair Practices Ordinance § 9-1102.
[25] *Id*.
[26] San Fran Admin Code § 12Z.3.
[27] San Fran Admin Code § 12Z.4.

accommodations where there is a bona fide business purpose for denying the accommodation, and is only required to consider requests for accommodations if it has 20 or more employees and the employee making the request has been employed for six months or more and works at least eight hours per week on a regular basis.[28] The San Francisco Ordinance defines caregiver as a contributor to the ongoing care of: (a) a child or children over whom an employee has assumed parental responsibility; (b) a person with a serious health condition in a family relationship with the caregiver; or (c) a parent over the age of 65.[29]

In order to provide New Yorkers with similar caregiving protections in the workplace, the Committee has considered and will vote on Proposed Int. No. 108-A, which would add caregiver status to the list of protected classes under the City's Human Rights Law.

III. INT. NO. 108-A

i. Adding Caregiver Status to the List of Protected Classes Under the City's Human Rights Law

Pursuant to the New York City Human Rights Law ("HRL"), it is an unlawful discriminatory practice for an employer to refuse to hire, terminate, or discriminate against an employee in compensation, or terms, conditions or privileges of employment, based on an employee's actual or perceived status as a member of a protected class.[30] Currently, the protected classes under the HRL include: age, race, creed, color, national origin, gender, disability, marital status, partnership status, sexual orientation, and alienage or citizenship status.[31] An employee's actual or perceived status as a victim of domestic violence, or as a victim of sex offenses or stalking is also a protected class for purposes of employment discrimination.[32]

Int. No. 108-A would add caregiver status to this list of protected classes for purposes of prohibiting employment discrimination against caregivers. "Caregivers" would include those who provide direct and ongoing care for a child under the age of 18 or a care recipient. "Child" would include a biological, adopted or foster child, a legal ward, or a child of a caregiver standing in loco parentis. The intent of this definition is to capture all children, either biological or adopted, or children for whom the caregiver has assumed a primary parental role. "Care recipient" would include any individual who: (i) has a disability and relies on the caregiver for medical care or to meet the needs of daily living; and (ii) is in a relationship with the caregiver as follows:

- Caregiver's child (including children over the age of 18);
- Caregiver's spouse;

[28] *Id*.; *see also* San Fran Admin Code § 12Z.3.
[29] San Fran Admin Code § 12Z.3.
[30] NYC Admin Code § 8-107(1)(a).
[31] *Id*.
[32] NYC Admin Code § 8-107.1(2).

- Caregiver's domestic partner;

- Caregiver's parent (including a biological, foster, step- or adoptive parent, a legal guardian of a caregiver, or a person who acted as the caregiver's parent when the caregiver was a child);

- Caregiver's sibling (including a brother, sister, half-siblings, step-siblings, and siblings related through adoption);

- Caregiver's grandchild or grandparent;

- The child or parent of the caregiver's spouse or domestic partner;

- An individual who resides in the caregiver's household; or

- Any individual in a familial relationship with the caregiver as designated by the Commission.

Adding caregiver status as a protected class would make it an unlawful discriminatory practice for an employer to treat an employee who is a caregiver differently than a non-caregiver employee by discriminating against the caregiver employee regarding hiring, termination, providing compensation, or terms, conditions or privileges of employment. The addition of caregiver status to the HRL would also provide caregivers with remedies and protections in asserting their rights under the HRL.

ii. Asserting One's Rights Under the HRL

If an employee believes he or she has been a victim of an unlawful discriminatory practice that is prohibited by the HRL, that employee can file a complaint with the Commission[33] or commence a private right of action in any court of competent jurisdiction for damages.[34] An employee who believes he or she is a victim of an unlawful discriminatory practice may also receive relief if the Commission initiates an investigation, either independently or in connection with a complaint, into such unlawful discriminatory practices.[35] Additionally, pursuant to Administrative Code section 8-602, if an employer interferes, or attempts to interfere, with an employee exercising or enjoying his or her rights under the United States Constitution, State law, or the HRL, and such interference is motivated in whole or in part by the employee's actual or perceived status as a protected class, the Corporation Counsel may bring a civil action against such employer on behalf of the City.[36] Int. No. 108-A would provide these aforementioned remedies for caregiver discrimination in the workplace.

[33] NYC Admin Code § 8-109.
[34] NYC Admin Code § 8-502.
[35] NYC Admin Code § 8-114.
[36] NYC Admin Code § 8-602(a)

Further, pursuant to Administrative Code section 8-107, it is an unlawful discriminatory practice for an employer to retaliate or discriminate against an employee in any manner because an employee (i) opposes an unlawful discriminatory practice that is prohibited by the HRL; (ii) files a complaint, testifies or assists with a proceeding that is allowed under the HRL; (iii) commences a civil action alleging that the employer engaged in an unlawful discriminatory practice that is prohibited by the HRL; (iv) assists the Commission or the Corporation Counsel in an investigation; or (v) provides information to the Commission pursuant to the terms of a conciliation agreement made pursuant to Administrative Code section 8-115.[37] Because Int. No. 108-A would add caregiver status to the list of protected classes under the HRL, caregivers would be protected from retaliation in asserting their rights under the HRL pursuant to the aforementioned Administrative Code provisions. Significantly, under the HRL unlawful retaliation "need not result in an ultimate action," but the retaliatory acts complained of "must be reasonably likely to deter a person from engaging in protected activity."[38] For example, pursuant to Int. No. 108-A, if a caregiver were to file a complaint against their employer for discrimination based on caregiver status, it would be unlawful for the employer to retaliate against the caregiver. Such retaliation could include terminating the caregiver or, for example, rejecting a caregiver's request for a change to the terms and conditions of their employment while permitting the same request for non-caregiver employees.

(The following is the text of the Fiscal Impact Statement for Int. No. 108-A:)

THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO. 108-A

COMMITTEE: Civil Rights

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to prohibiting employment discrimination based on an individual's actual or perceived status as a caregiver.	**SPONSORS:** Council Members Rose, Chin, Eugene, Johnson, Mendez, Rosenthal, Mealy, Koslowitz, Rodriguez, Kallos, Reynoso, Lander, Williams, Miller, Menchaca, Dromm, Richards, Torres, King and

[37] NYC Admin Code § 8-107(7).
[38] *Id*.

Cumbo (by request of the Manhattan Borough President)

SUMMARY OF LEGISLATION: Pursuant to the New York City Human Rights Law, it is an unlawful discriminatory act for an employer to refuse to hire, terminate, or discriminate against an employee in compensation or in relation to terms, conditions or privileges of employment, based on an employee's actual or perceived status as a member of a protected class. Proposed Int. No. 108-A would add caregivers as a protected class, thereby prohibiting employment discrimination based on an individual's actual or perceived status as a caregiver.

Proposed Int. No. 108-A defines the term "caregiver" as a person who provides direct and ongoing care for a minor child or a care recipient. "Caregivers" would include those who provide direct and ongoing care for a child under the age of 18 or a care recipient. "Child" would include a biological, adopted or foster child, or a child for whom the caregiver has assumed a primary parental role. "Care recipient" would mean anyone who: (i) has a disability and relies on the caregiver for medical care or to meet the needs of daily living; and (ii) is in a relationship with the caregiver as follows:

- Caregiver's child (including children over the age of 18);
- Caregiver's spouse;
- Caregiver's domestic partner;
- Caregiver's parent (including a biological, foster, step- or adoptive parent, a legal guardian of a caregiver, or a person who acted as the caregiver's parent when the caregiver was a child);
- Caregiver's sibling (including a brother, sister, half-siblings, step-siblings, and siblings related through adoption);
- Caregiver's grandchild or grandparent;
- The child or parent of the caregiver's spouse or domestic partner;
- An individual who resides in the caregiver's household; or
- Any individual in a familial relationship with the caregiver as designated by the New York City Commission on Human Rights.

EFFECTIVE DATE: This legislation would take effect 120 days after enactment, provided, however, that the City Commission on Human Rights may take any actions necessary prior to such effective date for the implementation of the local law, including, but not limited to, the adoption of any necessary rules.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2017

FISCAL IMPACT STATEMENT:

	Effective FY16	FY Succeeding Effective FY17	Full Fiscal Impact FY17
Revenues (+)	$0	$0	$0
Expenditures (-)	$0	$0	$0
Net	$0	$0	$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the implementation of this legislation because it is anticipated that the administrative requirements or functions proposed under this bill can be implemented by existing personnel at the Commission on Human Rights.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: NA

SOURCES OF INFORMATION: Finance Division

ESTIMATE PREPARED BY: Eisha Wright, Unit Head, Finance Division

ESTIMATE REVIEWED BY: Regina Poreda Ryan, Deputy Director, Finance Division
Rebecca Chasan, Assistant Counsel, Finance Division
Tanisha Edwards, Chief Counsel, Finance Division

LEGISLATIVE HISTORY: Intro. No. 108 was introduced by the Council on February 26, 2014 and referred to the Committee on Civil Rights. The Committee considered the legislation at a hearing on September 21, 2015 and the legislation was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 108-A, will be voted on by the Committee at a hearing on

December 14, 2015. Upon successful vote of the Committee, Proposed Intro. No. 108-A will be submitted to the full Council for a vote on December 16, 2015.

DATE PREPARED: December 11, 2015

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 108-A:)

Int. No. 108-A

By Council Members Rose, Chin, Eugene, Johnson, Mendez, Rosenthal, Mealy, Koslowitz, Rodriguez, Kallos, Reynoso, Lander, Williams, Miller, Menchaca, Dromm, Richards, Torres, King, Cumbo, Levin, Arroyo, Van Bramer and Constantinides (by request of the Manhattan Borough President).

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting employment discrimination based on an individual's actual or perceived status as a caregiver.

Be it enacted by the Council as follows:

Section 1. Section 8-101 of chapter one of title eight of the administrative code of the city of New York, as amended by local law number 10 for the year 2008, is amended to read as follows:

§8-101 Policy.

In the city of New York, with its great cosmopolitan population, there is no greater danger to the health, morals, safety and welfare of the city and its inhabitants than the existence of groups prejudiced against one another and antagonistic to each other because of their actual or perceived differences, including those based on race, color, creed, age, national origin, alienage or citizenship status, gender, sexual orientation, disability, marital status, partnership status, *caregiver status,* any lawful source of income, status as a victim of domestic violence or status as a victim of sex offenses or stalking, whether children are, may be or would be residing with a person or conviction or arrest record. The council hereby finds and declares that prejudice, intolerance, bigotry, and discrimination, bias-related violence or harassment and disorder occasioned thereby threaten the rights and proper privileges of its inhabitants and menace the institutions and foundation of a free democratic state. A city agency is hereby created with power to eliminate and prevent discrimination from playing any role in actions relating to employment, public accommodations, and housing and other real estate, and to take other actions against prejudice, intolerance, bigotry, discrimination and bias-related violence or harassment as herein provided;

and the commission established hereunder is hereby given general jurisdiction and power for such purposes.

§2. Section 8-102 of chapter one of title eight of the administrative code of the city of New York is amended by adding new subdivisions 30 and 31 to read as follows:

30. (a) The term "caregiver" means a person who provides direct and ongoing care for a minor child or a care recipient.

(b) The term "care recipient" means a person with a disability who: (i) is a covered relative, or a person who resides in the caregiver's household; and (ii) relies on the caregiver for medical care or to meet the needs of daily living.

(c) The term "covered relative" means a caregiver's child, spouse, domestic partner, parent, sibling, grandchild or grandparent, or the child or parent of the caregiver's spouse or domestic partner, or any other individual in a familial relationship with the caregiver as designated by the rules of the Commission.

(d) The term "grandchild" means a child of a caregiver's child.

(e) The term "grandparent" means a parent of a caregiver's parent.

(f) The term "parent" means a biological, foster, step- or adoptive parent, or a legal guardian of a caregiver, or a person who stood in loco parentis when the caregiver was a minor child.

(g) The term "sibling" means a caregiver's brother or sister, including half-siblings, step-siblings and siblings related through adoption.

(h) The term "spouse" means a person to whom a caregiver is legally married under the laws of the state of New York.

(i) The term "child" means a biological, adopted or foster child, a legal ward, or a child of a caregiver standing in loco parentis.

(j) The term "minor child" means a child under the age of 18.

31. The term "domestic partner" means any person who has a registered domestic partnership pursuant to section 3-240 of the code, a domestic partnership registered in accordance with executive order number 123, dated August 7, 1989, or a domestic partnership registered in accordance with executive order number 48, dated January 7, 1993.

§3. Paragraphs (a), (b), (c), and (d) of subdivision 1 of section 8-107 of chapter one of title eight of the administrative code of the city of New York, as amended by local law number 85 for the year 2005, are amended to read as follows:

1. Employment. It shall be an unlawful discriminatory practice:

(a) For an employer or an employee or agent thereof, because of the actual or perceived age, race, creed, color, national origin, gender, disability, marital status, partnership status, *caregiver status,* sexual orientation or alienage or citizenship status of any person, to refuse to hire or employ or to bar or to discharge from employment such person or to discriminate against such person in compensation or in terms, conditions or privileges of employment.

(b) For an employment agency or an employee or agent thereof to discriminate against any person because of such person's actual or perceived age, race, creed, color, national origin, gender, disability, marital status, partnership status, *caregiver status,* sexual orientation or alienage or citizenship status in receiving, classifying,

disposing or otherwise acting upon applications for its services or in referring an applicant or applicants for its services to an employer or employers.

(c) For a labor organization or an employee or agent thereof, because of the actual or perceived age, race, creed, color, national origin, gender, disability, marital status, partnership status, *caregiver status,* sexual orientation or alienage or citizenship status of any person, to exclude or to expel from its membership such person or to discriminate in any way against any of its members or against any employer or any person employed by an employer.

(d) For any employer, labor organization or employment agency or an employee or agent thereof to declare, print or circulate or cause to be declared, printed or circulated any statement, advertisement or publication, or to use any form of application for employment or to make any inquiry in connection with prospective employment, which expresses, directly or indirectly, any limitation, specification or discrimination as to age, race, creed, color, national origin, gender, disability, marital status, partnership status, *caregiver status,* sexual orientation or alienage or citizenship status, or any intent to make any such limitation, specification or discrimination.

§ 4. This local law shall take effect 120 days after enactment, provided, however, that the city commission on human rights may take any actions necessary prior to such effective date for the implementation of this local law, including, but not limited to, the adoption of any necessary rules.

DARLENE MEALY, *Chairperson*; MATHIEU EUGENE, DANIEL DROMM, DEBORAH L. ROSE, ANDY L. KING: Committee on Civil Rights, December 14, 2015.

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

Reports of the Committee on Finance

At this point the Speaker (Council Member Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for Res. No. 934

Report of the Committee on Finance in favor of approving a Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

The Committee on Finance, to which the annexed preconsidered resolution was referred on December 16, 2015, respectfully

REPORTS:

Introduction. The Council of the City of New York (the "Council") annually adopts the City's budget covering expenditures other than for capital projects (the "expense budget") pursuant to Section 254 of the Charter. On June 26, 2015, the Council adopted the expense budget for fiscal year 2016 with various programs and initiatives (the "Fiscal 2016 Expense Budget"). On June 26, 2014, the Council adopted the expense budget for fiscal year 2015 with various programs and initiatives (the "Fiscal 2015 Expense Budget").

Analysis. This Resolution, dated December 16, 2015, approves the new designation and the changes in the designation of certain organizations receiving local, aging, and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2016 Expense Budget, approves the new designation and the changes in the designation of certain organizations receiving local, aging, and youth discretionary funding and funding for a certain initiative in accordance with the Fiscal 2015 Expense Budget, and amends the description for the Description/Scope of Services of certain organizations receiving local, and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2016 and Fiscal 2015 Expense Budgets.

In an effort to continue to make the budget process more transparent, the Council is providing a list setting forth new designations and/or changes in the designation of certain organizations receiving local, aging, and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2016 Expense Budget, new designations and/or changes in the designation of certain organizations receiving local, aging, and youth discretionary funding and funding for a certain initiative in accordance with the Fiscal 2015 Expense Budget, as well as amendments to the Description/Scope of Services of certain organizations receiving local and youth discretionary funding and funding for a certain initiative in accordance with the Fiscal 2016 and Fiscal 2015 Expense Budgets.

This Resolution sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding pursuant to the Fiscal 2016 Expense Budget, as described in Chart 1; sets forth the new designation and the changes in the designation of certain organizations receiving aging discretionary funding pursuant to the Fiscal 2016 Expense Budget, as described in Chart 2; sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding pursuant to the Fiscal 2016 Expense Budget, as described in Chart 3; sets forth the new designation and changes in the designation of funding pursuant to certain initiatives in the Fiscal 2016 Expense Budget, as described in Charts 4-23; sets forth the change

in the designation of a certain organization receiving local discretionary funding pursuant to the Fiscal 2015 Expense Budget, as described in Chart 24; sets forth the change in the designation of a certain organization receiving aging discretionary funding pursuant to the Fiscal 2015 Expense Budget, as described in Chart 25; sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding pursuant to the Fiscal 2015 Expense Budget, as described in Chart 26; reverses a removal of funds made in a prior transparency resolution from a certain organization receiving funding pursuant to a certain initiative in the Fiscal 2015 Expense Budget, as described in Chart 27; amends the description for the Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2016 Expense Budget, as described in Chart 28; and amends the description for the Description/Scope of Services for certain organizations receiving local discretionary funding in accordance with the Fiscal 2015 Expense Budget, as described in Chart 29.

The charts, attached to the Resolution, contain the following information: name of the council member(s) designating the organization to receive funding or name of the initiative, as set forth in Adjustments Summary/Schedule C/Fiscal 2016 Expense Budget, dated June 26, 2015, and Adjustments Summary/Schedule C/Fiscal 2015 Expense Budget, dated June 26, 2014.

Specifically, Chart 1 sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2016 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 2 sets forth the new designation and the changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2016 Expense Budget.

Chart 3 sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2016 Expense Budget.

Chart 4 sets forth the change in the designation, specifically a change in the administering agency, of a certain organization receiving funding pursuant to the Anti-Poverty Initiative in accordance with the Fiscal 2016 Expense Budget. This change will be effectuated upon a budget modification.

Chart 5 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Speaker’s Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 6 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural After School Adventure (CASA) Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 7 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DoVE) Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 8 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 9 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Healthy Aging Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 10 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Support Our Seniors Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 11 sets forth the new designation of certain organizations receiving funding pursuant to the Adult Literacy Initiative in accordance with the Fiscal 2016 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 12 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2016 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 13 sets forth the new designation of certain organizations receiving funding pursuant to the HIV/AIDS Faith Based Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 14 sets forth the changes in the designation of certain organizations receiving funding pursuant to the A Greener NYC Initiative in accordance with the Fiscal 2016 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 15 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Immigrant Opportunities Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 16 sets forth the change in the designation, specifically the removal of funds, of the administering agency receiving funding pursuant to the Bail Fund Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 17 sets forth the new designation of a certain organization receiving funding pursuant to the Citywide Civil Legal Services Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 18 sets forth the new designation of a certain organization receiving funding pursuant to the Alternatives to Incarceration (ATI's) Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 19 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Senior Centers for Immigrant Populations Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 20 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the LGBT Students' Liaison Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 21 sets forth the changes in the designation of a certain organization, specifically a name change and an EIN change, receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 22 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-Gun Violence – Art a Catalyst for Change in accordance with the Fiscal 2016 Expense Budget.

Chart 23 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 24 sets forth the change in the designation, specifically an EIN change, of a certain organization receiving local discretionary funding in accordance with the Fiscal 2015 Expense Budget.

Chart 25 sets forth the change in the designation, specifically the removal of a fiscal conduit, of a certain organization receiving aging discretionary funding in accordance with the Fiscal 2015 Expense Budget.

Chart 26 sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2015 Expense Budget.

Chart 27 reverses a removal of funds made in a prior transparency resolution from a certain organization receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2015 Expense Budget.

Chart 28 amends the description for the Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2016 Expense Budget.

Chart 29 amends the description for the Description/Scope of Services for certain organizations receiving local discretionary funding in accordance with the Fiscal 2015 Expense Budget.

It is to be noted that organizations identified in the attached Charts with an asterisk (*) have not yet completed or began the prequalification process conducted by the Mayor's Office of Contract Services (for organizations to receive more than $10,000) by the Council (for organizations to receive $10,000 or less total), or other government agency. Organizations identified without an asterisk have completed the appropriate prequalification review.

It should be further noted that funding for organizations in the attached Charts with a double asterisk (**) will not take effect until the passage of a budget modification.

Description of Above-captioned Resolution. In the above-captioned Resolution, the Council would approve the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2016 and Fiscal 2015 Expense Budgets. Such Resolution would take effect as of the date of adoption.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 934:)

Res. No. 934

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

By Council Member Ferreras-Copeland.

Whereas, On June 26, 2015 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2016 with various programs and initiatives (the "Fiscal 2016 Expense Budget"); and

Whereas, On June 26, 2014 the Council adopted the expense budget for fiscal year 2015 with various programs and initiatives (the "Fiscal 2015 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2015 and Fiscal 2016 Expense Budgets by approving the new designation and changes in the designation of certain organizations receiving local, aging, and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2016 and Fiscal 2015 Expense Budgets by approving new Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding pursuant to a certain initiative; now, therefore, be it

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 3; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Anti-Poverty Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 4; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Speaker's Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 5; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural After School Adventure (CASA) Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 6; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DoVE) Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 7; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 8; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Healthy Aging Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 9; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Support Our Seniors Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 10; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Adult Literacy Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 11; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 12; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the HIV/AIDS Faith Based Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 13; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the A Greener NYC Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 14; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Immigrant Opportunities Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 15; and be it further

Resolved, That the City Council approves the change in the designation of the administering agency receiving funding pursuant to the Bail Fund Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 16; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Citywide Civil Legal Services Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 17; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Alternatives to Incarceration (ATI's) Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 18; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Senior Centers for Immigrant Populations Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 19; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the LGBT Students' Liaison Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 20; and be it further

Resolved, That the City Council approves the changes in the designation of a certain organization receiving funding pursuant to the Senior Centers, Programs, and

Enhancements Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 21; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-Gun Violence – Art a Catalyst for Change in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 22; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 23; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving local discretionary funding in accordance with the Fiscal 2015 Expense Budget, as set forth in Chart 24; and be it further

Resolved, That the City Council approves the reversal of a removal of funds made in a prior transparency resolution from a certain organization receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2015 Expense Budget, as set forth in Chart 25; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2015 Expense Budget, as set forth in Chart 26; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2015 Expense Budget, as set forth in Chart 27; and be it further

Resolved, That the City Council approves the new description for the Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 28; and be it further

Resolved, That the City Council approves the new description for the Description/Scope of Services for certain organizations receiving local discretionary funding in accordance with the Fiscal 2015 Expense Budget, as set forth in Chart 29.

ATTACHMENT:

CHART 1: Local Initiatives - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Van Bramer	Growing Up Green Charter School **	80-0364403	DOE	($3,500.00)	040	402			
Van Bramer	Growing Up Green Charter School **	80-0364403	DYCD	$3,500.00	260	312			
Mark-Viverito	Mott Haven Academy Charter School **	11-3833210	DOE	($5,000.00)	040	402			
Mark-Viverito	Mott Haven Academy Charter School **	11-3833210	DYCD	$5,000.00	260	312			
Speaker	United Chinese Association of Brooklyn **	37-1469112	DFTA	($25,000.00)	125	003			
Speaker	United Chinese Association of Brooklyn **	37-1469112	DYCD	$25,000.00	260	005			
Van Bramer	Variations Theatre Group, Inc. **	27-2241279	DYCD	($3,500.00)	260	005			
Van Bramer	Variations Theatre Group, Inc. **	27-2241279	DCLA	$3,500.00	126	003			
Constantinides	Variety Boys and Girls Club of Queens, Inc.	11-6014770	DYCD	($6,000.00)	260	312			
Constantinides	Art Creates Us, Inc.	46-1518061	DYCD	$6,000.00	260	312			*
Constantinides	Art Creates Us, Inc. **	46-1518061	DYCD	($6,000.00)	260	312			*
Constantinides	Art Creates Us, Inc. **	46-1518061	DCLA	$6,000.00	126	003			*
Lander	Department of Parks and Recreation **	13-6400434	DPR	($3,000.00)	846	006			
Lander	Old Stone House of Brooklyn **	11-3032836	DCLA	$3,000.00	126	003			
Williams	New York Foundation For The Arts, Inc.	23-7129564	DCLA	($5,000.00)	126	003			
Williams	CaribBeing, Inc.	45-5192099	DCLA	$5,000.00	126	003	New York Foundation For The Arts, Inc.	23-7129564	*
Williams	New York Foundation For The Arts, Inc.	23-7129564	DCLA	($9,500.00)	126	003			
Williams	CaribBeing, Inc.	45-5192099	DCLA	$9,500.00	126	003	New York Foundation For The Arts, Inc.	23-7129564	*
Levin	Children Of Bellevue, Inc. **	13-1679615	HHC	($3,500.00)	819	001			
Levin	Children Of Bellevue, Inc. **	13-1679615	DYCD	$3,500.00	260	005			
Mendez	Children Of Bellevue, Inc. **	13-1679615	HHC	($3,500.00)	819	001			
Mendez	Children Of Bellevue, Inc. **	13-1679615	DYCD	$3,500.00	260	005			
Speaker	Central Family Life Center	13-3626127	DYCD	($5,000.00)	260	312			*
Speaker	St. Nick's Alliance Corporation	51-0192170	DYCD	$5,000.00	260	312			*
Chin	Metropolitan Waterfront Alliance, Inc.	13-4355067	DYCD	($4,000.00)	260	005			
Chin	Waterfront Alliance, Inc.	13-4355067	DYCD	$4,000.00	260	005			
Constantinides	Metropolitan Waterfront Alliance, Inc.	13-4355067	DYCD	($5,000.00)	260	005			
Constantinides	Waterfront Alliance, Inc.	13-4355067	DYCD	$5,000.00	260	005			
Gentile	Metropolitan Waterfront Alliance, Inc.	13-4355067	DYCD	($12,000.00)	260	005			
Gentile	Waterfront Alliance, Inc.	13-4355067	DYCD	$12,000.00	260	005			
Levine	Metropolitan Waterfront Alliance, Inc.	13-4355067	DYCD	($5,000.00)	260	005			
Levine	Waterfront Alliance, Inc.	13-4355067	DYCD	$5,000.00	260	005			
Vallone	Metropolitan Waterfront Alliance, Inc.	13-4355067	DYCD	($5,000.00)	260	005			
Vallone	Waterfront Alliance, Inc.	13-4355067	DYCD	$5,000.00	260	005			
Dromm	Talk Therapy Television, Inc.	27-2157824	DOE	($5,000.00)	040	402			
Dromm	Talk Therapy Television, Inc. - PS 233K	27-2157824	DOE	$5,000.00	040	402			
Cabrera	FAN4Kids A NJ Nonprofit Corporation	26-0092086	DOE	($15,000.00)	040	402			
Cabrera	FAN4Kids A NJ Nonprofit Corporation - PS 382X	26-0092086	DOE	$15,000.00	040	402			

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 1: Local Initiatives - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Greenfield	Big Apple Greeter, Inc.	13-3733416	DSBS	($500.00)	801	002			
Greenfield	Big Apple Greeter, Inc.	13-3733413	DSBS	$500.00	801	002			
Crowley	Big Apple Greeter, Inc.	13-3733416	DSBS	($5,000.00)	801	002			
Crowley	Big Apple Greeter, Inc.	13-3733413	DSBS	$5,000.00	801	002			
Dromm	Big Apple Greeter, Inc.	13-3733416	DSBS	($5,000.00)	801	002			
Dromm	Big Apple Greeter, Inc.	13-3733413	DSBS	$5,000.00	801	002			
Williams	Seeds in the Middle	27-1847142	DYCD	($3,000.00)	260	005			
Williams	Seeds in the Middle	27-1847142	DYCD	$3,000.00	260	312			
Constantinides	Long Island Gay And Lesbian Youth, Inc.	20-8512786	DYCD	($5,000.00)	260	005			
Constantinides	Long Island Gay And Lesbian Youth, Inc.	11-3192966	DYCD	$5,000.00	260	005			
Vallone	Long Island Gay And Lesbian Youth, Inc.	20-8512786	DYCD	($5,000.00)	260	005			
Vallone	Long Island Gay And Lesbian Youth, Inc.	11-3192966	DYCD	$5,000.00	260	005			
Speaker	Long Island Gay And Lesbian Youth, Inc.	20-8512786	DYCD	($25,000.00)	260	005			
Speaker	Long Island Gay And Lesbian Youth, Inc.	11-3192966	DYCD	$25,000.00	260	005			

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 2: Aging Discretionary - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Dickens	One Stop Senior Services	13-3174492	DFTA	($6,000.00)	125	003			*
Dickens	Jewish Association for Services for the Aged (JASA)	13-2620896	DFTA	$6,000.00	125	003			

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 3: Youth Discretionary - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Constantinides	Art Creates Us, Inc.	46-1518061	DYCD	($6,000.00)	260	312			*
Constantinides	Variety Boys and Girls Club of Queens, Inc.	11-6014770	DYCD	$6,000.00	260	312			
Rodriguez	Metropolitan Waterfront Alliance, Inc.	13-4355067	DYCD	($5,000.00)	260	312			
Rodriguez	Waterfront Alliance, Inc.	13-4355067	DYCD	$5,000.00	260	312			

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 4: Anti-Poverty Initiative - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Constantinides	Jacob A. Riis Neighborhood Settlement, Inc.**	11-1729398	DFTA	($10,000.00)	125	003			
Constantinides	Jacob A. Riis Neighborhood Settlement, Inc.**	11-1729398	DYCD	$10,000.00	260	005			

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 5: Speaker's Initiative - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Speaker	New York Foundation For The Arts, Inc.	23-7129564	DCLA	($25,000.00)	126	003			
Speaker	CaribBeing, Inc.	45-5192099	DCLA	$25,000.00	126	003	New York Foundation For The Arts, Inc.	23-7129564	*

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 6: Cultural After School Adventure (CASA) - Fiscal 2016

Member	Organization - School	EIN Number	Agency	Amount	Agy #	U/A	*
Miller	Community Works, Inc. - P.S. 015	13-3580813	DCLA	($20,000.00)	126	003	
Miller	Hospital Audiences, Inc. - P.S. 015	13-6277895	DCLA	$20,000.00	126	003	*
Maisel	Community Works, Inc. - Public School 114	13-3580813	DCLA	($20,000.00)	126	003	
Maisel	New Heritage Theatre Group - Public School 114	13-2683678	DCLA	$20,000.00	126	003	*
Eugene	Dancewave, Inc. - P.S. 6	11-2726558	DCLA	($20,000.00)	126	003	
Eugene	Purelements: An Evolution in Dance - P.S. 6	20-5332584	DCLA	$20,000.00	126	003	*

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 7: Domestic Violence and Empowerment (DoVE) Initiative - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Treyger	Amethyst Women's Project, Inc.	11-3505513	MOCJ	($10,000.00)	098	002	
Treyger	Urban Neighborhood Services, Inc.	14-1997299	MOCJ	$10,000.00	098	002	*

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 8: NYC Digital Inclusion and Literacy Initiative - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Rodriguez	Catholic Charities Neighborhood Services, Inc.	11-2047151	DYCD	($20,000.00)	260	005	
Rodriguez	Catholic Charities Community Services, Archdiocese of New York	13-5562185	DYCD	$20,000.00	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 9: Healthy Aging Initiative - Fiscal 2016

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Borelli	Staten Island Community Services, Inc.	13-2778244	DFTA	($12,500.00)	125	003	
Borelli	Staten Island Community Services, Inc.	13-2778244	DFTA	($12,500.00)	125	003	
	Department for the Aging	13-6400434	DFTA	$25,000.00	125	003	
Mark-Viverito	Union Settlement Association, Inc. - Mitchel Senior Center	13-1632530	DFTA	($25,000.00)	125	003	
Mark-Viverito	East Side House, Inc. - Mitchel Senior Center	13-1623989	DFTA	$25,000.00	125	003	*

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 10: NYC Support Our Seniors Initiative - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Borelli	Jewish Community Center of Staten Island, Inc.	13-5562256	DFTA	($29,410.00)	125	003	
	Department for the Aging	13-6400434	DFTA	$29,410.00	125	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 11: Adult Literacy Initiative - Fiscal 2016

Borough	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
	Department of Youth and Community Development **	13-6400434	DYCD	($278,763.00)	260	005	
Bronx Delegation	New York Public Library **	13-6400434	NYPL	$20,000.00	037	006	
Bronx Delegation	BronxWorks, Inc.	13-3254484	DYCD	$10,000.00	260	005	*
Bronx Delegation	Fordham Bedford - Children's Services	13-3805049	DYCD	$50,000.00	260	005	*
Bronx Delegation	Kingsbridge Heights Community Center, Inc.	13-2813809	DYCD	$20,000.00	260	005	*
Bronx Delegation	Phipps Community Development Corporation	13-2707665	DYCD	$70,000.00	260	005	*
Bronx Delegation	South Bronx Overall Economic Development Corporation	13-2736022	DYCD	$108,763.00	260	005	*

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 12: NYC Cleanup Initiative - Fiscal 2016

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
	Department of Youth and Community Development **	13-6400434	DYCD	($53,921.00)	260	005	
Grodenchik	Department of Sanitation **	13-6400434	DSNY	$53,921.00	827	102	
Dickens	New Harlem East Merchants Association, Inc.	46-2326516	DYCD	($19,640.00)	260	005	
Dickens	Association of Community Employment Programs for the Homeless (ACE) - New Harlem East Merchants Association	13-3846431	DYCD	$19,640.00	260	005	*

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 13: HIV/AIDS Faith Based Initiative - Fiscal 2016

Borough	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
	Department of Health and Mental Hygiene	13-6400434	DOHMH	($350,400.00)	816	112	
Bronx Delegation	BOOM!Health (d.b.a. Bronx AIDS Services, Inc.)	13-3599121	DOHMH	$40,600.00	816	112	*
Bronx Delegation	Bright Temple AME Church	13-3141241	DOHMH	$6,400.00	816	112	*
Bronx Delegation	Bronx Christian Fellowship	13-3870351	DOHMH	$6,400.00	816	112	*
Bronx Delegation	Church of Christ the King RC	13-1740159	DOHMH	$6,400.00	816	112	*
Bronx Delegation	Church of the Holy Spirit RC	13-2696726	DOHMH	$6,400.00	816	112	*
Bronx Delegation	Iglesia Evangelica Libre Remanente	22-3862111	DOHMH	$6,400.00	816	112	*
Bronx Delegation	Mount Carmel Baptist Church	13-3966802	DOHMH	$6,400.00	816	112	*
Bronx Delegation	Muslim Women's Institute for Research and Development (MWIRD)	80-0010627	DOHMH	$15,000.00	816	112	*
Bronx Delegation	St. Augustin Church	13-1740193	DOHMH	$6,400.00	816	112	*
Bronx Delegation	St. Jerome's Church RC	13-1740204	DOHMH	$6,400.00	816	112	*
Bronx Delegation	St. Luke's Episcopal Church	13-2747442	DOHMH	$6,400.00	816	112	*
Bronx Delegation	St. Margaret's Episcopal Church	13-1773642	DOHMH	$6,400.00	816	112	*
Bronx Delegation	Fountain Spring Baptist Church	N/A	DOHMH	$6,400.00	816	112	*
Bronx Delegation	St. Simon Stock Roman Catholic	13-1740377	DOHMH	$6,400.00	816	112	*
Bronx Delegation	You're Eligible Too, Inc. (YET)	20-4824991	DOHMH	$10,000.00	816	112	*
Bronx Delegation	Second Chance Resources Group	45-4345759	DOHMH	$6,400.00	816	112	*
Bronx Delegation	City of Truth Covenant Church	13-2936194	DOHMH	$6,400.00	816	112	*
Queens Delegation	AIDS Center of Queens County, Inc.	11-2837894	DOHMH	$12,800.00	816	112	*
Queens Delegation	All Saints Episcopal Church	11-1735978	DOHMH	$6,400.00	816	112	*
Queens Delegation	Bethesda Missionary Baptist Church of Jamaica	11-2673958	DOHMH	$6,400.00	816	112	*
Queens Delegation	Church of the Living God International	010924463	DOHMH	$6,400.00	816	112	*
Queens Delegation	Clergy United for Community Empowerment	11-3030795	DOHMH	$28,800.00	816	112	*
Queens Delegation	Community Methodist Church of Jackson Heights	11-1761477	DOHMH	$6,400.00	816	112	*
Queens Delegation	Evangelical Christian Church	11-2528459	DOHMH	$6,400.00	816	112	*
Queens Delegation	First Baptist Church of Far Rockaway	11-2287453	DOHMH	$6,400.00	816	112	*
Queens Delegation	First United Methodist Church of Corona	11-2342098	DOHMH	$6,400.00	816	112	*
Queens Delegation	Greater Allen AME Cathedral of New York	11-2527706	DOHMH	$6,400.00	816	112	*
Queens Delegation	Holy Assembly Church	44-0577787	DOHMH	$6,400.00	816	112	*
Queens Delegation	Iglesia Metodista Unida de Jamaica	13-4994650	DOHMH	$6,400.00	816	112	*
Queens Delegation	Jamaica Service Program for Older Adults, Inc. (JSPOA)	51-0204121	DOHMH	$12,800.00	816	112	*
Queens Delegation	Macedonia Baptist Church	11-2522629	DOHMH	$6,400.00	816	112	*
Queens Delegation	Mount Horeb Baptist Church	11-2074467	DOHMH	$6,400.00	816	112	*
Queens Delegation	Mount Moriah AME	20-8427029	DOHMH	$6,400.00	816	112	*
Queens Delegation	People's United Methodist Church	30-0644444	DOHMH	$6,400.00	816	112	*
Queens Delegation	St. Albans Congregational Church	11-2077266	DOHMH	$6,400.00	816	112	*
Queens Delegation	Young Women of Color HIV/AIDS Coalition	13-3848582	DOHMH	$12,800.00	816	112	*

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 13: HIV/AIDS Faith Based Initiative - Fiscal 2016 (continued)

Borough	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Staten Island Delegation	Central Family Life Center	13-3626127	DOHMH	$6,400.00	816	112	*
Manhattan Delegation	United Methodist Church "Broadway Temple"	13-6165690	DOHMH	$6,400.00	816	112	*
Brooklyn Delegation	Churches United for Fair Housing	26-4698161	DOHMH	$6,400.00	816	112	*
Brooklyn Delegation	Pentecostal Church "El Eden"	11-2590699	DOHMH	$6,400.00	816	112	*
Brooklyn Delegation	Primera Iglesia Menonita de Brooklyn	23-2101926	DOHMH	$6,400.00	816	112	*

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 14: A Greener NYC Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
East New York Restoration Local Development Corporation **	46-1763706	DYCD	($15,133.00)	260	005	
East New York Restoration Local Development Corporation **	46-1763706	DSBS	$15,133.00	801	002	
Metropolitan Waterfront Alliance, Inc.	13-4355067	DYCD	($50,000.00)	260	005	
Waterfront Alliance, Inc.	13-4355067	DYCD	$50,000.00	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 15: Immigrant Opportunities Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Bedford-Stuyvesant Community Legal Services Corporation	11-2149962	DSS/HRA	($80,000.00)	069	103	
Legal Services NYC - Staten Island Legal Services	13-2600199	DSS/HRA	($92,000.00)	069	103	
Legal Services NYC - Queens Branch	13-2605604	DSS/HRA	($61,000.00)	069	103	
South Brooklyn Legal Services	13-2605605	DSS/HRA	($41,000.00)	069	103	
Legal Services NYC - Manhattan Legal Services	13-2613958	DSS/HRA	($51,000.00)	069	103	
Legal Services NYC - Bronx	16-1759590	DSS/HRA	($100,000.00)	069	103	
Legal Services NYC	13-2600199	DSS/HRA	$425,000.00	069	103	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 16: Bail Fund Initiative - Fiscal 2016

Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Mayor's Office of Criminal Justice	13-6400434	MOCJ	($140,000.00)	098	002	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 17: Citywide Civil Legal Services Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Center for Family Representation	51-0419496	MOCJ	$75,000.00	098	002	*

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 18: Alternatives to Incarceration (ATI's) Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Vera Institute of Justice	13-1941627	MOCJ	$65,000.00	098	002	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 19: Senior Centers for Immigrant Populations Initiative - Fiscal 2016

Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Jamaica Muslim Center, Inc. - Desi Senior Center	11-2642105	DFTA	($75,000.00)	125	003	
India Home, Inc. - Desi Senior Center	20-8747291	DFTA	$75,000.00	125	003	*
Crown Heights Jewish Community Council, Inc. - Shalom Neighborhood Senior Center	23-7390996	DFTA	($13,950.00)	125	003	
Crown Heights Preservation Committee Corporation - Shalom Neighborhood Senior Center	11-2322490	DFTA	$13,950.00	125	003	*

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 20: LGBT Students' Liaison Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Lambda Literary Foundation	52-1996380	DOE	($62,000.00)	040	453	
Teachers College Columbia University - Stonewall Scholars Workshop	13-1624202	DOE	$55,000.00	040	453	*
Department of Education	13-6400434	DOE	$7,000.00	040	453	

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 21: Senior Centers, Programs, and Enhancements Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
United Block Association	13-2885400	DFTA	($75,000.00)	125	003	
United Block Association, Inc.	13-2548904	DFTA	$75,000.00	125	003	

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 22: Anti-Gun Violence - Art a Catalyst for Change Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Keep Rising to the Top, Inc.	13-3948379	DCLA	($36,000.00)	126	003	
Groove With Me	13-3919147	DCLA	$36,000.00	126	003	*
Bronx Children's Museum	26-0579140	DCLA	($72,000.00)	126	003	
Bronx Museum of the Arts	13-2709368	DCLA	$72,000.00	126	003	*

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 23: Cultural Immigrant Intiative - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Williams	New York Foundation For The Arts, Inc.	23-7129564	DCLA	($31,250.00)	126	003			
Williams	CaribBeing, Inc.	45-5192099	DCLA	$31,250.00	126	003	New York Foundation For The Arts, Inc.	23-7129564	*
	Department of Cultural Affairs	13-6400434	DCLA	($62,500.00)	126	003			
Mendez	Loisaida,Inc.	13-3023183	DCLA	$31,250.00	126	003			*
Mendez	Spanish Theatre Repertory Ltd	13-2672755	DCLA	$15,625.00	126	003			*
Mendez	Teatro Circulo Ltd.	13-3805585	DCLA	$15,625.00	126	003			*

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 24: Local Initiatives - Fiscal 2015

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Speaker	Boro Park Jewish Community Council	11-3475933	DFTA	($25,000.00)	125	003			
Speaker	Boro Park Jewish Community Council	11-3475993	DFTA	$25,000.00	125	003			

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 25: Aging Discretionary - Fiscal 2015

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Kallos	Stanley M. Isaacs Neighborhood Center, Inc.	13-2572034	DFTA	($14,500.00)	125	003	92nd Street Y (Young Mens and Young Womens Hebrew Association)	13-1624229	
Kallos	Stanley M. Isaacs Neighborhood Center, Inc.	13-2572034	DFTA	$14,500.00	125	003			

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 26: Youth Discretionary - Fiscal 2015

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Kallos	Stanley M. Isaacs Neighborhood Center, Inc.	13-2572034	DYCD	($15,500.00)	260	312	92nd Street Y (Young Mens and Young Womens Hebrew Association)	13-1624229	
Kallos	Stanley M. Isaacs Neighborhood Center, Inc.	13-2572034	DYCD	$15,500.00	260	312			
Arroyo	South Bronx Overall Economic Development Corporation	13-2736022	DYCD	($10,000.00)	260	312			
Arroyo	Community Board Athletic Leadership League	46-1603415	DYCD	$10,000.00	260	312	South Bronx Overall Economic Development Corporation	13-2736022	

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

CHART 27: NYC Cleanup Initiative - Fiscal 2015

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Dickens	New Harlem East Merchants Association, Inc. ***	46-2326516	DSBS	$18,814.20	801	002			

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

*** Indicates a reversal of a change made in a previous resolution (TR #4 09/30/2015)

CHART 28: Purpose of Funds Changes - Fiscal 2016

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds	*
MHy Services - Chemical Dependency		St. Ann's Corner of Harm Reduction, Inc.	13-3724008	DOHMH	($87,000.00)	This allocation supports contracts for medically supervised outpatient programs (MSOPs). MSOPs are designed to assist patients in supporting abstinence and recovery from chemical dependence and abuse and typically offer a variety of services such as individual and group counseling; individualized treatment plans; addiction education; co-dependency counseling, relapse prevention; psychiatrist and nurse on-site; and DMV referrals.	
MHy Services - Chemical Dependency		St. Ann's Corner of Harm Reduction, Inc.	13-3724008	DOHMH	$87,000.00	This allocation supports contracts for harm reduction services. These services are designed to assist patients in supporting abstinence and recovery from chemical dependence and abuse and typically offer a variety of services such as individual and group counseling; individualized treatment plans; addiction education; co-dependency counseling, relapse prevention; psychiatrist and nurse on-site; and DMV referrals.	
Local	Gibson	Eagle Academy Foundation, Inc.	20-1532382	DYCD	($10,000.00)	The Funding will go to Eagle Academy's Summer Bridge program. The Summer Bridge is a mandatory program for incoming 6th grade Eagle students that introduces and transitions them into the Eagle Academy culture and the requirements of middle school. The program consists of small group team-building sessions, community-building activities, and assessments that lead to increased school year academic outcomes.	*
Local	Gibson	Eagle Academy Foundation, Inc.	20-1532382	DYCD	$10,000.00	The funding will support staff salaries, instructional and assessment materials as well as student supplies for Eagle Academy's Summer Bridge program, which includes small group team building sessions and community-building activities for students and their families. This funding also supports Eagle Week, a series of public events including a Parent Engagement Expo, an Issues Policy Forum, and a Youth Summit.	
Local	Speaker	Read Alliance, Inc. FKA Reading Excellence and Discovery (READ Foundation, Inc.)	13-4091062	DYCD	($50,000.00)	Support for Read Alliance's School Year Reading Program will help provide one-to-one tutoring to early elementary students throughout New York City who have been identified as at-risk for reading below grade level. Funding will offset the program costs of tutor wages; books and other materials; training and ongoing monitoring; and data collection, analysis and reporting.	
Local	Speaker	Read Alliance, Inc. FKA Reading Excellence and Discovery (READ Foundation, Inc.)	13-4091062	DYCD	$50,000.00	Support for Read Alliance's School Year and Summer Reading Programs will help provide one-to-one tutoring to early elementary students throughout New York City who have been identified as at-risk for reading below grade level. Funding will offset the program costs of tutor wages; books and other materials; training and ongoing monitoring; and data collection, analysis and reporting.	
Youth	Kallos	Island Kids, Inc.	13-3755714	DYCD	($5,000.00)	To support the Island Kids Summer Camp which serves children aged 4-10. Activities include swimming, sports, art, science, theater and music.	
Youth	Kallos	Island Kids, Inc.	13-3755714	DYCD	$5,000.00	To support the Island Kids Summer Camp with costs of programming and insurance.	
Youth	Levine	No Longer Empty, Inc.	27-3160427	DYCD	($5,000.00)	To support No Longer Empty's After-School Beyond program, a 45-week program serving 30 youth that consists of weekly after-school art workshops.	
Youth	Levine	No Longer Empty, Inc.	27-3160427	DYCD	$5,000.00	To support No Longer Empty's programming and events for children and families in conjunction with a participatory Artist Residency Program at the Sugar Hill Children's Museum of Art & Storytelling.	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 28: Purpose of Funds Changes - Fiscal 2016 (Continued)

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds	*
Youth	Miller	Calvary Baptist Church	11-2480945	DYCD	($5,000.00)	Funds will be used to support the work of our Youth and Collegiate Program. We will purchase new computer equipment, projector and screen, TV, room furnishings, and workshop materials and supplies for students.	
Youth	Miller	Calvary Baptist Church	11-2480945	DYCD	$5,000.00	Funds will support the Youth Collegiate Program for 20 rising junior and senior high school students to assit them and their parentsa with the college admissions process through finacial aid, SAT, college writing and career workshops, one on one mentoring and college visits. Funds will support the peuirchase of new computer equipment, projector and screen, TV room furnishings and to purchase workshop materials and supplies for students	
Local	Greenfield	Flatbush Shomrim Safety Patrol, Inc.	20-3244567	DYCD	($5,000.00)	Funds will be used for teens-at-risk outreach, elderly assistance, biased crime, anti-terrorism awareness, medical awareness programs, and 24X7 patrol with radio dispatch to assist all emergencies for elderly people. The organization assists in cases of emergencies, natural disasters, Alzheimer's patients search and rescue, etc.	
Local	Greenfield	Flatbush Shomrim Safety Patrol, Inc.	20-3244567	DYCD	$5,000.00	Change purpose of funds to Funding to support Teens-at-risk outreach, elderly assistance, biased crime, anti-terrorism awareness, medical awareness programs, 24X6 patrol with radio dispatch to assist all emergencies for elderly people. Assist in case of emergencies, natural disasters, Alzheimer's patients search and rescue, etc.	
Local	Speaker	St. John's Bread and Life Program	11-3174514	DYCD	($25,000.00)	Funds will be used to provide over 720,000 emergency meals. It will assist in providing services to low income New Yorkers. They will assist clients in obtaining 1,800,000 in public benefits and 3.600,000 in freely prepared EITC Tax returns. It will provide on-site case management, psychiatric, legal, and medical and immigration services to over 20,000.	
Local	Speaker	St. John's Bread and Life Program	11-3174514	DYCD	$25,000.00	Funds will be used to provide emergency meals in their soup kitchen.	
Youth	Dickens	Children's Village, Inc.	13-1739945	DYCD	($5,000.00)	Funds support activities include education support, mentoring, a literacy club, sports programs, and a summer camp. The requested funds will be used to pay for a portion of the youth Counselor in Training (CIT) stipends and transportation for the summer camp	
Youth	Dickens	Children's Village, Inc.	13-1739945	DYCD	$5,000.00	Funds support activities include education support, mentoring, a literacy club, sports programs, and a summer camp. The requested funds will be used to pay for a portion of the youth Counselor in Training (CIT) stipends	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 29: Purpose of Funds Changes - Fiscal 2015

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds	*
Local	Borelli	New York City Verrazano 10-13 Association, Inc.	13-4151778	DFTA	($3,500.00)	Funding will provide Firearm education (children are taught that guns are not toys, Police are friends and what to do if a gun is found) in the 51st Council District.	
Local	Borelli	New York City Verrazano 10-13 Association, Inc.	13-4151778	DFTA	$3,500.00	Funds will be used for their nourishment program, transportation, food, equipment and operating cost.	
Local	Lancman	St. John's Bread and Life Program	11-3174514	DYCD	($3,500.00)	Emergency medical care and transport of sick and injured patients.	
Local	Lancman	St. John's Bread and Life Program	11-3174514	DYCD	$3,500.00	Funds will be used to provide emergency meals in their soup kitchen.	
Local	Speaker	St. John's Bread and Life Program	11-3174514	DYCD	($25,000.00)	Funds will be used to provide over 720,000 emergency meals. It will assist in providing services to low income New Yorkers. They will assist clients in obtaining 1,800,000 in public benefits and 3,600,000 in freely prepared EITC Tax returns. It will provide on-site case management, psychiatric, legal, and medical and immigration services to over 20,000.	
Local	Speaker	St. John's Bread and Life Program	11-3174514	DYCD	$25,000.00	Funds will be used to provide emergency meals in their soup kitchen.	

* Indicates pending completion of pre-qualification review.
** Requires a budget modification for the changes to take effect

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JULISSA FERRERAS-COPELAND, *Chairperson*; JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 16, 2015.

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

At this point the Speaker (Council Member Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for M-355

Report of the Committee on Finance in favor of approving a Communication from the Office of Management & Budget regarding the transfer of City funds between various agencies in Fiscal Year 2016 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter (MN-2).

The Committee on Finance to which the annexed preconsidered communication was referred on December 16, 2015, and was coupled with the resolution shown below, respectfully

REPORTS:

Introduction. At a meeting of the Committee on Finance of the City Council of the City of New York (the "City Council") on December 16, 2015, the Committee on Finance considered a communication, dated December 11, 2015, from the Office of Management and Budget of the Mayor of the City of New York (the "Mayor"), of a proposed request, attached hereto as Exhibit "1" (the "Modification"), to modify units of appropriation and transfer city funds between various agencies in the amount of $322,268,695 in the Fiscal Year 2016 expense budget as adopted by the Council on June 26, 2015, pursuant to Section 107(b) of the Charter of the City of New York (the "Charter").

Analysis. The Council annually adopts the City's budget covering expenditures other than for capital projects (the "expense budget") pursuant to Section 254 of the Charter. On June 26, 2015, the Council adopted the expense budget for Fiscal Year 2016 (the "Fiscal 2016 Expense Budget"). This Modification reallocates appropriations that were reflected in the Fiscal 2016 Expense Budget to fund City Council initiatives, as well as other discretionary programs.

The net effect of the Modification is zero. For more detail on the funding transfer between agencies, see Appendix A of the report attached hereto as Exhibit "1".

Procedure. If the Mayor wishes to transfer part or all of any unit of appropriation to another unit of appropriation from one agency to another; or when a transfer from

one unit of appropriation to the another, and such transfer results in any unit of appropriation being increased or decreased by the greater of five percent or $50,000, section 107(b) of the Charter requires that the Mayor must first notify the Council of the proposed action. Within 30 days after the first stated meeting of the Council following receipt of such notice, the Council may disapprove such proposed action. If the Council fails to approve or disapprove such proposed action within such 30-day period, the proposed action becomes effective and the Mayor has the authority to make such transfer.

Description of Above-captioned Resolution. In the above-captioned resolution, the Council would approve the Modification pursuant to Section 107(b) of the Charter. Such resolution would take effect as of the date of adoption.

(The following is the text of a Fiscal Impact Memo to the Finance Committee from the Finance Division of the New York City Council:)

TO: Honorable Melissa Mark-Viverito
Speaker
Honorable Julissa Ferreras-Copeland
Chair, Finance Committee

FROM: Latonia McKinney, Director, Finance Division
Tanisha Edwards, Chief Counsel, Finance Division
Nathan Toth, Deputy Director, Finance Division
Regina Poreda Ryan, Deputy Director, Finance Division
Paul Scimone, Deputy Director, Finance Division
Rebecca Chasan, Assistant Counsel, Finance Division

DATE: December 16, 2015

SUBJECT: A budget modification (MN-2) for Fiscal Year 2016 to implement changes in the City's expense budget.

INITIATION: By letter dated December 11, 2015, the Director of the Office of Management and Budget submitted to the Council, pursuant to section 107(b) of the New York City Charter, a request for approval to modify units of appropriation and transfer funds between various agencies in the amount of $322,268,695 to implement changes in the City's expense budget.

BACKGROUND: MN-2 reallocates appropriations that were reflected in the FY 2016 Adopted Budget to implement expense budget changes which were

reflected in the FY 2016 November Financial Plan and to fund City Council local initiatives, as well as other discretionary programs.

FISCAL IMPACT: MN-2 represents the reallocation of appropriations. The net effect of this modification is zero.

Accordingly, this Committee recommends its adoption.

In connection herewith, Council Member Ferreras-Copeland offered the following resolution:

Res. No. 941

RESOLUTION APPROVING THE MODIFICATION (MN-2) OF UNITS OF APPROPRIATION AND THE TRANSFER OF CITY FUNDS BETWEEN AGENCIES PROPOSED BY THE MAYOR PURSUANT TO SECTION 107(b) OF THE NEW YORK CITY CHARTER.

By Council Member Ferreras-Copeland.

WHEREAS, At a meeting of the Committee on Finance of the City Council of the City of New York (the "City Council") on December 16, 2015, the Committee on Finance considered a communication, dated December 11, 2015, from the Office of Management and Budget of the Mayor of the City of New York (the "Mayor"), of a proposed request, attached hereto as Exhibit "1" (the "Modification"), to modify units of appropriation and transfer city funds between various agencies in the amount of $322,268,695 in the Fiscal Year 2016 expense budget as adopted by the Council on June 26, 2015, pursuant to Section 107(b) of the Charter of the City of New York (the "Charter"); and

WHEREAS, pursuant to Section 107(b) of the Charter, the City Council has thirty (30) days after the first stated meeting of the City Council following such receipt within which to act upon the Modification;

NOW, THEREFORE, The Council of The City of New York hereby resolves as follows:

Approval of Modification. The City Council hereby approves, pursuant to Section 107(b) of the Charter, the actions proposed by the Mayor as set forth in the Modification.

Effective Date. This resolution shall take effect as of the date hereof.

ATTACHMENT:

EXHIBIT "1"

The City of New York
Office of Management and Budget
255 Greenwich Street - New York New York 10007 - 2146
(212) 788 5900

Dean Fuleihan
Director

December 11, 2015

TO THE CITY COUNCIL

Dear Council Members:

In accordance with Section 107(b) of the New York City Charter, I request your approval to transfer City funds between various agencies in fiscal year 2016 to implement changes in the City's expense budget.

This modification (MN-2) will implement expense budget changes which were reflected in the City's November Financial Plan. In addition, as requested by the City Council, this modification reallocates appropriations that were included in the FY 2016 Adopted Budget to fund City Council local initiatives as well as other discretionary programs.

Appendix A details State, Federal and other funds impacted by these changes.

Your approval of modification MN-2 is respectfully requested.

Sincerely,

Dean Fuleihan

Fiscal Year 2016 Budget Modification

- MN 2 -

FROM

002	MAYORALTY	
	020 OFFICE OF THE MAYOR-PS	-100,000
	380 OFFICE OF OPERATIONS-PS	-274,121
013	BOROUGH PRESIDENT - QUEENS	
	002 OTHER THAN PERSONAL SERVICES	-900,000
017	DEPARTMENT OF EMERGENCY MANAGEMENT	
	001 PERSONAL SERVICES	-11,295
040	DEPARTMENT OF EDUCATION	
	402 GE INSTR & SCH LEADERSHIP - OTPS	-579,340
	454 CENTRAL ADMINISTRATION - OTPS	-52,977
042	CITY UNIVERSITY OF NEW YORK	
	002 COMMUNITY COLLEGE PS	-3,959,614
068	ADMIN FOR CHILDREN'S SERVICES	
	008 JUVENILE JUSTICE - OTPS	-52,977
069	DEPARTMENT OF SOCIAL SERVICES	
	101 ADMINISTRATION-OTPS	-224,161
	103 PUBLIC ASSISTANCE - OTPS	-85,026
098	MISCELLANEOUS	
	001 RESERVE FOR COLLECTIVE BARGAINING	-92,948,862
	002 GENERAL RESERVE	-152,824,794
099	DEBT SERVICE	
	002 TEMPORARY DEBT W/I CONST LIMIT	-63,912,085
103	CITY CLERK	
	001 PERSONAL SERVICES	-19,288
125	DEPARTMENT FOR THE AGING	
	003 COMMUNITY PROGRAMS - OTPS	-56,786
126	DEPARTMENT OF CULTURAL AFFAIRS	
	003 CULTURAL PROGRAMS	-111,500

FROM

126	DEPARTMENT OF CULTURAL AFFAIRS	
	006 AMER MUSEUM NATURAL HISTORY	-56,663
260	DEPARTMENT OF YOUTH & COMMUNITY DEV	
	005 COMMUNITY DEVELOPMENT OTPS	-237,619
313	OFFICE OF COLLECTIVE BARGAINING	
	002 OTHER THAN PERSONAL SERVICES	-70,000
801	DEPARTMENT OF SMALL BUSINESS SERVICES	
	002 DEPT. OF BUSINESS O.T.P.S.	-68,136
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE	
	113 FAMILY & CHILD HLTH AND HLTH EQUITY-OTPS	-1,107,986
	114 ENVIRONMENTAL HEALTH - OTPS	-500,000
826	DEPARTMENT OF ENVIRONMENTAL PROTECT.	
	005 ENVIRONMENTAL MANAGEMENT -OTPS	-21,191
836	DEPARTMENT OF FINANCE	
	001 ADMINISTRATION & PLANNING	-230,105
	002 OPERATIONS	-868,306
	003 PROPERTY	-535,683
	004 AUDIT	-949,956
	007 PARKING VIOLATIONS BUREAU	-35,823
	009 CITY SHERIFF	-604,634
856	DEPARTMENT OF CITYWIDE ADMIN SERVICE	
	200 DIV OF ADMINISTRATION AND SECURITY - PS	-68,904
	400 OFFICE OF CITYWIDE PURCHASING	-226,300
	700 ENERGY MANAGEMENT	-370,161
866	DEPARTMENT OF CONSUMER AFFAIRS	
	004 ADJUDICATION	-204,402
		-322,268,695

TO

002	MAYORALTY	
	021 OFFICE OF THE MAYOR-OTPS	400,000
	061 OFF OF LABOR RELATIONS-PS	108,374
	381 OFFICE OF OPERATIONS-OTPS	28,682
	560 SPECIAL ENFORCEMENT-PS	610,000
004	CAMPAIGN FINANCE BOARD	
	001 PERSONAL SERVICES	176,954
011	BOROUGH PRESIDENT BRONX	
	001 PERSONAL SERVICES	5,265
012	BOROUGH PRESIDENT - BROOKLYN	
	001 PERSONAL SERVICES	47,703
	002 OTHER THAN PERSONAL SERVICES	3,297
013	BOROUGH PRESIDENT - QUEENS	
	001 PERSONAL SERVICES	910,383
014	BOROUGH PRESIDENT STATEN ISLAND	
	001 PERSONAL SERVICES	4,306
015	OFFICE OF THE COMPTROLLER	
	001 EXECUTIVE MANAGEMENT-PS	4,287
	002 FIRST DEPUTY COMPT-PS	148,554
	003 SECOND DEPUTY COMPT-PS	37,555
	004 THIRD DEPUTY COMPT-PS	23,980
017	DEPARTMENT OF EMERGENCY MANAGEMENT	
	002 OTHER THAN PERSONAL SERVICES	8,004,000
021	OFFICE OF ADMINISTRATIVE TAX APPEALS	
	001 PERSONAL SERVICES	5,080
025	LAW DEPARTMENT	
	001 PERSONAL SERVICES	111,633
030	DEPARTMENT OF CITY PLANNING	
	001 PERSONAL SERVICES	19,968
	002 OTHER THAN PERSONAL SERVICES	900,000

		TO
032	DEPARTMENT OF INVESTIGATION	
	001 PERSONAL SERVICES	1,396,356
	002 OTHER THAN PERSONAL SERVICES	95,000
037	NEW YORK PUBLIC LIBRARY	
	006 SYSTEMWIDE SERVICES	30,000
038	BROOKLYN PUBLIC LIBRARY	
	001 LUMP SUM	100,235
039	QUEENS BOROUGH PUBLIC LIBRARY	
	001 LUMP SUM	50,000
040	DEPARTMENT OF EDUCATION	
	401 GE INSTR & SCH LEADERSHIP - PS	43,578
	415 SCHOOL SUPPORT ORGANIZATION	4,890
	424 SE INSTRUCTIONAL SUPPORT - OTPS	999,509
	435 SCHOOL FACILITIES - PS	1,306,322
	436 SCHOOL FACILITIES - OTPS	25,659
	453 CENTRAL ADMINISTRATION - PS	42,950
	461 FRINGE BENEFITS - PS	100,078
042	CITY UNIVERSITY OF NEW YORK	
	001 COMMUNITY COLLEGE-OTPS	21,524,340
056	POLICE DEPARTMENT	
	001 OPERATIONS	1,464,646
	002 EXECUTIVE MANAGEMENT	294,957
	003 SCHOOL SAFETY- P.S.	10,504
	004 ADMINISTRATION-PERSONNEL	990,339
	006 CRIMINAL JUSTICE	14,880
	007 TRAFFIC ENFORCEMENT	24,799
057	FIRE DEPARTMENT	
	001 EXECUTIVE ADMINISTRATIVE	1,825,193
	002 FIRE EXTING AND EMERG RESP	137,504
	004 FIRE PREVENTION	56,487

TO

057	FIRE DEPARTMENT	
	005 EXECUTIVE ADMIN-OTPS	4,704,789
	009 EMERGENCY MEDICAL SERVICES-PS	8,824
068	ADMIN FOR CHILDREN'S SERVICES	
	001 PERSONAL SERVICES	94,104
	003 HEADSTART and DAYCARE-PS	81,701
	004 HEADSTART/DAYCARE-OTPS	261,984
	005 ADMINISTRATIVE-PS	532,113
	007 JUVENILE JUSTICE - PS	56,813
069	DEPARTMENT OF SOCIAL SERVICES	
	105 ADULT SERVICES - OTPS	24,792
	201 ADMINISTRATION	1,002,738
	203 PUBLIC ASSISTANCE	586,437
	205 ADULT SERVICES	255,035
071	DEPARTMENT OF HOMELESS SERVICES	
	100 DEPT OF HOMELESS SERVICES-PS	1,325,400
	200 DEPT OF HOMELESS SERVICES-OTPS	88,331,970
072	DEPARTMENT OF CORRECTION	
	001 ADMINISTRATION	389,036
	002 OPERATIONS	15,521,898
	003 OPERATIONS - OTPS	7,700,000
	004 ADMINISTRATION - OTPS	1,601,971
098	MISCELLANEOUS	
	002 OTHER THAN PERSONAL SERVICES	20,718,681
099	DEBT SERVICE	
	001 FUNDED DEBT-W/O CONST LIMIT	15,858,045
	003 LEASE PURCH & CITY GUAR DEBT	7,950,658
	006 NYC Transitional Finance Authority	8,453,616
103	CITY CLERK	
	002 OTHER THAN PERSONAL SERVICES	19,288

TO

125	DEPARTMENT FOR THE AGING	
	001 EXECUTIVE & ADMIN MGMT - PS	207,218
126	DEPARTMENT OF CULTURAL AFFAIRS	
	001 OFFICE OF COMMISSIONER-PS	234,000
	002 OFFICE OF COMMISSIONER - OTPS	72,480
127	FINANCIAL INFORMATION SERVICE AGENCY	
	001 PERSONAL SERVICES	82,651
131	OFFICE OF PAYROLL ADMINISTRATION	
	100 PERSONAL SERVICE	160,735
132	INDEPENDENT BUDGET OFFICE	
	001 PERSONAL SERVICE	375
136	LANDMARKS PRESERVATION COMM.	
	001 PERSONAL SERVICES	10,979
156	NYC TAXI AND LIMOUSINE COMM	
	001 PERSONAL SERVICE	56,844
	002 OTHER THAN PERSONAL SERVICE	26,687
226	COMMISSION ON HUMAN RIGHTS	
	001 PERSONAL SERVICES	6,478
260	DEPARTMENT OF YOUTH & COMMUNITY DEV	
	002 EXECUTIVE AND ADMINISTRATIVE MGMT PS	84,709
	311 PROGRAM SERVICES - PS	250,522
	312 OTHER THAN PERSONAL SERVICES	3,043,767
312	CONFLICTS OF INTEREST BOARD	
	001 PERSONAL SERVICES	12,531
313	OFFICE OF COLLECTIVE BARGAINING	
	001 PERSONAL SERVICES	74,287
781	DEPARTMENT OF PROBATION	
	001 EXECUTIVE MANAGEMENT	69,987
	002 PROBATION SERVICES	48,835

TO

801	DEPARTMENT OF SMALL BUSINESS SERVICES	
001	DEPT. OF BUSINESS P.S.	17,865
004	CONTRACT COMP & BUS. OPP - PS	9,328
010	WORKFORCE INVESTMENT ACT - PS	11,748
806	HOUSING PRESERVATION AND DEVELOPMENT	
001	OFFICE OF ADMINISTRATION	177,927
002	OFFICE OF DEVELOPMENT	82,775
004	OFFICE OF HOUSING PRESERVATION	52,376
006	HOUSING MAINTENANCE AND SALES	10,647
008	OFFICE OF ADMINISTRATION OTPS	1,829
810	DEPARTMENT OF BUILDINGS	
001	PERSONAL SERVICES	220,653
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE	
101	HEALTH ADMINISTRATION - PS	254,459
102	DISEASE CONTROL - PS	333,119
103	FAMILY & CHILD HLTH AND HLTH EQUITY - PS	152,608
104	ENVIRONMENTAL HEALTH - PS	118,386
105	EARLY INTERVENTION - PS	395,993
106	OFFICE OF CHIEF MEDICAL EXAMINER - PS	83,678
107	PREVENTION & PRIMARY CARE - PS	85,877
108	MENTAL HYGIENE MANAGEMENT SERVICES - PS	209,303
109	EPIDEMIOLOGY - PS	50,018
119	EPIDEMIOLOGY - OTPS	500
819	HEALTH AND HOSPITALS CORP	
001	LUMP SUM	47,909,491
820	OFFICE OF ADMIN TRIALS & HEARINGS	
001	OFF OF ADM. TRIALS & HEARINGS	194,393
826	DEPARTMENT OF ENVIRONMENTAL PROTECT.	
001	EXECUTIVE AND SUPPORT	348,362
002	ENVIRONMENTAL MANAGEMENT	46,090

		TO
826	DEPARTMENT OF ENVIRONMENTAL PROTECT.	
	003 WATER SUP. & WASTEWATER COLL	391,556
	007 CENTRAL UTILITY	299,952
	008 WASTEWATER TREATMENT	290,945
827	DEPARTMENT OF SANITATION	
	101 EXECUTIVE ADMINISTRATIVE	182,220
	102 CLEANING & COLLECTION	140,818
	103 WASTE DISPOSAL	64,524
	104 BUILDING MANAGEMENT	293,070
	105 BUREAU OF MOTOR EQUIP	3,734,846
	109 CLEANING & COLLECTION-OTPS	1,487,107
829	BUSINESS INTEGRITY COMMISSION	
	001 PERSONAL SERVICES	5,619
836	DEPARTMENT OF FINANCE	
	005 LEGAL	12,074
	011 ADMINISTRATION-OTPS	4,000,000
	022 OPERATIONS-OTPS	3,200,000
	099 CITY SHERIFF-OTPS	1,800,946
841	DEPARTMENT OF TRANSPORTATION	
	001 EXEC ADM & PLANN MGT.	483,002
	002 HIGHWAY OPERATIONS	723,363
	003 TRANSIT OPERATIONS	903,558
	004 TRAFFIC OPERATIONS	318,079
	006 BUREAU OF BRIDGES	2,535,344
	011 OTPS-EXEC AND ADMINISTRATION	1,038,000
	012 OTPS-HIGHWAY OPERATIONS	390,000
846	DEPARTMENT OF PARKS AND RECREATION	
	001 EXEC MGMT & ADMIN	153,971
	002 MAINTENANCE & OPERATIONS	1,026,149
	004 RECREATION SERVICES	33,909

TO

846	DEPARTMENT OF PARKS AND RECREATION	
006	MAINT & OPERATIONS - OTPS	3,497,000
856	DEPARTMENT OF CITYWIDE ADMIN SERVICE	
001	HUMAN CAPITAL	937,901
005	BD OF STANDARD & APPEALS PS	156,500
100	EXECUTIVE AND OPERATIONS SUPPORT	566,153
190	EXECUTIVE AND OPERATIONS SUPPORT - OTPS	131,033
300	ASSET MANAGEMENT-PUBLIC FACILITIES	168,722
390	ASSET MANAGEMENT-PUBLIC FACILITIES-OTPS	2,509,530
600	EXTERNAL PUBLICATIONS AND RETAIL	6,423
800	CITYWIDE FLEET SERVICES	180,045
890	CITYWIDE FLEET SERVICES - OTPS	760,000
858	DEPARTMENT OF INFO TECH & TELECOMM	
001	PERSONAL SERVICES	364,258
002	OTHER THAN PERSONAL SERVICES	13,542,865
860	DEPARTMENT OF RECORDS & INFORMATION SVS	
100	PERSONAL SERVICES	13,775
200	OTHER THAN PERSONAL SERVICES	431,187
866	DEPARTMENT OF CONSUMER AFFAIRS	
001	ADMINISTRATION	21,431
002	LICENSING/ENFORCEMENT	186,063
003	OTHER THAN PERSONAL SERVICE	108,705
901	DISTRICT ATTORNEY NEW YORK COUNTY	
001	PERSONAL SERVICES	1,153,994
902	DISTRICT ATTORNEY BRONX COUNTY	
001	PERSONAL SERVICES	16,291
903	DISTRICT ATTORNEY KINGS COUNTY	
001	PERSONAL SERVICES	259,692
904	DISTRICT ATTORNEY QUEENS COUNTY	
001	PERSONAL SERVICES	849,862

TO

905	DISTRICT ATTORNEY RICHMOND COUNTY	
001	PERSONAL SERVICES	119,563
		322,268,695

TO

0

APPENDIX A
Summary of Changes By Agency
FROM

			Total	*Intra/City*	*City*	*Categ.*	*Capital*	*State*	*CD*	*Federal Other*
002	MAYORALTY									
	020	OFFICE OF THE MAYOR-PS	-100,000	0	-100,000	0	0	0	0	0
	380	OFFICE OF OPERATIONS-PS	-274,121	0	-274,121	0	0	0	0	0
013	BOROUGH PRESIDENT - QUEENS									
	002	OTHER THAN PERSONAL SERVICES	-900,000	0	-900,000	0	0	0	0	0
017	DEPARTMENT OF EMERGENCY MANAGEMENT									
	001	PERSONAL SERVICES	-11,295	0	-11,295	0	0	0	0	0
040	DEPARTMENT OF EDUCATION									
	402	GE INSTR & SCH LEADERSHIP - OTPS	-579,340	0	-579,340	0	0	0	0	0
	454	CENTRAL ADMINISTRATION - OTPS	-52,977	0	-52,977	0	0	0	0	0
042	CITY UNIVERSITY OF NEW YORK									
	002	COMMUNITY COLLEGE PS	-3,959,614	0	-3,959,614	0	0	0	0	0
068	ADMIN FOR CHILDREN'S SERVICES									
	008	JUVENILE JUSTICE - OTPS	-52,977	0	-52,977	0	0	0	0	0
069	DEPARTMENT OF SOCIAL SERVICES									
	101	ADMINISTRATION-OTPS	-224,161	0	-224,161	0	0	0	0	0
	103	PUBLIC ASSISTANCE - OTPS	-85,026	0	-85,026	0	0	0	0	0
098	MISCELLANEOUS									
	001	RESERVE FOR COLLECTIVE BARGAINING	-92,948,862	0	-92,948,862	0	0	0	0	0
	002	GENERAL RESERVE	-152,824,794	0	-152,824,794	0	0	0	0	0
099	DEBT SERVICE									
	002	TEMPORARY DEBT W/I CONST LIMIT	-63,912,085	0	-63,912,085	0	0	0	0	0
103	CITY CLERK									
	001	PERSONAL SERVICES	-19,288	0	-19,288	0	0	0	0	0
125	DEPARTMENT FOR THE AGING									
	003	COMMUNITY PROGRAMS - OTPS	-56,786	0	-56,786	0	0	0	0	0

			FROM						
		Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
126	DEPARTMENT OF CULTURAL AFFAIRS								
003	CULTURAL PROGRAMS	-111,500	0	-111,500	0	0	0	0	0
006	AMER MUSEUM NATURAL HISTORY	-56,663	0	-56,663	0	0	0	0	0
260	DEPARTMENT OF YOUTH & COMMUNITY DEV								
005	COMMUNITY DEVELOPMENT OTPS	-237,619	0	-237,619	0	0	0	0	0
313	OFFICE OF COLLECTIVE BARGAINING								
002	OTHER THAN PERSONAL SERVICES	-70,000	0	-70,000	0	0	0	0	0
801	DEPARTMENT OF SMALL BUSINESS SERVICES								
002	DEPT. OF BUSINESS O.T.P.S.	-68,136	0	-68,136	0	0	0	0	0
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE								
113	FAMILY & CHILD HLTH AND HLTH EQUITY-	-1,107,986	0	-1,107,986	0	0	0	0	0
114	ENVIRONMENTAL HEALTH - OTPS	-500,000	0	-500,000	0	0	0	0	0
826	DEPARTMENT OF ENVIRONMENTAL PROTECT.								
005	ENVIRONMENTAL MANAGEMENT -OTPS	-21,191	0	-21,191	0	0	0	0	0
836	DEPARTMENT OF FINANCE								
001	ADMINISTRATION & PLANNING	-230,105	0	-230,105	0	0	0	0	0
002	OPERATIONS	-868,306	0	-868,306	0	0	0	0	0
003	PROPERTY	-535,683	0	-535,683	0	0	0	0	0
004	AUDIT	-949,956	0	-949,956	0	0	0	0	0
007	PARKING VIOLATIONS BUREAU	-35,823	0	-35,823	0	0	0	0	0
009	CITY SHERIFF	-604,634	0	-604,634	0	0	0	0	0
856	DEPARTMENT OF CITYWIDE ADMIN SERVICE								
200	DIV OF ADMINISTRATION AND SECURITY -	114,358	183,262	-68,904	0	0	0	0	0
400	OFFICE OF CITYWIDE PURCHASING	-226,300	0	-226,300	0	0	0	0	0
700	ENERGY MANAGEMENT	-365,413	0	-370,161	4,748	0	0	0	0
866	DEPARTMENT OF CONSUMER AFFAIRS								
004	ADJUDICATION	-204,402	0	-204,402	0	0	0	0	0
		-322,080,685	183,262	-322,268,695	4,748	0	0	0	0

			TO						
		Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
002	MAYORALTY								
021	OFFICE OF THE MAYOR-OTPS	400,000	0	400,000	0	0	0	0	0
061	OFF OF LABOR RELATIONS-PS	114,482	0	108,374	6,108	0	0	0	0
381	OFFICE OF OPERATIONS-OTPS	28,682	0	28,682	0	0	0	0	0
560	SPECIAL ENFORCEMENT-PS	610,000	0	610,000	0	0	0	0	0
004	CAMPAIGN FINANCE BOARD								
001	PERSONAL SERVICES	176,954	0	176,954	0	0	0	0	0
011	BOROUGH PRESIDENT BRONX								
001	PERSONAL SERVICES	5,265	0	5,265	0	0	0	0	0
012	BOROUGH PRESIDENT - BROOKLYN								
001	PERSONAL SERVICES	47,703	0	47,703	0	0	0	0	0
002	OTHER THAN PERSONAL SERVICES	3,297	0	3,297	0	0	0	0	0
013	BOROUGH PRESIDENT - QUEENS								
001	PERSONAL SERVICES	910,383	0	910,383	0	0	0	0	0
014	BOROUGH PRESIDENT STATEN ISLAND								
001	PERSONAL SERVICES	4,306	0	4,306	0	0	0	0	0
015	OFFICE OF THE COMPTROLLER								
001	EXECUTIVE MANAGEMENT-PS	4,287	0	4,287	0	0	0	0	0
002	FIRST DEPUTY COMPT-PS	162,791	0	148,554	0	14,237	0	0	0
003	SECOND DEPUTY COMPT-PS	43,002	0	37,555	0	5,447	0	0	0
004	THIRD DEPUTY COMPT-PS	38,497	0	23,980	14,517	0	0	0	0
017	DEPARTMENT OF EMERGENCY MANAGEMENT								
002	OTHER THAN PERSONAL SERVICES	8,004,000	0	8,004,000	0	0	0	0	0
021	OFFICE OF ADMINISTRATIVE TAX APPEALS								
001	PERSONAL SERVICES	5,080	0	5,080	0	0	0	0	0
025	LAW DEPARTMENT								
001	PERSONAL SERVICES	111,633	0	111,633	0	0	0	0	0

			TO						
			Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
030	DEPARTMENT OF CITY PLANNING									
	001	PERSONAL SERVICES	35,210	0	19,968	0	0	0	10,491	4,751
	002	OTHER THAN PERSONAL SERVICES	900,000	0	900,000	0	0	0	0	0
	003	GEOGRAPHIC SYSTEMS	4,785	0	0	0	0	0	4,785	0
032	DEPARTMENT OF INVESTIGATION									
	001	PERSONAL SERVICES	1,396,356	0	1,396,356	0	0	0	0	0
	002	OTHER THAN PERSONAL SERVICES	95,000	0	95,000	0	0	0	0	0
037	NEW YORK PUBLIC LIBRARY									
	006	SYSTEMWIDE SERVICES	30,000	0	30,000	0	0	0	0	0
038	BROOKLYN PUBLIC LIBRARY									
	001	LUMP SUM	100,235	0	100,235	0	0	0	0	0
039	QUEENS BOROUGH PUBLIC LIBRARY									
	001	LUMP SUM	50,000	0	50,000	0	0	0	0	0
040	DEPARTMENT OF EDUCATION									
	401	GE INSTR & SCH LEADERSHIP - PS	43,578	0	43,578	0	0	0	0	0
	415	SCHOOL SUPPORT ORGANIZATION	4,890	0	4,890	0	0	0	0	0
	424	SE INSTRUCTIONAL SUPPORT - OTPS	999,509	0	999,509	0	0	0	0	0
	435	SCHOOL FACILITIES - PS	1,306,322	0	1,306,322	0	0	0	0	0
	436	SCHOOL FACILITIES - OTPS	25,659	0	25,659	0	0	0	0	0
	453	CENTRAL ADMINISTRATION - PS	42,950	0	42,950	0	0	0	0	0
	461	FRINGE BENEFITS - PS	100,078	0	100,078	0	0	0	0	0
042	CITY UNIVERSITY OF NEW YORK									
	001	COMMUNITY COLLEGE-OTPS	21,524,340	0	21,524,340	0	0	0	0	0
056	POLICE DEPARTMENT									
	001	OPERATIONS	1,464,646	0	1,464,646	0	0	0	0	0
	002	EXECUTIVE MANAGEMENT	294,957	0	294,957	0	0	0	0	0
	003	SCHOOL SAFETY- P.S.	10,504	0	10,504	0	0	0	0	0
	004	ADMINISTRATION-PERSONNEL	990,339	0	990,339	0	0	0	0	0

			TO						
			Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
056	POLICE DEPARTMENT									
	006	CRIMINAL JUSTICE	14,880	0	14,880	0	0	0	0	0
	007	TRAFFIC ENFORCEMENT	24,799	0	24,799	0	0	0	0	0
057	FIRE DEPARTMENT									
	001	EXECUTIVE ADMINISTRATIVE	1,825,193	0	1,825,193	0	0	0	0	0
	002	FIRE EXTING AND EMERG RESP	137,504	0	137,504	0	0	0	0	0
	004	FIRE PREVENTION	56,487	0	56,487	0	0	0	0	0
	005	EXECUTIVE ADMIN-OTPS	4,704,789	0	4,704,789	0	0	0	0	0
	009	EMERGENCY MEDICAL SERVICES-PS	8,824	0	8,824	0	0	0	0	0
068	ADMIN FOR CHILDREN'S SERVICES									
	001	PERSONAL SERVICES	226,303	0	94,104	0	0	94,406	0	37,793
	003	HEADSTART and DAYCARE-PS	201,731	0	81,701	0	0	85,716	0	34,314
	004	HEADSTART/DAYCARE-OTPS	261,984	0	261,984	0	0	0	0	0
	005	ADMINISTRATIVE-PS	1,313,827	0	532,113	0	0	558,162	0	223,552
	007	JUVENILE JUSTICE - PS	76,975	0	56,813	0	0	14,398	0	5,764
069	DEPARTMENT OF SOCIAL SERVICES									
	105	ADULT SERVICES - OTPS	24,792	0	24,792	0	0	0	0	0
	201	ADMINISTRATION	2,205,565	0	1,002,738	0	0	380,632	0	822,195
	203	PUBLIC ASSISTANCE	867,944	0	586,437	0	0	61,830	0	219,677
	204	MEDICAL ASSISTANCE	280,788	0	0	0	0	140,394	0	140,394
	205	ADULT SERVICES	343,393	0	255,035	0	0	42,657	0	45,701
071	DEPARTMENT OF HOMELESS SERVICES									
	100	DEPT OF HOMELESS SERVICES-PS	1,345,037	0	1,325,400	0	0	2,691	0	16,946
	200	DEPT OF HOMELESS SERVICES-OTPS	137,493,677	0	88,331,970	0	0	8,680,428	0	40,481,279
072	DEPARTMENT OF CORRECTION									
	001	ADMINISTRATION	389,036	0	389,036	0	0	0	0	0
	002	OPERATIONS	15,521,898	0	15,521,898	0	0	0	0	0
	003	OPERATIONS - OTPS	7,700,000	0	7,700,000	0	0	0	0	0

			TO						
		Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
072	DEPARTMENT OF CORRECTION								
004	ADMINISTRATION - OTPS	1,601,971	0	1,601,971	0	0	0	0	0
095	PENSION CONTRIBUTIONS								
001	CITY ACTUARIAL PENSIONS	0	0	0	0	0	0	0	0
098	MISCELLANEOUS								
002	OTHER THAN PERSONAL SERVICES	20,718,681	0	20,718,681	0	0	0	0	0
099	DEBT SERVICE								
001	FUNDED DEBT-W/O CONST LIMIT	-5,547,292	0	15,858,045	-21,846,000	0	0	0	440,663
003	LEASE PURCH & CITY GUAR DEBT	7,950,658	0	7,950,658	0	0	0	0	0
006	NYC Transitional Finance Authority	9,080,758	0	8,453,616	0	0	0	0	627,142
103	CITY CLERK								
002	OTHER THAN PERSONAL SERVICES	19,288	0	19,288	0	0	0	0	0
125	DEPARTMENT FOR THE AGING								
001	EXECUTIVE & ADMIN MGMT - PS	207,218	0	207,218	0	0	0	0	0
126	DEPARTMENT OF CULTURAL AFFAIRS								
001	OFFICE OF COMMISSIONER-PS	234,000	0	234,000	0	0	0	0	0
002	OFFICE OF COMMISSIONER - OTPS	72,480	0	72,480	0	0	0	0	0
127	FINANCIAL INFORMATION SERVICE AGENCY								
001	PERSONAL SERVICES	82,651	0	82,651	0	0	0	0	0
131	OFFICE OF PAYROLL ADMINISTRATION								
100	PERSONAL SERVICE	160,735	0	160,735	0	0	0	0	0
132	INDEPENDENT BUDGET OFFICE								
001	PERSONAL SERVICE	375	0	375	0	0	0	0	0
136	LANDMARKS PRESERVATION COMM.								
001	PERSONAL SERVICES	14,907	0	10,979	0	0	0	3,928	0
156	NYC TAXI AND LIMOUSINE COMM								
001	PERSONAL SERVICE	56,844	0	56,844	0	0	0	0	0
002	OTHER THAN PERSONAL SERVICE	26,687	0	26,687	0	0	0	0	0

			TO						
		Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
226	COMMISSION ON HUMAN RIGHTS								
001	PERSONAL SERVICES	6,478	0	6,478	0	0	0	0	0
260	DEPARTMENT OF YOUTH & COMMUNITY DEV								
002	EXECUTIVE AND ADMINISTRATIVE MGMT P	84,709	0	84,709	0	0	0	0	0
311	PROGRAM SERVICES - PS	250,522	0	250,522	0	0	0	0	0
312	OTHER THAN PERSONAL SERVICES	3,043,767	0	3,043,767	0	0	0	0	0
312	CONFLICTS OF INTEREST BOARD								
001	PERSONAL SERVICES	12,531	0	12,531	0	0	0	0	0
313	OFFICE OF COLLECTIVE BARGAINING								
001	PERSONAL SERVICES	74,287	0	74,287	0	0	0	0	0
781	DEPARTMENT OF PROBATION								
001	EXECUTIVE MANAGEMENT	69,987	0	69,987	0	0	0	0	0
002	PROBATION SERVICES	48,835	0	48,835	0	0	0	0	0
801	DEPARTMENT OF SMALL BUSINESS SERVICES								
001	DEPT. OF BUSINESS P.S.	17,865	0	17,865	0	0	0	0	0
004	CONTRACT COMP & BUS. OPP - PS	9,328	0	9,328	0	0	0	0	0
010	WORKFORCE INVESTMENT ACT - PS	11,748	0	11,748	0	0	0	0	0
806	HOUSING PRESERVATION AND DEVELOPMENT								
001	OFFICE OF ADMINISTRATION	177,927	0	177,927	0	0	0	0	0
002	OFFICE OF DEVELOPMENT	82,775	0	82,775	0	0	0	0	0
004	OFFICE OF HOUSING PRESERVATION	52,376	0	52,376	0	0	0	0	0
006	HOUSING MAINTENANCE AND SALES	10,647	0	10,647	0	0	0	0	0
008	OFFICE OF ADMINISTRATION OTPS	1,829	0	1,829	0	0	0	0	0
810	DEPARTMENT OF BUILDINGS								
001	PERSONAL SERVICES	220,653	0	220,653	0	0	0	0	0
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE								
101	HEALTH ADMINISTRATION - PS	254,459	0	254,459	0	0	0	0	0
102	DISEASE CONTROL - PS	333,119	0	333,119	0	0	0	0	0

				TO					
			Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE									
	103	FAMILY & CHILD HLTH AND HLTH EQUITY -	152,608	0	152,608	0	0	0	0	0
	104	ENVIRONMENTAL HEALTH - PS	118,386	0	118,386	0	0	0	0	0
	105	EARLY INTERVENTION - PS	395,993	0	395,993	0	0	0	0	0
	106	OFFICE OF CHIEF MEDICAL EXAMINER - PS	83,678	0	83,678	0	0	0	0	0
	107	PREVENTION & PRIMARY CARE - PS	85,877	0	85,877	0	0	0	0	0
	108	MENTAL HYGIENE MANAGEMENT SERVICE	209,303	0	209,303	0	0	0	0	0
	109	EPIDEMIOLOGY - PS	50,018	0	50,018	0	0	0	0	0
	119	EPIDEMIOLOGY - OTPS	500	0	500	0	0	0	0	0
819	HEALTH AND HOSPITALS CORP									
	001	LUMP SUM	47,909,491	0	47,909,491	0	0	0	0	0
820	OFFICE OF ADMIN TRIALS & HEARINGS									
	001	OFF OF ADM. TRIALS & HEARINGS	194,393	0	194,393	0	0	0	0	0
826	DEPARTMENT OF ENVIRONMENTAL PROTECT.									
	001	EXECUTIVE AND SUPPORT	397,361	0	348,362	0	48,999	0	0	0
	002	ENVIRONMENTAL MANAGEMENT	46,090	0	46,090	0	0	0	0	0
	003	WATER SUP. & WASTEWATER COLL	407,919	0	391,556	0	16,363	0	0	0
	007	CENTRAL UTILITY	389,174	0	299,952	0	89,222	0	0	0
	008	WASTEWATER TREATMENT	301,072	0	290,945	0	10,127	0	0	0
827	DEPARTMENT OF SANITATION									
	101	EXECUTIVE ADMINISTRATIVE	198,557	0	182,220	0	10,779	0	5,558	0
	102	CLEANING & COLLECTION	140,818	0	140,818	0	0	0	0	0
	103	WASTE DISPOSAL	64,524	0	64,524	0	0	0	0	0
	104	BUILDING MANAGEMENT	293,070	0	293,070	0	0	0	0	0
	105	BUREAU OF MOTOR EQUIP	3,806,646	0	3,734,846	0	0	0	71,800	0
	109	CLEANING & COLLECTION-OTPS	1,487,107	0	1,487,107	0	0	0	0	0
829	BUSINESS INTEGRITY COMMISSION									
	001	PERSONAL SERVICES	5,619	0	5,619	0	0	0	0	0

			TO						
			Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
836	DEPARTMENT OF FINANCE									
	005	LEGAL	12,074	0	12,074	0	0	0	0	0
	011	ADMINISTRATION-OTPS	4,000,000	0	4,000,000	0	0	0	0	0
	022	OPERATIONS-OTPS	3,200,000	0	3,200,000	0	0	0	0	0
	099	CITY SHERIFF-OTPS	1,800,946	0	1,800,946	0	0	0	0	0
841	DEPARTMENT OF TRANSPORTATION									
	001	EXEC ADM & PLANN MGT.	510,768	0	483,002	0	27,766	0	0	0
	002	HIGHWAY OPERATIONS	1,370,899	0	723,363	0	647,536	0	0	0
	003	TRANSIT OPERATIONS	909,225	0	903,558	0	5,667	0	0	0
	004	TRAFFIC OPERATIONS	334,193	0	318,079	0	16,114	0	0	0
	006	BUREAU OF BRIDGES	2,601,188	0	2,535,344	0	65,844	0	0	0
	011	OTPS-EXEC AND ADMINISTRATION	1,038,000	0	1,038,000	0	0	0	0	0
	012	OTPS-HIGHWAY OPERATIONS	390,000	0	390,000	0	0	0	0	0
846	DEPARTMENT OF PARKS AND RECREATION									
	001	EXEC MGMT & ADMIN	153,971	0	153,971	0	0	0	0	0
	002	MAINTENANCE & OPERATIONS	1,043,351	5,544	1,026,149	0	0	0	11,658	0
	003	DESIGN & ENGINEERING	73,613	0	0	0	73,613	0	0	0
	004	RECREATION SERVICES	33,909	0	33,909	0	0	0	0	0
	006	MAINT & OPERATIONS - OTPS	3,497,000	0	3,497,000	0	0	0	0	0
850	DEPARTMENT OF DESIGN & CONSTRUCTION									
	001	PERSONAL SERVICES	412,164	0	0	0	399,329	0	4,349	8,486
856	DEPARTMENT OF CITYWIDE ADMIN SERVICE									
	001	HUMAN CAPITAL	961,122	23,221	937,901	0	0	0	0	0
	005	BD OF STANDARD & APPEALS PS	156,500	0	156,500	0	0	0	0	0
	100	EXECUTIVE AND OPERATIONS SUPPORT	569,899	0	566,153	0	3,746	0	0	0
	190	EXECUTIVE AND OPERATIONS SUPPORT - O	131,033	0	131,033	0	0	0	0	0
	290	DIV OF ADMINISTRATION AND SECURITY- O	-183,262	-183,262	0	0	0	0	0	0
	300	ASSET MANAGEMENT-PUBLIC FACILITIES	371,503	37,643	168,722	0	0	165,138	0	0

			TO							
			Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
856	DEPARTMENT OF CITYWIDE ADMIN SERVICE									
	390	ASSET MANAGEMENT-PUBLIC FACILITIES-O	2,509,530	0	2,509,530	0	0	0	0	0
	600	EXTERNAL PUBLICATIONS AND RETAIL	6,423	0	6,423	0	0	0	0	0
	800	CITYWIDE FLEET SERVICES	186,206	6,161	180,045	0	0	0	0	0
	890	CITYWIDE FLEET SERVICES - OTPS	760,000	0	760,000	0	0	0	0	0
858	DEPARTMENT OF INFO TECH & TELECOMM									
	001	PERSONAL SERVICES	369,405	0	364,258	0	5,147	0	0	0
	002	OTHER THAN PERSONAL SERVICES	14,892,865	1,350,000	13,542,865	0	0	0	0	0
860	DEPARTMENT OF RECORDS & INFORMATION SVS									
	100	PERSONAL SERVICES	18,526	0	13,775	0	0	4,751	0	0
	200	OTHER THAN PERSONAL SERVICES	431,187	0	431,187	0	0	0	0	0
866	DEPARTMENT OF CONSUMER AFFAIRS									
	001	ADMINISTRATION	21,431	0	21,431	0	0	0	0	0
	002	LICENSING/ENFORCEMENT	186,063	0	186,063	0	0	0	0	0
	003	OTHER THAN PERSONAL SERVICE	108,705	0	108,705	0	0	0	0	0
901	DISTRICT ATTORNEY NEW YORK COUNTY									
	001	PERSONAL SERVICES	1,153,994	0	1,153,994	0	0	0	0	0
902	DISTRICT ATTORNEY BRONX COUNTY									
	001	PERSONAL SERVICES	16,291	0	16,291	0	0	0	0	0
903	DISTRICT ATTORNEY KINGS COUNTY									
	001	PERSONAL SERVICES	259,692	0	259,692	0	0	0	0	0
904	DISTRICT ATTORNEY QUEENS COUNTY									
	001	PERSONAL SERVICES	849,862	0	849,862	0	0	0	0	0
905	DISTRICT ATTORNEY RICHMOND COUNTY									
	001	PERSONAL SERVICES	119,563	0	119,563	0	0	0	0	0
			356,574,992	1,239,307	322,268,695	-21,825,375	1,439,936	10,231,203	112,569	43,108,657

TO	Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
	34,494,307	1,422,569	0	-21,820,627	1,439,936	10,231,203	112,569	43,108,657

APPENDIX B

APPENDIX B
FROM

002	MAYORALTY		
	020	OFFICE OF THE MAYOR-PS	
		PS to OTPS Swing	-100,000
		Subtotal for OFFICE OF THE MAYOR-PS	-100,000
	380	OFFICE OF OPERATIONS-PS	
		Center for Economic Opportuinity funding adjustment	25,879
		PS to OTPS Swing	-300,000
		Subtotal for OFFICE OF OPERATIONS-PS	-274,121
		Subtotal for MAYORALTY	-374,121
013	BOROUGH PRESIDENT - QUEENS		
	002	OTHER THAN PERSONAL SERVICES	
		Transfer from OTPS to PS	-900,000
		Subtotal for OTHER THAN PERSONAL SERVICES	-900,000
		Subtotal for BOROUGH PRESIDENT - QUEENS	-900,000
017	DEPARTMENT OF EMERGENCY MANAGEMENT		
	001	PERSONAL SERVICES	
		City Service Corps (OEM)	-11,295
		Subtotal for PERSONAL SERVICES	-11,295
		Subtotal for DEPARTMENT OF EMERGENCY MANAGEMENT	-11,295
040	DEPARTMENT OF EDUCATION		
	402	GE INSTR & SCH LEADERSHIP - OTPS	
		YMI: NYC Service Mentor Corps	-325,000
		YMI: Tutoring Initiative	-235,840
		Friends of the Upper East Side Historic Districts	-10,000
		Growing Up Green Charter School	-3,500
		Mott Haven Academy Charter School	-5,000
		Subtotal for GE INSTR & SCH LEADERSHIP - OTPS	-579,340
	454	CENTRAL ADMINISTRATION - OTPS	
		City Service Corps (DOE)	-52,977
		Subtotal for CENTRAL ADMINISTRATION - OTPS	-52,977
		Subtotal for DEPARTMENT OF EDUCATION	-632,317

FROM

042	CITY UNIVERSITY OF NEW YORK		
	002	COMMUNITY COLLEGE PS	
		T&F Collections	-4,296,648
		CB: Carpenters	303,935
		CB: Auto Mechanics	33,099
		Subtotal for COMMUNITY COLLEGE PS	-3,959,614
		Subtotal for CITY UNIVERSITY OF NEW YORK	-3,959,614
068	ADMIN FOR CHILDREN'S SERVICES		
	008	JUVENILE JUSTICE - OTPS	
		City Service Corps(ACS)	-52,977
		Subtotal for JUVENILE JUSTICE - OTPS	-52,977
		Subtotal for ADMIN FOR CHILDREN'S SERVICES	-52,977
069	DEPARTMENT OF SOCIAL SERVICES		
	101	ADMINISTRATION-OTPS	
		Collective Bargaining (IC), Auto Mechanics L246	1,946
		YMI Technical Adjustment	-27,000
		Technical Adjustment	-199,107
		Subtotal for ADMINISTRATION-OTPS	-224,161
	103	PUBLIC ASSISTANCE - OTPS	
		Net Zero Position Transfer	-100,000
		Collective bargaining for the Organization of Staff Analysts (OSA) - IC HRA	5,544
		Collective Bargaining (IC), OSA	9,430
		Subtotal for PUBLIC ASSISTANCE - OTPS	-85,026
		Subtotal for DEPARTMENT OF SOCIAL SERVICES	-309,187
098	MISCELLANEOUS		
	001	RESERVE FOR COLLECTIVE BARGAINING	
		CB Transfer to NYCHA	-17,126,681
		OSA CB	-13,205,480
		220s CB	-14,762,710
		CB Transfer to HHC	-47,853,991
		Subtotal for RESERVE FOR COLLECTIVE BARGAININ	-92,948,862
	002	GENERAL RESERVE	
		GENERAL RESERVE	-152,824,794

FROM

098	MISCELLANEOUS		
		Subtotal for GENERAL RESERVE	-152,824,794
		Subtotal for MISCELLANEOUS	-245,773,656
099	DEBT SERVICE		
	002	TEMPORARY DEBT W/I CONST LIMIT	
		RAN/TAN Interest	-63,912,085
		Subtotal for TEMPORARY DEBT W/I CONST LIMIT	-63,912,085
		Subtotal for DEBT SERVICE	-63,912,085
103	CITY CLERK		
	001	PERSONAL SERVICES	
		Funding Transfer	-19,288
		Subtotal for PERSONAL SERVICES	-19,288
		Subtotal for CITY CLERK	-19,288
125	DEPARTMENT FOR THE AGING		
	003	COMMUNITY PROGRAMS - OTPS	
		City Service Corps (DFTA)	-31,786
		India Home, Inc.	10,000
		United Chinese Association of Brooklyn	-25,000
		Jacob A. Riis Neighborhood Settlement, Inc.	-10,000
		Subtotal for COMMUNITY PROGRAMS - OTPS	-56,786
		Subtotal for DEPARTMENT FOR THE AGING	-56,786
126	DEPARTMENT OF CULTURAL AFFAIRS		
	003	CULTURAL PROGRAMS	
		New 42nd Street, Inc., The	3,500
		Old Stone House of Brooklyn	3,000
		Art Creates Us, Inc.	6,000
		Variations Theatre Group, Inc.	3,500
		Black Spectrum Theatre Company, Inc.	-10,000
		Friends of Historic New Utrecht	-2,500
		Capacity Building Funding Roll	-125,000
		Friends of the Upper East Side Historic Districts	10,000
		Subtotal for CULTURAL PROGRAMS	-111,500

FROM

126	DEPARTMENT OF CULTURAL AFFAIRS		
	006	AMER MUSEUM NATURAL HISTORY	
		AMNH CB Adjustment	-56,663
		Subtotal for AMER MUSEUM NATURAL HISTORY	-56,663
		Subtotal for DEPARTMENT OF CULTURAL AFFAIRS	-168,163
260	DEPARTMENT OF YOUTH & COMMUNITY DEV		
	005	COMMUNITY DEVELOPMENT OTPS	
		Jacob A. Riis Neighborhood Settlement, Inc.	10,000
		Department of Youth and Community Development	-30,000
		Department of Youth and Community Development	-53,921
		Variations Theatre Group, Inc.	-3,500
		United Chinese Association of Brooklyn	25,000
		Westchester Square District Management Association, Inc.	-5,000
		Department of Youth and Community Development	-178,065
		East New York Restoration Local Development Corporation	-15,133
		Friends of Historic New Utrecht	2,500
		Sutphin Boulevard District Management Association, Inc.	5,000
		Friends of Brooklyn Community Board 12, Inc.	5,500
		Subtotal for COMMUNITY DEVELOPMENT OTPS	-237,619
		Subtotal for DEPARTMENT OF YOUTH & COMMUNITY DEV	-237,619
313	OFFICE OF COLLECTIVE BARGAINING		
	002	OTHER THAN PERSONAL SERVICES	
		Funding Transfer	-70,000
		Subtotal for OTHER THAN PERSONAL SERVICES	-70,000
		Subtotal for OFFICE OF COLLECTIVE BARGAINING	-70,000
801	DEPARTMENT OF SMALL BUSINESS SERVICES		
	002	DEPT. OF BUSINESS O.T.P.S.	
		East New York Restoration Local Development Corporation	15,133
		City Service Corp (SBS)	-52,977
		Sutphin Boulevard District Management Association, Inc.	-5,000
		Wildcat Service Corporation	-24,792
		Westchester Square District Management Association, Inc.	5,000
		Friends of Brooklyn Community Board 12, Inc.	-5,500

FROM

801	DEPARTMENT OF SMALL BUSINESS SERVICES		
		Subtotal for DEPT. OF BUSINESS O.T.P.S.	-68,136
		Subtotal for DEPARTMENT OF SMALL BUSINESS SERVICES	-68,136
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE		
	113	FAMILY & CHILD HLTH AND HLTH EQUITY-OTPS	
		Research Foundation of State University of New York	-55,500
		School Health Vision Screening Transfer	-999,509
		City Service Corps (DOHMH)	-52,977
		Subtotal for FAMILY & CHILD HLTH AND HLTH EQUI	-1,107,986
	114	ENVIRONMENTAL HEALTH - OTPS	
		Man Up!, Inc.	-250,000
		Fund for the City of New York, Inc.	-250,000
		Subtotal for ENVIRONMENTAL HEALTH - OTPS	-500,000
		Subtotal for DEPARTMENT OF HEALTH AND MENTAL HYGI	-1,607,986
826	DEPARTMENT OF ENVIRONMENTAL PROTECT.		
	005	ENVIRONMENTAL MANAGEMENT -OTPS	
		City Service Corps (DEP)	-21,191
		Subtotal for ENVIRONMENTAL MANAGEMENT -OTP	-21,191
		Subtotal for DEPARTMENT OF ENVIRONMENTAL PROTECT.	-21,191
836	DEPARTMENT OF FINANCE		
	001	ADMINISTRATION & PLANNING	
		OSA Collective Bargaining - City	269,895
		PS-OTPS Transfer	-500,000
		Subtotal for ADMINISTRATION & PLANNING	-230,105
	002	OPERATIONS	
		OSA Collective Bargaining - City	331,694
		PS-OTPS Transfer	-1,200,000
		Subtotal for OPERATIONS	-868,306
	003	PROPERTY	
		OSA Collective Bargaining - City	64,317
		PS-OTPS Transfer	-600,000
		Subtotal for PROPERTY	-535,683

FROM

836	DEPARTMENT OF FINANCE		
	004	AUDIT	
		PS-OTPS Transfer	-1,000,000
		OSA Collective Bargaining - City	50,044
		Subtotal for AUDIT	-949,956
	007	PARKING VIOLATIONS BUREAU	
		PS-OTPS Transfer	-50,000
		OSA Collective Bargaining - City	14,177
		Subtotal for PARKING VIOLATIONS BUREAU	-35,823
	009	CITY SHERIFF	
		OSA Collective Bargaining - City	45,366
		PS-OTPS Transfer	-650,000
		Subtotal for CITY SHERIFF	-604,634
		Subtotal for DEPARTMENT OF FINANCE	-3,224,507
856	DEPARTMENT OF CITYWIDE ADMIN SERVICE		
	200	DIV OF ADMINISTRATION AND SECURITY - PS	
		Queens Borough Hall Atrium Staff	23,000
		Collective Bargaining (CTL), OSA	56,483
		PS Realignment	-148,387
		Subtotal for DIV OF ADMINISTRATION AND SECURIT	-68,904
	400	OFFICE OF CITYWIDE PURCHASING	
		Collective Bargaining (CTL), OSA	88,685
		PS Realignment	-314,985
		Subtotal for OFFICE OF CITYWIDE PURCHASING	-226,300
	700	ENERGY MANAGEMENT	
		Collective Bargaining (CTL), OSA	37,525
		PS Realignment	-407,686
		Subtotal for ENERGY MANAGEMENT	-370,161
		Subtotal for DEPARTMENT OF CITYWIDE ADMIN SERVICE	-665,365
866	DEPARTMENT OF CONSUMER AFFAIRS		
	004	ADJUDICATION	
		OSA Collective Bargaining	5,593
		DCA to OLR Transfer	-94,061

FROM

866	DEPARTMENT OF CONSUMER AFFAIRS	
	Hearing Officers	-115,934
	Subtotal for ADJUDICATION	-204,402
	Subtotal for DEPARTMENT OF CONSUMER AFFAIRS	-204,402
		-322,268,695

TO

002	MAYORALTY		
	021	OFFICE OF THE MAYOR-OTPS	
		PS to OTPS Swing	400,000
		Subtotal for OFFICE OF THE MAYOR-OTPS	400,000
	061	OFF OF LABOR RELATIONS-PS	
		OSA Collective Bargaining-CTL	14,313
		DCA to OLR Transfer	94,061
		Subtotal for OFF OF LABOR RELATIONS-PS	108,374
	381	OFFICE OF OPERATIONS-OTPS	
		Center for Economic Opportuinity funding adjustment	28,682
		Subtotal for OFFICE OF OPERATIONS-OTPS	28,682
	560	SPECIAL ENFORCEMENT-PS	
		Office of Special Enforcement Increase	610,000
		Subtotal for SPECIAL ENFORCEMENT-PS	610,000
		Subtotal for MAYORALTY	1,147,056
004	CAMPAIGN FINANCE BOARD		
	001	PERSONAL SERVICES	
		OSA Collective Bargaining -CTL	176,954
		Subtotal for PERSONAL SERVICES	176,954
		Subtotal for CAMPAIGN FINANCE BOARD	176,954
011	BOROUGH PRESIDENT BRONX		
	001	PERSONAL SERVICES	
		OSA Collective Bargaining	5,265
		Subtotal for PERSONAL SERVICES	5,265
		Subtotal for BOROUGH PRESIDENT BRONX	5,265
012	BOROUGH PRESIDENT - BROOKLYN		
	001	PERSONAL SERVICES	
		Topographical Resources	47,703
		Subtotal for PERSONAL SERVICES	47,703
	002	OTHER THAN PERSONAL SERVICES	
		Topographical Resources	3,297
		Subtotal for OTHER THAN PERSONAL SERVICES	3,297
		Subtotal for BOROUGH PRESIDENT - BROOKLYN	51,000

TO

013	BOROUGH PRESIDENT - QUEENS		
	001	PERSONAL SERVICES	
		OSA Collective Bargaining	10,383
		Transfer from OTPS to PS	900,000
		Subtotal for PERSONAL SERVICES	910,383
		Subtotal for BOROUGH PRESIDENT - QUEENS	910,383
014	BOROUGH PRESIDENT STATEN ISLAND		
	001	PERSONAL SERVICES	
		OSA Collective Bargaining	4,306
		Subtotal for PERSONAL SERVICES	4,306
		Subtotal for BOROUGH PRESIDENT STATEN ISLAND	4,306
015	OFFICE OF THE COMPTROLLER		
	001	EXECUTIVE MANAGEMENT-PS	
		OSA Collective Bargaining-CTL	4,287
		Subtotal for EXECUTIVE MANAGEMENT-PS	4,287
	002	FIRST DEPUTY COMPT-PS	
		OSA Collective Bargaining-CTL	148,554
		Subtotal for FIRST DEPUTY COMPT-PS	148,554
	003	SECOND DEPUTY COMPT-PS	
		OSA Collective Bargaining-CTL	37,555
		Subtotal for SECOND DEPUTY COMPT-PS	37,555
	004	THIRD DEPUTY COMPT-PS	
		OSA Collective Bargaining-CTL	23,980
		Subtotal for THIRD DEPUTY COMPT-PS	23,980
		Subtotal for OFFICE OF THE COMPTROLLER	214,376
017	DEPARTMENT OF EMERGENCY MANAGEMENT		
	002	OTHER THAN PERSONAL SERVICES	
		Telecommunications	1,350,000
		Warehouse Lease	6,449,000
		Emergency Meals and Supplies	205,000
		Subtotal for OTHER THAN PERSONAL SERVICES	8,004,000
		Subtotal for DEPARTMENT OF EMERGENCY MANAGEMENT	8,004,000

TO

021	OFFICE OF ADMINISTRATIVE TAX APPEALS		
	001	PERSONAL SERVICES	
		Collective Bargaining (CTL), Staff Analysts	5,080
		Subtotal for PERSONAL SERVICES	5,080
		Subtotal for OFFICE OF ADMINISTRATIVE TAX APPEALS	5,080
025	LAW DEPARTMENT		
	001	PERSONAL SERVICES	
		OSA Collective Bargaining - City	111,633
		Subtotal for PERSONAL SERVICES	111,633
		Subtotal for LAW DEPARTMENT	111,633
030	DEPARTMENT OF CITY PLANNING		
	001	PERSONAL SERVICES	
		DCP Collective Bargaining adjustment.	19,968
		Subtotal for PERSONAL SERVICES	19,968
	002	OTHER THAN PERSONAL SERVICES	
		FY17 Nov Paperless Filing IT	900,000
		Subtotal for OTHER THAN PERSONAL SERVICES	900,000
		Subtotal for DEPARTMENT OF CITY PLANNING	919,968
032	DEPARTMENT OF INVESTIGATION		
	001	PERSONAL SERVICES	
		OSA Collective Bargaining	22,726
		Agency Expansion	1,373,630
		Subtotal for PERSONAL SERVICES	1,396,356
	002	OTHER THAN PERSONAL SERVICES	
		Agency Expansion	95,000
		Subtotal for OTHER THAN PERSONAL SERVICES	95,000
		Subtotal for DEPARTMENT OF INVESTIGATION	1,491,356
037	NEW YORK PUBLIC LIBRARY		
	006	SYSTEMWIDE SERVICES	
		New York Public Library	20,000
		New York Public Library	10,000
		Subtotal for SYSTEMWIDE SERVICES	30,000
		Subtotal for NEW YORK PUBLIC LIBRARY	30,000

TO

038	BROOKLYN PUBLIC LIBRARY		
	001	LUMP SUM	
		Brooklyn Public Library - New Lots Branch	41,745
		Brooklyn Public Library - Ft. Hamilton Branch	12,830
		Brooklyn Public Library - Arlington Branch	27,830
		Brooklyn Public Library	17,830
		Subtotal for LUMP SUM	100,235
		Subtotal for BROOKLYN PUBLIC LIBRARY	100,235
039	QUEENS BOROUGH PUBLIC LIBRARY		
	001	LUMP SUM	
		Queens Public Library	50,000
		Subtotal for LUMP SUM	50,000
		Subtotal for QUEENS BOROUGH PUBLIC LIBRARY	50,000
040	DEPARTMENT OF EDUCATION		
	401	GE INSTR & SCH LEADERSHIP - PS	
		Auto Mechanics - L246 Settlement	43,578
		Subtotal for GE INSTR & SCH LEADERSHIP - PS	43,578
	415	SCHOOL SUPPORT ORGANIZATION	
		OSA Settlement	4,890
		Subtotal for SCHOOL SUPPORT ORGANIZATION	4,890
	424	SE INSTRUCTIONAL SUPPORT - OTPS	
		Renewal School Vision Screening Supplies	999,509
		Subtotal for SE INSTRUCTIONAL SUPPORT - OTPS	999,509
	435	SCHOOL FACILITIES - PS	
		Auto Mechanics - L246 Settlement	222,297
		Carpenters Settlement	1,075,319
		Furniture Maintainers Settlement	8,706
		Subtotal for SCHOOL FACILITIES - PS	1,306,322
	436	SCHOOL FACILITIES - OTPS	
		Collective Bargaining (IC), Carpenters UBCJ	25,659
		Subtotal for SCHOOL FACILITIES - OTPS	25,659
	453	CENTRAL ADMINISTRATION - PS	
		OSA Settlement	25,828

TO

040	DEPARTMENT OF EDUCATION		
		Carpenters Settlement	17,122
		Subtotal for CENTRAL ADMINISTRATION - PS	42,950
	461	FRINGE BENEFITS - PS	
			100,078
			-100,078
		OSA Settlement	2,199
		Auto Mechanics - L246 Settlement	19,037
		Carpenters Settlement	78,219
		Furniture Maintainers Settlement	623
		Subtotal for FRINGE BENEFITS - PS	100,078
		Subtotal for DEPARTMENT OF EDUCATION	2,522,986
042	CITY UNIVERSITY OF NEW YORK		
	001	COMMUNITY COLLEGE-OTPS	
		T&F Collections	15,610,510
		YMI: Ad Campaign	400,000
		Tech Fee Collections	5,486,000
		Medgar Evers College	27,830
		Subtotal for COMMUNITY COLLEGE-OTPS	21,524,340
		Subtotal for CITY UNIVERSITY OF NEW YORK	21,524,340
056	POLICE DEPARTMENT		
	001	OPERATIONS	
		DC37 Press Operator CBA Increase	76,412
		L246 SEIU Auto Mechanic CBA Increase	1,039,491
		DC37 CBA Increase for Compositor	25,413
		L246 SEIU CBA Increase for Automotive Service Worker	235,980
		OSA CBA Increase for Staff Analyst	87,350
		Subtotal for OPERATIONS	1,464,646
	002	EXECUTIVE MANAGEMENT	
		DC37 Press Operator CBA Increase	5,614
		OSA CBA Increase for Staff Analyst	289,343
		Subtotal for EXECUTIVE MANAGEMENT	294,957

TO

056	POLICE DEPARTMENT		
	003	SCHOOL SAFETY- P.S.	
		OSA CBA Increase for Staff Analyst	10,504
		Subtotal for SCHOOL SAFETY- P.S.	10,504
	004	ADMINISTRATION-PERSONNEL	
		UBCJ CBA Increase for Carpenter	437,229
		OSA CBA Increase for Staff Analyst	484,618
		L246 SEIU Auto Mechanic CBA Increase	22,167
		L246 SEIU Sheet Metal Worker CBA Increase	46,325
		Subtotal for ADMINISTRATION-PERSONNEL	990,339
	006	CRIMINAL JUSTICE	
		OSA CBA Increase for Staff Analyst	14,880
		Subtotal for CRIMINAL JUSTICE	14,880
	007	TRAFFIC ENFORCEMENT	
		OSA CBA Increase for Staff Analyst	24,799
		Subtotal for TRAFFIC ENFORCEMENT	24,799
		Subtotal for POLICE DEPARTMENT	2,800,125
057	FIRE DEPARTMENT		
	001	EXECUTIVE ADMINISTRATIVE	
		Carpenters UBCJ - City Funds	367,939
		Auto Mechanics - L246 - City Funds	836,116
		Rubber Tire Repairers - L246 - City Funds	51,103
		Sheet Metal Workers - L246 - City Funds	11,542
		Automotive Service Worker- L246 - City Funds	65,013
		Organization of Staff Analysts - City Funds	493,480
		Subtotal for EXECUTIVE ADMINISTRATIVE	1,825,193
	002	FIRE EXTING AND EMERG RESP	
		Automotive Service Worker- L246 - City Funds	31,530
		Organization of Staff Analysts - City Funds	87,400
		Auto Mechanics - L246 - City Funds	18,574
		Subtotal for FIRE EXTING AND EMERG RESP	137,504
	004	FIRE PREVENTION	
		Organization of Staff Analysts - City Funds	56,487

TO

057	FIRE DEPARTMENT		
		Subtotal for FIRE PREVENTION	56,487
	005	EXECUTIVE ADMIN-OTPS	
		Technology Needs	950,000
		Recruitment / Diversity	491,920
		Personal Safety Rope Systems	2,455,000
		Fleet - EMS and Facilities Vehicles	807,869
		Subtotal for EXECUTIVE ADMIN-OTPS	4,704,789
	009	EMERGENCY MEDICAL SERVICES-PS	
		Organization of Staff Analysts - City Funds	8,824
		Subtotal for EMERGENCY MEDICAL SERVICES-PS	8,824
		Subtotal for FIRE DEPARTMENT	6,732,797
068	ADMIN FOR CHILDREN'S SERVICES		
	001	PERSONAL SERVICES	
		OSA Collective Bargaining	94,104
		Subtotal for PERSONAL SERVICES	94,104
	003	HEADSTART and DAYCARE-PS	
		OSA Collective Bargaining	81,701
		Subtotal for HEADSTART and DAYCARE-PS	81,701
	004	HEADSTART/DAYCARE-OTPS	
		Collective Bargaining (IC), OSA	11,984
		Administration for Children's Services	250,000
		Subtotal for HEADSTART/DAYCARE-OTPS	261,984
	005	ADMINISTRATIVE-PS	
		OSA Collective Bargaining	528,761
		L246 Collective Bargaining	3,352
		Subtotal for ADMINISTRATIVE-PS	532,113
	007	JUVENILE JUSTICE - PS	
		OSA Collective Bargaining	56,813
		Subtotal for JUVENILE JUSTICE - PS	56,813
		Subtotal for ADMIN FOR CHILDREN'S SERVICES	1,026,715

TO

069	DEPARTMENT OF SOCIAL SERVICES		
	105	ADULT SERVICES - OTPS	
		Wildcat Service Corporation	24,792
		Subtotal for ADULT SERVICES - OTPS	24,792
	201	ADMINISTRATION	
		CB Sheet Metal Workers - L246	5,641
		CB Press Operator	5,367
		CB Carpenters	120,244
		CB OSA	903,272
		City Service Corps (HRA)	-31,786
		Subtotal for ADMINISTRATION	1,002,738
	203	PUBLIC ASSISTANCE	
		CB OSA	586,437
		Subtotal for PUBLIC ASSISTANCE	586,437
	205	ADULT SERVICES	
		CB OSA	255,035
		Subtotal for ADULT SERVICES	255,035
		Subtotal for DEPARTMENT OF SOCIAL SERVICES	1,869,002
071	DEPARTMENT OF HOMELESS SERVICES		
	100	DEPT OF HOMELESS SERVICES-PS	
		Carpenters UBCJ Collective Bargaining	399,811
		Sheet Metal Workers L246 Collective Bargaining	15,257
		OSA Collective Bargaining	910,332
		Subtotal for DEPT OF HOMELESS SERVICES-PS	1,325,400
	200	DEPT OF HOMELESS SERVICES-OTPS	
		Adult Shelter Reestimate	58,974,590
		Family Shelter Reestimate	29,355,940
		Collective Bargaining (IC), Auto Mechanics L246	1,440
		Subtotal for DEPT OF HOMELESS SERVICES-OTPS	88,331,970
		Subtotal for DEPARTMENT OF HOMELESS SERVICES	89,657,370
072	DEPARTMENT OF CORRECTION		
	001	ADMINISTRATION	
		Staff Analysts OSA CBA	389,036

TO

072	DEPARTMENT OF CORRECTION		
		Subtotal for ADMINISTRATION	389,036
	002	OPERATIONS	
		Overtime	15,000,000
		Auto Mechanics CBA	141,260
		Automotive Service Worker CBA	25,241
		Sheet Metal Workers CBA	28,488
		Carpenters CBA	267,285
		Rubber Tire Repairer CBA	5,618
		Press Operator CBA	6,718
		Staff Analysts OSA CBA	47,288
		Subtotal for OPERATIONS	15,521,898
	003	OPERATIONS - OTPS	
		Staff Performance Management System	1,000,000
		Consulting Services	6,700,000
		Subtotal for OPERATIONS - OTPS	7,700,000
	004	ADMINISTRATION - OTPS	
		Investigation Case Management System	1,601,971
		Subtotal for ADMINISTRATION - OTPS	1,601,971
		Subtotal for DEPARTMENT OF CORRECTION	25,212,905
095	PENSION CONTRIBUTIONS		
	001	CITY ACTUARIAL PENSIONS	
			18,193,235
			-18,193,235
		Uniform Group Accidental Disability Retirement Proposal	18,193,235
		Uniform Group Accidental Disability Retirement Proposal	-18,193,235
		Subtotal for CITY ACTUARIAL PENSIONS	0
		Subtotal for PENSION CONTRIBUTIONS	0
098	MISCELLANEOUS		
	002	OTHER THAN PERSONAL SERVICES	
		Mayor's Office of Criminal Justice	-125,000
		MOCJ Hub	875,000
		Office of Special Enforcement Increase	2,600,000

TO

098	MISCELLANEOUS		
		NYCHA Collective Bargaining	17,126,681
		Top Development Corporation	-8,000
		Center for NuLeadership on Urban Solutions, Inc.	250,000
		Subtotal for OTHER THAN PERSONAL SERVICES	20,718,681
		Subtotal for MISCELLANEOUS	20,718,681
099	DEBT SERVICE		
	001	FUNDED DEBT-W/O CONST LIMIT	
		Swap Receipts	21,846,000
		GO Fed BABs Subsidy	-440,663
		GO Interest Earnings	250,000
		Swap Payments	-21,846,000
		GO Refunding Savings	17,004,958
		VRDB Interest Baseline	-956,250
		Subtotal for FUNDED DEBT-W/O CONST LIMIT	15,858,045
	003	LEASE PURCH & CITY GUAR DEBT	
		Lease Debt - HYIC TEP	7,950,658
		Subtotal for LEASE PURCH & CITY GUAR DEBT	7,950,658
	006	NYC Transitional Finance Authority	
		TFA Retention	9,080,758
		TFA BABs Subsidy	-627,142
		Subtotal for NYC Transitional Finance Authority	8,453,616
		Subtotal for DEBT SERVICE	32,262,319
103	CITY CLERK		
	002	OTHER THAN PERSONAL SERVICES	
		Funding Transfer	19,288
		Subtotal for OTHER THAN PERSONAL SERVICES	19,288
		Subtotal for CITY CLERK	19,288
125	DEPARTMENT FOR THE AGING		
	001	EXECUTIVE & ADMIN MGMT - PS	
		OSA Collective Bargaining	207,218
		Subtotal for EXECUTIVE & ADMIN MGMT - PS	207,218
		Subtotal for DEPARTMENT FOR THE AGING	207,218

TO

126	DEPARTMENT OF CULTURAL AFFAIRS		
	001	OFFICE OF COMMISSIONER-PS	
		Staff for Council Initiatives	289,000
		Capacity Building Funding Roll	-55,000
		Subtotal for OFFICE OF COMMISSIONER-PS	234,000
	002	OFFICE OF COMMISSIONER - OTPS	
		MFTA Floor Repair	72,480
		Subtotal for OFFICE OF COMMISSIONER - OTPS	72,480
		Subtotal for DEPARTMENT OF CULTURAL AFFAIRS	306,480
127	FINANCIAL INFORMATION SERVICE AGENCY		
	001	PERSONAL SERVICES	
		Collective Bargaining	82,651
		Subtotal for PERSONAL SERVICES	82,651
		Subtotal for FINANCIAL INFORMATION SERVICE AGENCY	82,651
131	OFFICE OF PAYROLL ADMINISTRATION		
	100	PERSONAL SERVICE	
		Collective Bargaining	160,735
		Subtotal for PERSONAL SERVICE	160,735
		Subtotal for OFFICE OF PAYROLL ADMINISTRATION	160,735
132	INDEPENDENT BUDGET OFFICE		
	001	PERSONAL SERVICE	
		Collective Bargaining (CTL), OSA	20,557
		Mandated Adjustment	-20,182
		Subtotal for PERSONAL SERVICE	375
		Subtotal for INDEPENDENT BUDGET OFFICE	375
136	LANDMARKS PRESERVATION COMM.		
	001	PERSONAL SERVICES	
		Organization of Staff Analysts Collective Bargaining	10,979
		Subtotal for PERSONAL SERVICES	10,979
		Subtotal for LANDMARKS PRESERVATION COMM.	10,979
156	NYC TAXI AND LIMOUSINE COMM		
	001	PERSONAL SERVICE	
		TLC Collective Bargaining OSA	56,844

TO

156	NYC TAXI AND LIMOUSINE COMM		
		Subtotal for PERSONAL SERVICE	56,844
	002	OTHER THAN PERSONAL SERVICE	
		TLC Space at LIC	26,687
		Subtotal for OTHER THAN PERSONAL SERVICE	26,687
		Subtotal for NYC TAXI AND LIMOUSINE COMM	83,531
226	COMMISSION ON HUMAN RIGHTS		
	001	PERSONAL SERVICES	
		Staff Analysts OSA CBA	6,478
		Subtotal for PERSONAL SERVICES	6,478
		Subtotal for COMMISSION ON HUMAN RIGHTS	6,478
260	DEPARTMENT OF YOUTH & COMMUNITY DEV		
	002	EXECUTIVE AND ADMINISTRATIVE MGMT PS	
		OSA Collective Bargaining	84,709
		Subtotal for EXECUTIVE AND ADMINISTRATIVE MG	84,709
	311	PROGRAM SERVICES - PS	
		OSA Collective Bargaining	208,522
		YMI Cornerstone Afterschool	42,000
		Subtotal for PROGRAM SERVICES - PS	250,522
	312	OTHER THAN PERSONAL SERVICES	
		City Service Corps (DOHMH)	52,977
		Year Round Youth Employment	2,037,366
		Art Creates Us, Inc.	-6,000
		Mott Haven Academy Charter School	5,000
		Growing Up Green Charter School	3,500
		Mentoring USA, Inc.	125,000
		Police Athletic League, Inc.	5,000
		New 42nd Street, Inc., The	-3,500
		Top Development Corporation	8,000
		City Service Corps (HRA)	31,786
		City Service Corps (DFTA)	31,786
		City Service Corps (DEP)	21,191
		Child Center of New York, Inc., The	5,000

TO

260	DEPARTMENT OF YOUTH & COMMUNITY DEV		
		City Service Corps (DCA/OFA)	10,595
		City Service Corps(ACS)	52,977
		City Service Corps (OEM)	11,295
		City Service Corp (SBS)	52,977
		CEO Cornerstone Mentoring Evaluation	27,000
		NYC Service Read More Corps	235,840
		YMI NYC Service Mentor Corps	32,160
		YMI Cornerstone Afterschool	250,840
		City Service Corps (DOE)	52,977
		Subtotal for OTHER THAN PERSONAL SERVICES	3,043,767
		Subtotal for DEPARTMENT OF YOUTH & COMMUNITY DEV	3,378,998
312	CONFLICTS OF INTEREST BOARD		
	001 PERSONAL SERVICES		
		COIB OSA CB Increase	12,531
		Subtotal for PERSONAL SERVICES	12,531
		Subtotal for CONFLICTS OF INTEREST BOARD	12,531
313	OFFICE OF COLLECTIVE BARGAINING		
	001 PERSONAL SERVICES		
		Collective Bargaining (CTL), Staff Analysts	4,287
		Funding Transfer	70,000
		Subtotal for PERSONAL SERVICES	74,287
		Subtotal for OFFICE OF COLLECTIVE BARGAINING	74,287
781	DEPARTMENT OF PROBATION		
	001 EXECUTIVE MANAGEMENT		
		Staff Analysts OSA CBA	69,987
		Subtotal for EXECUTIVE MANAGEMENT	69,987
	002 PROBATION SERVICES		
		Staff Analysts OSA CBA	48,835
		Subtotal for PROBATION SERVICES	48,835
		Subtotal for DEPARTMENT OF PROBATION	118,822

TO

801	DEPARTMENT OF SMALL BUSINESS SERVICES		
	001	DEPT. OF BUSINESS P.S.	
		Collective Bargaining - Organization of Staff Analysts	17,865
		Subtotal for DEPT. OF BUSINESS P.S.	17,865
	004	CONTRACT COMP & BUS. OPP - PS	
		Collective Bargaining - Organization of Staff Analysts	9,328
		Subtotal for CONTRACT COMP & BUS. OPP - PS	9,328
	010	WORKFORCE INVESTMENT ACT - PS	
		Collective Bargaining - Organization of Staff Analysts	11,748
		Subtotal for WORKFORCE INVESTMENT ACT - PS	11,748
		Subtotal for DEPARTMENT OF SMALL BUSINESS SERVICES	38,941
806	HOUSING PRESERVATION AND DEVELOPMENT		
	001	OFFICE OF ADMINISTRATION	
		FY17 Collective Bargaining	177,927
		Subtotal for OFFICE OF ADMINISTRATION	177,927
	002	OFFICE OF DEVELOPMENT	
		FY17 Collective Bargaining	82,775
		Subtotal for OFFICE OF DEVELOPMENT	82,775
	004	OFFICE OF HOUSING PRESERVATION	
		FY17 Collective Bargaining	52,376
		Subtotal for OFFICE OF HOUSING PRESERVATION	52,376
	006	HOUSING MAINTENANCE AND SALES	
		FY17 Collective Bargaining	10,647
		Subtotal for HOUSING MAINTENANCE AND SALES	10,647
	008	OFFICE OF ADMINISTRATION OTPS	
		Collective Bargaining (IC), Auto Mechanics L246	1,829
		Subtotal for OFFICE OF ADMINISTRATION OTPS	1,829
		Subtotal for HOUSING PRESERVATION AND DEVELOPMENT	325,554
810	DEPARTMENT OF BUILDINGS		
	001	PERSONAL SERVICES	
		OSA Collective Bargaining	220,653
		Subtotal for PERSONAL SERVICES	220,653
		Subtotal for DEPARTMENT OF BUILDINGS	220,653

TO

816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE	
101	HEALTH ADMINISTRATION - PS	
	Collective Bargaining for DC37	26,020
	Collective Bargaining for OSA	228,439
	Subtotal for HEALTH ADMINISTRATION - PS	254,459
102	DISEASE CONTROL - PS	
	Collective Bargaining for OSA	333,119
	Subtotal for DISEASE CONTROL - PS	333,119
103	FAMILY & CHILD HLTH AND HLTH EQUITY - PS	
	Collective Bargaining for OSA	152,608
	Subtotal for FAMILY & CHILD HLTH AND HLTH EQUI	152,608
104	ENVIRONMENTAL HEALTH - PS	
	Collective Bargaining for OSA	118,386
	Subtotal for ENVIRONMENTAL HEALTH - PS	118,386
105	EARLY INTERVENTION - PS	
	Collective Bargaining for OSA	395,993
	Subtotal for EARLY INTERVENTION - PS	395,993
106	OFFICE OF CHIEF MEDICAL EXAMINER - PS	
	Collective Bargaining for UBCJ	15,390
	Collective Bargaining for OSA	68,288
	Subtotal for OFFICE OF CHIEF MEDICAL EXAMINER -	83,678
107	PREVENTION & PRIMARY CARE - PS	
	Collective Bargaining for OSA	85,877
	Subtotal for PREVENTION & PRIMARY CARE - PS	85,877
108	MENTAL HYGIENE MANAGEMENT SERVICES - PS	
	Collective Bargaining for OSA	209,303
	Subtotal for MENTAL HYGIENE MANAGEMENT SER	209,303
109	EPIDEMIOLOGY - PS	
	Collective Bargaining for OSA	50,518
	School Health Vision Screening Transfer	-500
	Subtotal for EPIDEMIOLOGY - PS	50,018
119	EPIDEMIOLOGY - OTPS	
	School Health Vision Screening Transfer	500

TO

816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE		
		Subtotal for EPIDEMIOLOGY - OTPS	500
		Subtotal for DEPARTMENT OF HEALTH AND MENTAL HYGI	1,683,941
819	HEALTH AND HOSPITALS CORP		
	001	LUMP SUM	
		Collective Bargaining (IC), OSA	13,791
		Collective Bargaining Transfer	47,840,200
		Health & Hospitals Corporation	55,500
		Subtotal for LUMP SUM	47,909,491
		Subtotal for HEALTH AND HOSPITALS CORP	47,909,491
820	OFFICE OF ADMIN TRIALS & HEARINGS		
	001	OFF OF ADM. TRIALS & HEARINGS	
		Hearing Officers	106,390
		Collective Bargaining (CTL), OSA	88,003
		Subtotal for OFF OF ADM. TRIALS & HEARINGS	194,393
		Subtotal for OFFICE OF ADMIN TRIALS & HEARINGS	194,393
826	DEPARTMENT OF ENVIRONMENTAL PROTECT.		
	001	EXECUTIVE AND SUPPORT	
		Carpenters Collective Bargaining UBCJ	122,084
		OSA Collective Bargaining - Utility Funded	226,278
		Subtotal for EXECUTIVE AND SUPPORT	348,362
	002	ENVIRONMENTAL MANAGEMENT	
		OSA Collective Bargaining - Tax Levy	46,090
		Subtotal for ENVIRONMENTAL MANAGEMENT	46,090
	003	WATER SUP. & WASTEWATER COLL	
		Auto Mechanics Collective Bargaining L246	161,713
		OSA Collective Bargaining - Utility Funded	229,843
		Subtotal for WATER SUP. & WASTEWATER COLL	391,556
	007	CENTRAL UTILITY	
		Auto Mechanics Collective Bargaining L246	46,773
		OSA Collective Bargaining - Utility Funded	253,179
		Subtotal for CENTRAL UTILITY	299,952

TO

826	DEPARTMENT OF ENVIRONMENTAL PROTECT.		
	008	WASTEWATER TREATMENT	
		Auto Mechanics Collective Bargaining L246	219,977
		OSA Collective Bargaining - Utility Funded	70,968
		Subtotal for WASTEWATER TREATMENT	290,945
		Subtotal for DEPARTMENT OF ENVIRONMENTAL PROTECT.	1,376,905
827	DEPARTMENT OF SANITATION		
	101	EXECUTIVE ADMINISTRATIVE	
		Organization of Staff Analysts Collective Bargaining	182,220
		Subtotal for EXECUTIVE ADMINISTRATIVE	182,220
	102	CLEANING & COLLECTION	
		Department of Sanitation	53,921
		Organization of Staff Analysts Collective Bargaining	86,897
		Subtotal for CLEANING & COLLECTION	140,818
	103	WASTE DISPOSAL	
		Organization of Staff Analysts Collective Bargaining	64,524
		Subtotal for WASTE DISPOSAL	64,524
	104	BUILDING MANAGEMENT	
		Carpenters UBCJ Collective Bargaining	207,787
		Organization of Staff Analysts Collective Bargaining	20,102
		Sheet Metal Workers L246 Collective Bargaining	55,202
		Sign Painters & Letterers L246 Collective Bargaining	9,979
		Subtotal for BUILDING MANAGEMENT	293,070
	105	BUREAU OF MOTOR EQUIP	
		Rubber Tire Repairers L246 Collective Bargaining	53,109
		Auto Mechanics L246 Collective Bargaining	3,485,988
		Automotive Service Workers L246 Collective Bargaining	101,255
		Carriage Upholsterers L246 Collective Bargaining	5,545
		Organization of Staff Analysts Collective Bargaining	88,949
		Subtotal for BUREAU OF MOTOR EQUIP	3,734,846
	109	CLEANING & COLLECTION-OTPS	
		Organics Bins and Outreach for Fall 2015 Curbside Organics Expansion	1,497,107
		Department of Sanitation	-10,000

TO

827	DEPARTMENT OF SANITATION		
		Subtotal for CLEANING & COLLECTION-OTPS	1,487,107
		Subtotal for DEPARTMENT OF SANITATION	5,902,585
829	BUSINESS INTEGRITY COMMISSION		
	001 PERSONAL SERVICES		
		Staff Analyst OSA CBA	5,619
		Subtotal for PERSONAL SERVICES	5,619
		Subtotal for BUSINESS INTEGRITY COMMISSION	5,619
836	DEPARTMENT OF FINANCE		
	005 LEGAL		
		OSA Collective Bargaining - City	12,074
		Subtotal for LEGAL	12,074
	011 ADMINISTRATION-OTPS		
		PS-OTPS Transfer	4,000,000
		Subtotal for ADMINISTRATION-OTPS	4,000,000
	022 OPERATIONS-OTPS		
		Outside Collection Agencies	3,200,000
		Subtotal for OPERATIONS-OTPS	3,200,000
	099 CITY SHERIFF-OTPS		
		Collective Bargaining (IC), Auto Mechanics L246	946
		Paylock	1,800,000
		Subtotal for CITY SHERIFF-OTPS	1,800,946
		Subtotal for DEPARTMENT OF FINANCE	9,013,020
841	DEPARTMENT OF TRANSPORTATION		
	001 EXEC ADM & PLANN MGT.		
		L246-Automechanics	61,877
		L246-Automotive Service Workers	19,725
		OSA-Staff Analysts	306,538
		UBCJ-Carpenters	94,862
		Subtotal for EXEC ADM & PLANN MGT.	483,002
	002 HIGHWAY OPERATIONS		
		ADA Pedestrian Ramp Contract Inspection and Survey Staff	544,332
		L246-Automechanics	40,320

TO

841	DEPARTMENT OF TRANSPORTATION		
		OSA-Staff Analysts	138,711
		Subtotal for HIGHWAY OPERATIONS	723,363
	003	TRANSIT OPERATIONS	
		L246-Automechanics	73,423
		L246-Sheet Metal Workers	43,980
		OSA-Staff Analysts	19,558
		UBCJ-Ship Carpenters	287,917
		UBCJ-Dock Builders	218,393
		UBCJ-Riggers	260,287
		Subtotal for TRANSIT OPERATIONS	903,558
	004	TRAFFIC OPERATIONS	
		L246-Automotive Service Workers	3,712
		L246-Sign Painters & Letterers	44,420
		OSA-Staff Analysts	269,947
		Subtotal for TRAFFIC OPERATIONS	318,079
	006	BUREAU OF BRIDGES	
		L246-Automechanics	6,209
		UBCJ-Carpenters	455,556
		L40-Bridge Repairers & Riveter	1,947,700
		OSA-Staff Analysts	125,879
		Subtotal for BUREAU OF BRIDGES	2,535,344
	011	OTPS-EXEC AND ADMINISTRATION	
		Funding to Purchase Expense Vehicles Associated with Positions Approved in FY15	1,038,000
		Subtotal for OTPS-EXEC AND ADMINISTRATION	1,038,000
	012	OTPS-HIGHWAY OPERATIONS	
		ADA Pedestrian Ramp Contract Inspection and Survey Staff	390,000
		Subtotal for OTPS-HIGHWAY OPERATIONS	390,000
		Subtotal for DEPARTMENT OF TRANSPORTATION	6,391,346
846	DEPARTMENT OF PARKS AND RECREATION		
	001	EXEC MGMT & ADMIN	
		Organization of Staff Analysts (OSA) Collective Bargaining - City	153,971
		Subtotal for EXEC MGMT & ADMIN	153,971

TO

846	DEPARTMENT OF PARKS AND RECREATION		
	002	MAINTENANCE & OPERATIONS	
		UBCJ Collective Bargaining (Carpenters, et al.) - City	512,506
		L246 SEIU Collective Bargaining (Auto Mechanics) - City	115,846
		L246 SEIU Collective Bargaining (Sheet Metal Workers) - City	34,795
		L246 SEIU Collective Bargaining (Sign Painters & Letterers) - City	5,220
		L246 SEIU Collective Bargaining (Automotive Service Workers) - City	41,031
		Organization of Staff Analysts (OSA) Collective Bargaining - City	316,751
		Subtotal for MAINTENANCE & OPERATIONS	1,026,149
	004	RECREATION SERVICES	
		Organization of Staff Analysts (OSA) Collective Bargaining - City	33,909
		Subtotal for RECREATION SERVICES	33,909
	006	MAINT & OPERATIONS - OTPS	
		Department of Parks and Recreation	-3,000
		Mariner's Marsh EPA Settlement	3,500,000
		Subtotal for MAINT & OPERATIONS - OTPS	3,497,000
		Subtotal for DEPARTMENT OF PARKS AND RECREATION	4,711,029
856	DEPARTMENT OF CITYWIDE ADMIN SERVICE		
	001	HUMAN CAPITAL	
		Collective Bargaining (CTL), OSA	335,883
		PS Realignment	602,018
		Subtotal for HUMAN CAPITAL	937,901
	005	BD OF STANDARD & APPEALS PS	
		BSA Staffing Increase	156,500
		Subtotal for BD OF STANDARD & APPEALS PS	156,500
	100	EXECUTIVE AND OPERATIONS SUPPORT	
		Net Zero Position Transfer	100,000
			-150,000
			150,000
		Collective Bargaining (CTL), OSA	59,044
		PS Realignment	407,109
		Subtotal for EXECUTIVE AND OPERATIONS SUPPOR	566,153

TO

856	DEPARTMENT OF CITYWIDE ADMIN SERVICE		
	190	EXECUTIVE AND OPERATIONS SUPPORT - OTPS	
		Capitally Ineligble Items	131,033
		Subtotal for EXECUTIVE AND OPERATIONS SUPPOR	131,033
	300	ASSET MANAGEMENT-PUBLIC FACILITIES	
		Queens Borough Hall Atrium Staff	29,695
		PS Realignment	-226,222
		Collective Bargaining (CTL), OSA	70,558
		Collective Bargaining (CTL), Carpenters UBCJ	282,886
		Collective Bargaining (CTL), Clock Repairers	325
		Collective Bargaining (CTL), Sheet Metal Workers L246	11,480
		Subtotal for ASSET MANAGEMENT-PUBLIC FACILITI	168,722
	390	ASSET MANAGEMENT-PUBLIC FACILITIES-OTPS	
		P.S. 90 Demolition	1,522,000
		Fire Safety Watch Guards - 2 Lafayette St.	400,000
		PSAC II Maintenance/Security	587,530
		Subtotal for ASSET MANAGEMENT-PUBLIC FACILITI	2,509,530
	600	EXTERNAL PUBLICATIONS AND RETAIL	
		Collective Bargaining (CTL), OSA	6,423
		Subtotal for EXTERNAL PUBLICATIONS AND RETAIL	6,423
	800	CITYWIDE FLEET SERVICES	
		Collective Bargaining (CTL), Auto Mechanics L246	5,695
		Collective Bargaining (CTL), OSA	86,197
		PS Realignment	88,153
		Subtotal for CITYWIDE FLEET SERVICES	180,045
	890	CITYWIDE FLEET SERVICES - OTPS	
		Vision Zero Truck Guard Program	760,000
		Subtotal for CITYWIDE FLEET SERVICES - OTPS	760,000
		Subtotal for DEPARTMENT OF CITYWIDE ADMIN SERVICE	5,416,307
858	DEPARTMENT OF INFO TECH & TELECOMM		
	001	PERSONAL SERVICES	
		OSA Collective Bargaining - OC	17,305
		OSA Collective Bargaining - C	346,953

TO

858	DEPARTMENT OF INFO TECH & TELECOMM		
		Subtotal for PERSONAL SERVICES	364,258
	002	OTHER THAN PERSONAL SERVICES	
		Microsoft Server and Desktop Licensing	9,474,248
		Data Analytics	500,000
		Expense Needs	3,568,617
		Subtotal for OTHER THAN PERSONAL SERVICES	13,542,865
		Subtotal for DEPARTMENT OF INFO TECH & TELECOMM	13,907,123
860	DEPARTMENT OF RECORDS & INFORMATION SVS		
	100	PERSONAL SERVICES	
		Collective Bargaining (CTL), OSA	13,775
		Subtotal for PERSONAL SERVICES	13,775
	200	OTHER THAN PERSONAL SERVICES	
		Records Disposal Team	80,000
		Program Licensing Fees	63,152
		Vital Records Contract	288,035
		Subtotal for OTHER THAN PERSONAL SERVICES	431,187
		Subtotal for DEPARTMENT OF RECORDS & INFORMATION S	444,962
866	DEPARTMENT OF CONSUMER AFFAIRS		
	001	ADMINISTRATION	
		OSA Collective Bargaining	21,431
		Subtotal for ADMINISTRATION	21,431
	002	LICENSING/ENFORCEMENT	
		Times Square Enforcement	66,000
		OSA Collective Bargaining	21,063
		Synthetic Marijuana	99,000
		Subtotal for LICENSING/ENFORCEMENT	186,063
	003	OTHER THAN PERSONAL SERVICE	
		Times Square Enforcement	40,340
		City Service Corps (DCA/OFA)	-10,595
		Synthetic Marijuana	78,960
		Subtotal for OTHER THAN PERSONAL SERVICE	108,705
		Subtotal for DEPARTMENT OF CONSUMER AFFAIRS	316,199

TO

901	DISTRICT ATTORNEY NEW YORK COUNTY		
	001 PERSONAL SERVICES		
		DA Revenue Agreement	1,048,209
		DANY CB Carpenter Increase	105,785
		Subtotal for PERSONAL SERVICES	1,153,994
		Subtotal for DISTRICT ATTORNEY NEW YORK COUNTY	1,153,994
902	DISTRICT ATTORNEY BRONX COUNTY		
	001 PERSONAL SERVICES		
		BXDA OSA CB Increase	16,291
		Subtotal for PERSONAL SERVICES	16,291
		Subtotal for DISTRICT ATTORNEY BRONX COUNTY	16,291
903	DISTRICT ATTORNEY KINGS COUNTY		
	001 PERSONAL SERVICES		
		DA Revenue Agreement	242,722
		KCDA OSA CB Increase	16,970
		Subtotal for PERSONAL SERVICES	259,692
		Subtotal for DISTRICT ATTORNEY KINGS COUNTY	259,692
904	DISTRICT ATTORNEY QUEENS COUNTY		
	001 PERSONAL SERVICES		
		DA Revenue Agreement	844,275
		QCDA OSA CB Increase	5,587
		Subtotal for PERSONAL SERVICES	849,862
		Subtotal for DISTRICT ATTORNEY QUEENS COUNTY	849,862
905	DISTRICT ATTORNEY RICHMOND COUNTY		
	001 PERSONAL SERVICES		
		RCDA OSA CB Increase	8,953
		DA Revenue Agreement	110,610
		Subtotal for PERSONAL SERVICES	119,563
		Subtotal for DISTRICT ATTORNEY RICHMOND COUNTY	119,563
			322,268,695

TO

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JULISSA FERRERAS-COPELAND, *Chairperson*; JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 16, 2015.

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

At this point the Speaker (Council Member Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for M-356

Report of the Committee on Finance in favor of approving a Communication from the Office of Management & Budget regarding the Appropriation of new revenues of $304.2 million in Fiscal Year 2016, pursuant to Section 107(e) of the New York City Charter (MN-3).

The Committee on Finance to which the annexed preconsidered communication was referred on December 16, 2015, and was coupled with the resolution shown below, respectfully

REPORTS:

Introduction. At the meeting of the Committee on Finance of the City Council on December 16, 2015, the Council considered a communication, from the Office of Management and Budget of the Mayor, dated December 11, 2015, of a proposed request to modify, pursuant to Section 107(e) of the Charter of the City of New York, the Fiscal 2016 Expense Budget, and the revenue estimate related thereto prepared by the Mayor as of December 11, 2015

Analysis. The Council annually adopts the City's budget covering expenditures pursuant to Section 254 of the Charter. On June 26, 2015, the Council adopted the expense budget for fiscal year 2016 (the "Fiscal 2016 Expense Budget"). On December 11, 2015, the Mayor submitted to the Council a revenue estimate related to the Fiscal 2016 Expense Budget. On October 29, 2015 the Council adopted MN-1 modifying the Fiscal 2016 Expense Budget.

Circumstances have changed since the Council last amended the Fiscal 2016 Expense Budget.

Section I 07(e) provides one mechanism for the Mayor and the Council to amend the Expense Budget and related revenue estimate to reflect changes in circumstances that occur after adoption of a budget. Section 107(e) permits the modification of the budget in order to create new units of appropriation, to appropriate new revenues from any source other than categorical federal, state and private funding or to use previously unappropriated funds received from any source.

Discussion of Above-captioned Resolution. The above-captioned resolution would authorize the modifications to the Fiscal 2016 Expense Budget and related revenue estimate requested in the Communication.

This modification (MN-3) seeks to increase revenues in the net amount of $304.2 million compared to the Fiscal 2016 Adopted Budget. This represents an increase in City funds of approximately 0.53 percent.

MN-3 is the first revenue modification of Fiscal 2016 and it reflects changes since the Adopted Budget which are outlined in the Fiscal 2016 November Financial Plan.

MN-3 recognizes $304.2 million in new revenues, including $263.0 million from tax revenue, $40.6 million from miscellaneous revenues, and $522,000 from unrestricted intergovernmental aid.

For Fiscal 2016, tax revenue collections are increased by $263.0 million above adoption. This is largely due to a $157 million increase from the personal income tax, a $129 million increase from the real property transfer and mortgage recording taxes, and a $47 million increase in STAR for the personal income tax. These increases in tax collections were offset by a $156 million reduction in the business taxes.

For Fiscal 2016 miscellaneous revenue is up $40.6 million, mostly due to a $16.8 million increase in City University of New York ("CUNY") tuition revenue which was passed through to the university. Further, an additional $9 million comes from mayoral sundries, including $6 million derived from asset sales.

The resolution would also direct the City Clerk to forward a certified copy thereof to the Mayor and the Comptroller so that the Mayor, the Comptroller and the City Clerk may certify the Fiscal 2016 Expense Budget as amended thereby as the budget for the remainder of the fiscal year. The above-captioned resolution would take effect as of the date adopted.

(The following is the text of a Fiscal Impact Memo to the Finance Committee from the Finance Division of the New York City Council:)

TO: Honorable Melissa Mark-Viverito
Speaker
Honorable Julissa Ferreras-Copeland Chair, Finance Committee

FROM: Latonia McKinney, Director, Finance Division
Raymond Majewski, Deputy Director/Chief Economist, Finance Division
Tanisha Edwards, Chief Counsel, Finance Division
Rebecca Chasan, Assistant Counsel, Finance Division
Paul Sturm, Unit Head, Finance Division

DATE: December 16, 2015

SUBJECT: A Budget Modification (MN-3) for Fiscal 2016 that will appropriate $304.2 million in new revenues.

INITIATION: By letter dated December 11, 2015 the Director of the Office of Management and Budget submitted to the Council, pursuant to section 107(e) of the New York City Charter, a request to appropriate $304.2 million in new revenues. These new revenues will be used to increase the Budget Stabilization Account by $135.2 million and to add $169.0 million to the General Reserve.

BACKGROUND: This modification (MN-3) seeks to recognize $304.2 million in new revenues. This reflects changes since the June 2015 Financial Plan. Of these funds, $135.2 million is added to the Budget Stabilization Account, which will prepay debt service for Fiscal 2017, and $169.0 million is added to the General Reserve.

FISCAL IMPACT: This modification represents a net increase in the Fiscal 2016 budget of $304.2 million.

Accordingly, this Committee recommends its adoption.

In connection herewith, Council Member Ferreras-Copeland offered the following resolution:

Res. No. 942

RESOLUTION APPROVING A MODIFICATION (MN-3) PURSUANT TO SECTION 107(e) OF THE CHARTER OF THE CITY OF NEW YORK.

By Council Member Ferreras-Copeland.

Whereas, At a meeting the Committee on Finance of the City Council of the City of New York (the "City Council") on December 16, 2015, the Committee on Finance considered a communication, dated December 11, 2015, from the Mayor's Office of Management and Budget, of a proposed request to recognize a net increase in revenue pursuant to Section 107(e) of the Charter of the City of New York (the "Charter"), attached hereto as Exhibit A (the "Request to Appropriate"); and

Whereas, Section 107(e) of the Charter requires the City Council and the Mayor to follow the procedures and required approvals pursuant to Sections 254, 255, and 256 of the Charter, without regard to the dates specified therein, in the case of the proposed appropriation of any new revenues and the creation of new units of appropriation; and

Whereas, Section 107(e) of the Charter requires that any request by the Mayor respecting an amendment of the budget that involves an increase in the budget shall be accompanied by a statement of the source of current revenues or other identifiable and currently available funds required for the payment of such additional amounts, attached hereto as Exhibit B (together with the Request to Appropriate, the "Revenue Modification");

NOW, THEREFORE, The Council of the City of New York hereby resolves as follows:

Approval of Modification. The City Council hereby approves the Revenue Modification pursuant to Section 107(e) of the Charter.

Further Actions. The City Council directs the City Clerk to forward a certified copy of this resolution to the Mayor and the Comptroller as soon as practicable so that the Mayor, the Comptroller and the City Clerk may certify the Fiscal 2016 Expense Budget as amended by this resolution as the budget for the remainder of the fiscal year.

Effective Date. This resolution shall take effect as of the date hereof.

ATTACHMENT:

The City of New York
Office of Management and Budget
255 Greenwich Street · New York, New York 10007 - 2146
(212) 788-5900

Dean Fuleihan
Director

EXHIBIT A

December 11, 2015

TO THE CITY COUNCIL

Dear Council Members:

In accordance with Section 107(e) of the New York City Charter, I seek your approval to appropriate new revenues of $304 2 million in fiscal year 2016.

This modification (MN-3) will implement revenue budget changes reflected in the City's November Financial Plan. The $304.2 million of new revenues will be used to increase the Budget Stabilization Account by $135.2 million to prepay fiscal year 2017 debt service in fiscal year 2016. In addition, an adjustment to the General Reserve will be implemented to maintain the funding in the City's General Reserve.

Your approval of modification MN-3 is respectfully requested.

Sincerely,

Dean Fuleihan

FISCAL YEAR 2016 MODIFICATION
MN-3

098	Miscellaneous 002 General Reserve	$168,980,663
099	Debt Service 004 Budget Stabilization Account	$135,181,395
	TOTAL	$ 304,162,058

Exhibit B - MN 3
Changes in Revenue by Revenue Source

Agency Name	Source	Description	Fiscal 2016
TAX AND AUDIT REVENUE CHANGES			
Mayoralty	00034	Real Property Tax Lien Sales	$17,000,000
Mayoralty	00049	Accrued Real Estate Tax Revenue	35,000,000
Mayoralty	00050	General Sales Tax	(32,000,000)
Mayoralty	00073	Commercial Motor Vehicle Tax	5,000,000
Mayoralty	00077	Mortgage Recording Tax	78,000,000
Mayoralty	00088	State Aid PIT Relief School Aid (STAR)	47,000,000
Mayoralty	00090	Personal Income Tax (PIT)	23,000,000
Mayoralty	00091	Refunds Of Personal Income Tax	134,000,000
Mayoralty	00093	General Corporation Tax (GCT)	(129,000,000)
Mayoralty	00099	Unincorporated Business Tax (UBT)	(27,000,000)
Mayoralty	00102	Pers Inc Tax City Emp Non-Res	10,000,000
Mayoralty	00103	Utility Tax	(8,000,000)
Mayoralty	00110	Payment In Lieu Of Taxes (PILOT)	30,000,000
Mayoralty	00122	Real Property Transfer Tax	51,000,000
Mayoralty	00135	Tax Audit Revenue	29,000,481
	TAX AND AUDIT REVENUE CHANGES TOTAL		***$263,000,481***
MISCELLANEOUS			
Charges for Services			
CUNY	00461	Higher Educ Ser/fees Community College	$16,799,862
HPD	00470	Other Services And Fees	5,085,000
DCAS	00470	Other Services And Fees	190,000
Records & Info	00470	Other Services And Fees	100,000
DOF	00476	Administrative Serv To Public	1,800,000
	Charges for Services Subtotal		***$23,974,862***
Charges			
Mayoralty	00521	Reimbursement From Water Board	$1,882,000
	Water and Sewage Charges Subtotal		***$1,882,000***
Fines and Forfeitures			
DOF	00603	Fines - ECB	$3,200,000
	Fines and Forfeitures Subtotal		***$3,200,000***
Other Miscellaneous			
DCAS	00820	Sales Of City Real Property	$2,440,000
Mayoralty	00859	Sundries	9,091,237
B'klyn Boro Pres	00859	Sundries	51,000
	Other Miscellaneous Subtotal		***$11,582,237***
	MISCELLANEOUS TOTAL		***$40,639,099***
UNRESTRICTED INTERGOVERNMENTAL AID			
Mayoralty	55025	Federal Cash Adjustments	$522,478
	UNRESTRICTED INTERGOVERNMENTAL AID TOTAL		***$522,478***
	GRAND TOTAL		**$304,162,058**

Exhibit B - MN 3
Changes in Revenue by Revenue Source

Agency Name	Source	Description	Fiscal 2016
		SUMMARY	
		TAX AND AUDIT REVENUE CHANGES	
		Real Estate	$52,000,000
		Sales	(32,000,000)
		Mortgage Recording	78,000,000
		Personal Income	157,000,000
		General Corporation	(129,000,000)
		Unincorporated Business	(27,000,000)
		Utility	(8,000,000)
		Real Property Transfer	51,000,000
		Others	45,000,000
		Audit	29,000,481
		STAR	47,000,000
		TAX AND AUDIT REVENUE TOTAL	**$263,000,481**
		MISCELLANEOUS	
		Charges for Services	$23,974,862
		Water and Sewage Charges	1,882,000
		Fines and Forfeitures	3,200,000
		Other Miscellaneous	11,582,237
		MISCELLANEOUS TOTAL	**$40,639,099**
		UNRESTRICTED INTERGOVERNMENTAL AID	
		Federal Cash Adjustments	$522,478
		UNRESTRICTED INTERGOVERNMENTAL AID TO	**$522,478**
		GRAND TOTAL	**$304,162,058**

page 1

JULISSA FERRERAS-COPELAND, *Chairperson*; JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 16, 2015.

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

At this point the Speaker (Council Member Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for L.U. No. 310

Report of the Committee on Finance in favor of approving 96 Rockwell Community Access Housing Development Fund Company, 96 Rockwell Place, Block 2106, Lot 1002; Brooklyn, Community District No. 2, Council District No. 35.

The Committee on Finance to which the annexed preconsidered communication was referred on December 16, 2015, and was coupled with the resolution shown below, respectfully

REPORTS:

(The following is the text of a Memo sent to the Finance Committee from the Finance Division of the New York City Council:)

December 16, 2015

TO: Hon. Julissa Ferreras-Copeland
Chair, Finance Committee
Members of the Finance Committee

FROM: Rebecca Chasan, Assistant Counsel, Finance Division

RE: Finance Committee Agenda of December 16, 2015 - Resolution approving a tax exemption for five Land Use Items (Council Districts 9, 34, 35, 46 and 49)

Item 1: Riverton Square

Riverton Square consists of 7 buildings with 1,229 units of rental housing for low- and moderate-income households. Under the proposed project, Riverton Square Housing Development Fund Corporation ("HDFC") will acquire the property and

Riverton Square, LLC will become the beneficial owner and will operate the property. The project is being sponsored by A&E Real Estate. Under the proposed project, 975 of the units will be set aside as affordable and the remaining units will be rented at market rate. The property currently does not receive any exemption from real property taxation.

In order to ensure the continued affordability of the property, pursuant to Section 577 of the Private Housing Finance Law, the Department of Housing Preservation and Development ("HPD") is requesting that the Council grant the property a full 30-year exemption from real property taxation. HPD, the HDFC, and the LLC will enter into a regulatory agreement that will be coterminous with the property tax exemption and which will require that one-third of the affordable housing units be rented to households whose incomes do not exceed 60% of Area Median Income ("AMI"), one-third of the affordable housing units be rented to households whose incomes do not exceed 80% of AMI, and one-third of the affordable housing units be rented to households whose incomes do not exceed 125% of AMI. The maximum rents will be set as affordable to households earning up to those AMIs, respectively. In 2015, those AMIs were as follows:

AMI	**Family of Four**	**Family of Three**	**Family of Two**	**Individual**
60% of AMI	$51,780	$46,620	$41,460	$36,300
80% of AMI	$69,040	$62,160	$55,280	$48,400
125% of AMI	$107,875	$97,125	$86,375	$75,625

The specified AMIs were the result of long-term negotiations between Council and the sponsor, with the Council negotiating to ensure that the AMIs reflected the income thresholds of low- to moderate-income households so that these households would have access to affordable housing within Riverton Square.

In addition, as a result of these negotiations, the sponsor agreed to the Council's condition that all hazardous violations must be removed immediately and that the non-hazardous violations must be resolved within six months. Additionally, the sponsor and the Council have agreed for the sponsor to contribute $40 million in capital improvements for the benefit of the property, with improvements made in the order requested by the tenants. The Council and the sponsor have also agreed to allow tenant input on significant operational changes and capital improvements to the property.

Summary:

- Council District – 9
- Council Member – Dickens

- Council Member approval – Yes
- Borough – Manhattan
- Block/Lot – 1760/1 and 101
- Number of Buildings – 7
- Number of Units – 1,229 (975 units will be affordable and the remainder will be market rate)
- Type of Exemption – Article XI, full exemption for 30 years
- Population Served – Rentals for low- and moderate-income households
- Sponsor/Developer – Riverton Square HDFC, Riverton Square LLC, and A&E Real Estate
- Cost to the City – $92,400,000
- Open violations or other known problems with the City – 1 DOB violation, 4 ECB violations, 86 Class A violations, 154 Class B violations, and 43 Class C violations. The sponsor has agreed to the Council's condition that all hazardous violations must be removed immediately and that the non-hazardous violations must be resolved within six months.
- Income Limitations – Of the 975 affordable units, one-third of the units will be rented to households earning up to 60% of AMI, one-third of the units will be rented to households earning up to 80% of AMI, and one-third of the units will be rented to households earning up to 125%:
- Rent Limitations – Maximum rents set as affordable to households earning up to 60%, 80%, and 125% of AMI, respectively

Item 2: Monsignor Alexius Jarka Hall

Monsignor Alexius Jarka Hall consists of 4 buildings with 64 units of rental housing for low-income senior citizens and a parking lot used by tenants and the public. Monsignor Alexius Jarka Hall Housing Development Fund Company ("HDFC") developed the project under the Section 202 Supportive Housing Program for the Elderly, with financing and operating subsidies from the United States Department of Housing and Urban Development ("HUD") and a tax exemption from the City. The HDFC now wishes to refinance its original HUD mortgage in order to fund needed repairs, decrease debt service, and meet other financial obligations. In connection with such refinancing, the HDFC will convey beneficial ownership of the property to Jarka Hall, LP. The HDFC and the LP will enter into a HUD Use Agreement which, among other things, requires that the project continue to provide rental housing for low-income senior citizens.

In 2007, the Council granted the property a partial property tax exemption pursuant to Section 577 of the Private Housing Finance Law which would be terminated upon the proposed refinancing. Therefore, HPD is requesting that the Council approve a new, 35-year partial exemption from real property taxation. HPD, the HDFC, and the LP will enter into a regulatory agreement that will be coterminous with the property tax exemption and which will require that the housing units be rented to households

whose incomes do not exceed 80% of AMI. Tenants will not pay more than 30% of their incomes in rent. In 2015, 80% of AMI is as follows:

AMI	Family of Four	Family of Three	Family of Two	Individual
80% of AMI	$69,040	$62,160	$55,280	$48,400

Summary:

- Council District – 34
- Council Member – Reynoso
- Council Member approval – Yes
- Borough – Brooklyn
- Block/Lot – 2365/19; 2360/1,4,6
- Number of Buildings – 4
- Number of Units – 64
- Type of Exemption – Article XI, partial exemption for 35 years
- Population Served – Rentals for low-income senior citizens
- Sponsor/Developer – Monsignor Alexius Jarka Hall HDFC
- Cost to the City – $3,208,288
- Open violations or other known problems with the City – 2 Class B violations, 2 Class C violations
- Income Limitations – Units rented to households earning up to 80% of AMI
- Rent Limitations – Tenant will not pay more than 30% of their income in rent

Item 3: 96 Rockwell Place/Condo Unit 2A

96 Rockwell Place/Condo Unit 2A contains one unit of rental housing for a low-income household within a condominium building otherwise containing market rate units. In 2011, Community Access Housing Development Fund Company (“HDFC”) acquired title to the unit from 96 Rockwell, LLC and assumed 96 Rockwell, LLC's obligation, pursuant to the terms of a 2006 Lower Income Housing Plan Written Agreement ("Regulatory Agreement") between 96 Rockwell LLC and HPD to preserve the unit as lower-income housing in accordance with the Inclusionary Housing Program.

The unit currently receives an exemption from and/or abatement of real property taxation pursuant to Section 489 of the Real Property Tax Law (“J-51 Benefits”). However, in order to ensure the continued affordability of the unit, pursuant to Section 577 of the Private Housing Finance Law, HPD is requesting that the Council grant a partial 40-year exemption from real property taxation which will be reduced by an amount equal to any concurrent J-51 Benefits. HPD and the HDFC will enter

into a regulatory agreement that will be coterminous with the property tax exemption and which will require that the housing unit be rented to a household whose income does not exceed 80% of AMI. Rents will be set as affordable to a household earning up to 80% of AMI. In 2015, 80% of AMI is as follows:

AMI	Family of Four	Family of Three	Family of Two	Individual
80% of AMI	$69,040	$62,160	$55,280	$48,400

Summary:

- Council District – 35
- Council Member – Cumbo
- Council Member approval – Yes
- Borough – Brooklyn
- Block/Lot – 2106/1002
- Number of Units – 1 (this is an inclusionary housing unit within a larger, market rate condo building)
- Type of Exemption – Article XI, full exemption for 40 years
- Population Served – Rentals for a low-income household
- Sponsor/Developer – Community Access HDFC
- Cost of the Exemption over the Full Exemption Period – $171,915
- Open Violations or Outstanding Debt to the City – None
- Income Limitations – Unit rented to a household earning up to 80% of AMI
- Rent Limitations – Maximum rent set as affordable to household earning up to 80% of AMI

Item 4: East 94th Street

East 94th Street consists of 1 building with 40 units of rental housing for low- and moderate-income households. Under the proposed project, EF94 LLC, which acquired the property on March 31, 2015 with private funds, will convey the property to HP East 94th Street Housing Development Fund Company ("HDFC"). The LLC will retain beneficial ownership and will operate the property. The property currently does not receive any exemption from real property taxation.

In order to facilitate the project, HPD is requesting, pursuant to Section 577 of the Private Housing Finance Law, that the Council grant a partial 35-year exemption from real property taxation. HPD, the HDFC, and the LLC will enter into a regulatory agreement that will be coterminous with the property tax exemption and which will require that 18 of the housing units be rented to households whose incomes do not exceed 80% of AMI, 18 of the housing units be rented to households

whose incomes do not exceed 95% of AMI, and 4 housing units be rented to households whose incomes do not exceed 130% of AMI. Rents will be set as affordable to households earning up to 70%, 85%, and 120% of AMI, respectively. In 2015, 80%, 95%, and 130% of AMI is as follows:

AMI	Family of 4	Family of 3	Family of 2	Individual
80% of AMI	$69,040	$62,160	$55,280	$48,400
95% of AMI	$81,985	$73,815	$65,645	$57,475
130% of AMI	$112,190	$101,010	$89,830	$78,650

Summary:

- Council District – 46
- Council Member – Maisel
- Council Member approval – Yes
- Borough – Brooklyn
- Block/Lot – 8144/20
- Number of Buildings – 1
- Number of Units – 40
- Type of Exemption – Article XI, partial exemption for 35 years
- Population Served – Rentals for low- and middle-income households
- Sponsor/Developer – HP East 94th Street HDFC and EF94 LLC
- Cost to the City – $2,499,647
- Open violations or other known problems with the City – 18 Class B violations, 1 Class C violation
- Income Limitations – 18 units rented to households earning up to 80%, 18 units rented to households earning up to 95%, and 4 units rented to households earning up to 130% of AMI
- Rent Limitations – Maximum rents set as affordable to households earning up to 70%, 85%, and 120% of AMI respectively

Item 5: Fox Hill Apartments

Fox Hill Apartments consists of 3 buildings with 364 units of rental housing for low-income households. Under the proposed project, Fox Hill Housing Development Fund Company ("HDFC") will acquire the property and Fox Hill Partners, LLC, the entity which currently owns the property, will become the beneficial owner and will operate the property. The HDFC and the LLC will finance the acquisition and rehabilitation of the property with low-income housing tax credits and loans from the City of New York Housing Development Corporation ("HDC") and HPD.

The property currently receives J-51 Benefits. However, in order to ensure the continued affordability of the property, pursuant to Section 577 of the Private Housing Finance Law, HPD is requesting that the Council grant the property a partial 40-year exemption from real property taxation which will be reduced by an amount equal to any concurrent J-51 Benefits. HPD, the HDFC, and the LLC will enter into a regulatory agreement that will be coterminous with the property tax exemption and which will require that the housing units be rented to households whose incomes do not exceed 80% of AMI. Eligible tenants will receive project-based Section 8 rent subsidies and tenants will not pay more than 30% of their incomes in rent. In 2015, 80% of AMI is as follows:

AMI	Family of Four	Family of Three	Family of Two	Individual
80% of AMI	$69,040	$62,160	$55,280	$48,400

Summary:

- Council District – 49
- Council Member – Rose
- Council Member approval – Yes
- Borough – Staten Island
- Block/Lot – 2871/1
- Number of Buildings – 3
- Number of Units – 364
- Type of Exemption – Article XI, partial exemption for 40 years
- Population Served – Rentals for low-income households
- Sponsor/Developer – HP Fox Hill HDFC and Fox Hill Partners, LLC
- Cost to the City – $11.7 million
- Open violations or other known problems with the City –
  - 141 Park Hill Avenue (19 Class A; 48 Class B; 8 Class C)
  - 320 Vanderbilt Avenue (19 Class A; 49 Blass B; 6 Class C)
  - 350 Vanderbilt Avenue (14 Class A; 44 Class B; 4 Class C)

  The violations will be addressed as part of the rehabilitation of the property.
- Income Limitations – Units rented to households earning up to 80% of AMI
- Rent Limitations – Tenants will not pay more than 30% of their incomes in rent

Accordingly, this Committee recommends its adoption.

In connection herewith, Council Member Ferreras-Copeland offered the following resolution:

Res. No. 943

Resolution approving an exemption from real property taxes for property located at (Block 2106, Lot 1002) Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 310).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council its request dated September 21, 2015 that the Council take the following action regarding a housing project located at (Block 2106, Lot 1002) Brooklyn ("Exemption Area"):

Approve an exemption of the Project from real property taxes pursuant to Section 577 of the Private Housing Finance Law (the "Tax Exemption");

WHEREAS, the project description that HPD provided to the Council states that the purchaser of the Project (the "Sponsor") is a duly organized housing development fund company under Article XI of the Private Housing Finance Law;

WHEREAS, the Council has considered the financial implications relating to the Tax Exemption;

RESOLVED:

The Council hereby grants an exemption from real property taxes as follows:

1. For the purposes hereof, the following terms shall have the following meanings:

(a) "Effective Date" shall mean April 15, 2011.

(b) "Exemption" shall mean the exemption from real property taxation provided hereunder with respect to the Exemption Area.

(c) "Exemption Area" shall mean the real property located in the Borough of Brooklyn, City and State of New York, identified as Block 2106, Lot 1002 on the Tax Map of the City of New York.

(d) "Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be

owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

(e) "HDFC" shall mean Community Access Housing Development Fund Company, Inc.

(f) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.

(g) "J-51 Benefits" shall mean any tax benefits pursuant to Section 489 of the Real Property Tax Law which are in effect on the Effective Date.

(h) "Regulatory Agreement" shall mean the Lower Income Housing Plan Written Agreement, dated November 17, 2006, between HPD and 96 Rockwell LLC.

2. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any devoted to business or commercial use) shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon Expiration Date.

3. Notwithstanding any provision hereof to the contrary:

(a) The Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) the Exemption Area is conveyed to a new owner without the prior written approval of HPD, or (v) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the Exemption shall prospectively terminate.

(b) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid by or on behalf of the HDFC or any other owner of the Exemption Area prior to the Effective Date.

4. In consideration of the Exemption, the HDFC, for so long as the Exemption shall remain in effect, shall waive the benefits of any additional or concurrent

exemption from or abatement of real property taxation which may be authorized under any existing or future local, state, or federal law, rule, or regulation. Notwithstanding the preceding sentence, the J-51 Benefits shall remain in effect, but the Exemption shall be reduced by the amount of such J-51 Benefits as provided herein.

JULISSA FERRERAS-COPELAND, *Chairperson*; JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 16, 2015.

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

At this point the Speaker (Council Member Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for L.U. No. 311

Report of the Committee on Finance in favor of approving Fox Hill Apartments, Block 2871, Lot 1; Staten Island, Community District No. 1, Council District No. 49.

The Committee on Finance to which the annexed preconsidered communication was referred on December 16, 2015, and was coupled with the resolution shown below, respectfully

REPORTS:

(For text of the Finance Memo, please see the Report of the Committee on Finance for LU No. 310 printed in these Minutes)

Accordingly, this Committee recommends its adoption.

In connection herewith, Council Member Ferreras-Copeland offered the following resolution:

Res. No. 944

Resolution approving an exemption from real property taxes for property located at (Block 2871, Lot 1) Staten Island, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 311).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council its request dated November 17, 2015 that the Council take the following action regarding a housing project located at (Block 2871, Lot 1) Staten Island ("Exemption Area"):

Approve an exemption of the Project from real property taxes pursuant to Section 577 of the Private Housing Finance Law (the "Tax Exemption");

WHEREAS, the project description that HPD provided to the Council states that the purchaser of the Project (the "Sponsor") is a duly organized housing development fund company under Article XI of the Private Housing Finance Law;

WHEREAS, the Council has considered the financial implications relating to the Tax Exemption;

RESOLVED:

The Council hereby grants an exemption from real property taxes as follows:

1. For the purposes hereof, the following terms shall have the following meanings:

(a) "Company" shall mean Fox Hill Housing LLC.

(b) "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, or (ii) the date that HPD and the Owner enter into the HPD Regulatory Agreement.

(c) "Exemption" shall mean the exemption from real property taxation provided hereunder with respect to the Exemption Area.

(d) "Exemption Area" shall mean the real property located in the Borough of Staten Island, City and State of New York, identified as Block 2871, Lot 1 on the Tax Map of the City of New York.

(e) "Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date <u>of the expiration or termination of the Regulatory Agreement,</u> (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

(f) "HDFC" shall mean HP Fox Hill Housing Development Fund Company, Inc.

(g) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.

(h) "J-51 Benefits" shall mean any tax benefits pursuant to Section 489 of the Real Property Tax Law for the Exemption Area which are in effect on the Effective Date.

(i) "Owner" shall mean, collectively, the HDFC and the Company.

(j) "PHFL" shall mean the Private Housing Finance Law.

(k) "Regulatory Agreement" shall mean the regulatory agreement between HPD and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the Exemption.

(l) "Shelter Rent" shall mean ten percent (10%) of the total rents received in the first year of the Exemption from the commercial and residential occupants of the Exemption Area, including any federal subsidy (including, but not limited to, Section 8, rent supplements, and rental assistance), less the cost of providing to such occupants electricity, gas, heat, and other utilities.

(m) "Shelter Rent Tax" shall mean an amount equal to (i) Shelter Rent, plus (ii) an additional amount equal to twenty-five percent (25%) of the amount by which the total contract rents applicable to the housing project for that year (as adjusted and established pursuant to Section 8 of the United States Housing Act of 1937, as amended) exceed the total contract rents which are authorized as of the Effective Date.

2. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.

3. Commencing upon the Effective Date, and during each year thereafter until the Expiration Date, the Owner shall make real property tax payments in the sum of the Shelter Rent Tax. Notwithstanding the foregoing, the total annual real property tax payment by the Owner shall not at any time exceed the amount of real property taxes that would otherwise be due in the absence of any form of exemption from or abatement of real property taxation provided by an existing or future local, state, or federal law, rule, or regulation.

4. Notwithstanding any provision hereof to the contrary:

(a) The Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) the Exemption Area is conveyed to a new owner without the prior written approval of HPD, or (v) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to the Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the Exemption shall prospectively terminate.

(b) The Exemption shall apply to all land in the Exemption Area, but shall only apply to buildings on the Exemption Area that exist on the Effective Date.

(c) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.

5. In consideration of the Exemption, the owner of the Exemption Area, for so long as the Exemption shall remain in effect, shall waive the benefits, if any, of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state or federal law, rule or regulation. Notwithstanding the foregoing, the J-51 Benefits shall remain in effect, but (i) the Exemption shall be reduced by the amount of such J-51 Benefits, and (ii) the Shelter Rent Tax shall not be reduced by the amount of such J-51 Benefits.

JULISSA FERRERAS-COPELAND, *Chairperson*; JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 16, 2015.

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

At this point the Speaker (Council Member Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for L.U. No. 312

Report of the Committee on Finance in favor of approving HP East 94th Street HDFC, Block 8144, Lot 20; Brooklyn, Community District No. 18, Council District No. 46.

The Committee on Finance to which the annexed preconsidered communication was referred on December 16, 2015, and was coupled with the resolution shown below, respectfully

REPORTS:

(For text of the Finance Memo, please see the Report of the Committee on Finance for LU No. 310 printed in these Minutes)

Accordingly, this Committee recommends its adoption.

In connection herewith, Council Member Ferreras-Copeland offered the following resolution:

Res. No. 945

Resolution approving an exemption from real property taxes for property located at (Block 8144, Lot 20) Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No.312).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council its request dated November 9, 2015 that the Council take the following action regarding a housing project located at (Block 8144, Lot 20) Brooklyn ("Exemption Area"):

Approve an exemption of the Project from real property taxes pursuant to Section 577 of the Private Housing Finance Law (the "Tax Exemption");

WHEREAS, the project description that HPD provided to the Council states that the purchaser of the Project (the "Sponsor") is a duly organized housing development fund company under Article XI of the Private Housing Finance Law;

WHEREAS, the Council has considered the financial implications relating to the Tax Exemption;

RESOLVED:

The Council hereby grants an exemption from real property taxes as follows:

1. For the purposes hereof, the following terms shall have the following meanings:

(a) "Company" shall mean EF94 LLC.

(b) "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, or (ii) the date that HPD and the Owner enter into the HPD Regulatory Agreement.

(c) "Exemption" shall mean the exemption from real property taxation provided hereunder.

(d) "Exemption Area" shall mean the real property located in the Borough of Brooklyn, City and State of New York, identified as Block 8144, Lot 20 on the Tax Map of the City of New York.

(e) "Expiration Date" shall mean the earlier to occur of (i) a date which is thirty-five (35) years from the Effective Date, (ii) the date of the expiration or termination of the HPD Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

(f) "HDFC" shall mean HP East 94th Street Housing Development Fund Company, Inc.

(g) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.

(h) "HPD Regulatory Agreement" shall mean the regulatory agreement between HPD and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the Exemption.

(i) "Owner" shall mean, collectively, the HDFC and the Company.

(j) "Shelter Rent" shall mean the total rents received from the commercial and residential occupants of the Exemption Area, including any federal subsidy (including, but not limited to, Section 8, rent supplements and rental assistance), less the cost of providing to such occupants electricity, gas, heat and other utilities.

(k) "Shelter Rent Tax" shall mean an amount equal to one quarter of one percent (0.25%) of Shelter Rent.

2. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to the business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.

3. Commencing upon the Effective Date, and during each year thereafter until the Expiration Date, the Owner shall make real property tax payments in the sum of the Shelter Rent Tax. Notwithstanding the foregoing, the total annual real property tax payment by the Owner shall not at any time exceed the amount of real property taxes that would otherwise be due in the absence of any form of exemption from or abatement of real property taxation provided by any existing or future local, state, or federal law, rule or regulation.

4. Notwithstanding any provision hereof to the contrary:

(a) The Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance law, (ii) the Exemption Area is not being operated in accordance with the requirements of the HPD Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) the Exemption Area is conveyed to a new owner without the prior written approval of HPD, or (v) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to the Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the Exemption shall prospectively terminate.

(b) The Exemption shall apply to all land in the Exemption Area, but shall only apply to a building that exists on the Effective Date.

(c) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.

5. In consideration of the Exemption, the owner of the Exemption Area shall, for so long as the Exemption shall remain in effect, waive the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state or federal law, rule or regulation.

JULISSA FERRERAS-COPELAND, *Chairperson*; JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 16, 2015.

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

At this point the Speaker (Council Member Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for L.U. No. 313

Report of the Committee on Finance in favor of approving Monsignor Alexius Jarka Hall, Block 2365, Lot 19 and Block 2360, Lots 1, 4, and 6; Brooklyn, Community District No. 1, Council District No. 34.

The Committee on Finance to which the annexed preconsidered communication was referred on December 16, 2015, and was coupled with the resolution shown below, respectfully

REPORTS:

(For text of the Finance Memo, please see the Report of the Committee on Finance for LU No. 310 printed in these Minutes)

Accordingly, this Committee recommends its adoption.

In connection herewith, Council Member Ferreras-Copeland offered the following resolution:

Res. No. 946

Resolution approving an exemption from real property taxes for property located at (Block 2365, Lot 19, and Block 2360, Lots 1, 4, and 6) Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 313).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council its request dated November 9, 2015 that the Council take the following action regarding a housing project located at

(Block 2365, Lot 19, and Block 2360, Lots 1, 4, and 6) Brooklyn ("Exemption Area"):

Approve an exemption of the Project from real property taxes pursuant to Section 577 of the Private Housing Finance Law (the "Tax Exemption");

WHEREAS, the project description that HPD provided to the Council states that the purchaser of the Project (the "Sponsor") is a duly organized housing development fund company under Article XI of the Private Housing Finance Law;

WHEREAS, the Council has considered the financial implications relating to the Tax Exemption;

RESOLVED:

The Council hereby grants an exemption from real property taxes as follows:

1. For the purposes hereof, the following terms shall have the following meanings:

   (a) "Effective Date" shall mean the date of repayment or refinancing of the HUD Mortgage.

   (b) "Exemption Area" shall mean the real property located in the Borough of Brooklyn, City and State of New York, identified as Block 2365, Lot 19, and Block 2360, Lots 1, 4, and 6 on the Tax Map of the City of New York.

   (c) "Expiration Date" shall mean the earlier to occur of (i) a date which is thirty-five (35) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

   (d) "HDFC" shall mean Monsignor Alexius Jarka Hall Development Fund Company, Inc.

   (e) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.

   (f) "HUD" shall mean the Department of Housing and Urban Development of the United States of America.

(g) "HUD Mortgage" shall mean the original loan made by HUD to the HDFC in connection with the Section 202 Supportive Housing Program for the Elderly, which loan was secured by a mortgage on the Exemption Area.

(h) "New Exemption" shall mean the exemption from real property taxation provided hereunder with respect to the Exemption Area.

(i) "Owner" shall mean, collectively, the HDFC and the Partnership.

(j) "Partnership" shall mean Jarka Hall, L.P.

(k) "Prior Exemption" shall mean the exemption from real property taxation for the Exemption Area approved by the Council of The City of New York on August 22, 2007 (Res. No. 1009).

(l) "Regulatory Agreement" shall mean a regulatory agreement between HPD and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the New Exemption.

(m) "Use Agreement" shall mean the use agreement by and between the Owner and HUD which commences on or before the Effective Date, runs with the land, binds all subsequent owners and creditors of the Exemption Area, and requires that the Exemption Area continue to operate on terms at least as advantageous to existing and future tenants as the terms required by the original Section 202 loan agreement or any Section 8 rental assistance payments contract or any other rental housing assistance contract and all applicable federal regulations.

2. The Prior Exemption shall terminate upon the Effective Date.

3. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.

4. Commencing upon the Effective Date, and during each year thereafter until the Expiration Date, the Owner shall make real property tax payments in the sum of (i) $138,527, plus (ii) an additional amount equal to twenty-five percent (25%) of the amount by which the total contract rents applicable to the housing project for that year (as adjusted and established pursuant to Section 8 of the United States Housing Act of 1937, as amended) exceed the

total contract rents which are authorized as of the Effective Date. Notwithstanding the foregoing, the total annual real property tax payment by the Owner shall not at any time exceed the amount of real property taxes that would otherwise be due in the absence of any form of exemption from or abatement of real property taxation provided by an existing or future local, state, or federal law, rule, or regulation.

5. Notwithstanding any provision hereof to the contrary:

   (a) The New Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) the Exemption Area is conveyed to a new owner without the prior written approval of HPD, or (v) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to the Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the New Exemption shall prospectively terminate.

   (b) The New Exemption shall apply to all land in the Exemption Area, but shall only apply to a building in the Exemption Area that exists on the Effective Date.

   (c) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.

   (d) All previous resolutions, if any, providing an exemption from or abatement of real property taxation with respect to the Exemption Area are hereby revoked.

6. In consideration of the New Exemption, prior to or simultaneous with repayment or refinancing of the HUD Mortgage, the Owner, for itself, its successors and assigns, shall (i) execute and record a Use Agreement, (ii) execute and record a Regulatory Agreement, and (iii) waive, for so long as the New Exemption shall remain in effect, the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state or federal law, rule or regulation.

JULISSA FERRERAS-COPELAND, *Chairperson*; JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 16, 2015.

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

At this point the Speaker (Council Member Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for L.U. No. 314

Report of the Committee on Finance in favor of approving Riverton Square, Block 1760, Lots 1 and 101; Manhattan, Community District No. 11, Council District No. 9.

The Committee on Finance to which the annexed preconsidered communication was referred on December 16, 2015, and was coupled with the resolution shown below, respectfully

REPORTS:

(For text of the Finance Memo, please see the Report of the Committee on Finance for LU No. 310 printed in these Minutes)

Accordingly, this Committee recommends its adoption.

In connection herewith, Council Member Ferreras-Copeland offered the following resolution:

Res. No. 947

Resolution approving an exemption from real property taxes for property located at (Block 1760, Lots 1 and 101) Manhattan, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 314).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council its request dated December 11, 2015

that the Council take the following action regarding a housing project located at (Block 1760, Lots 1 and 101) Manhattan ("Exemption Area"):

Approve an exemption of the Project from real property taxes pursuant to Section 577 of the Private Housing Finance Law (the "Tax Exemption");

WHEREAS, the project description that HPD provided to the Council states that the purchaser of the Project (the "Sponsor") is a duly organized housing development fund company under Article XI of the Private Housing Finance Law;

WHEREAS, the Council has considered the financial implications relating to the Tax Exemption;

RESOLVED:

The Council hereby grants an exemption from real property taxes as follows:

1. For the purposes hereof, the following terms shall have the following meanings:

   (a) "Company" shall mean Riverton Square, LLC.

   (b) "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, or (ii) the date that the Owner and HPD enter into the Regulatory Agreement.

   (c) "Exemption" shall mean the exemption from real property taxation provided hereunder.

   (d) "Exemption Area" shall mean the real property located in the Borough of Manhattan, City and State of New York, identified as Block 1760, Lots 1 and 101 on the Tax Map of the City of New York.

   (e) "Expiration Date" shall mean the earlier to occur of (i) a date which is thirty (30) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

   (f) "HDFC" shall mean Riverton Square Housing Development Fund Corporation.

(g) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.

(h) "Regulatory Agreement" shall mean the regulatory agreement between the Owner and HPD establishing certain controls upon the operation of the Exemption Area during the term of the Exemption.

(i) "Owner" shall mean, collectively, the HDFC and the Company.

2. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.

3. Notwithstanding any provision hereof to the contrary:

(a) The Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance law, (ii) there has been an event of default pursuant to the Regulatory Agreement for which such Regulatory Agreement specifies termination of the Exemption as a remedy, or (iii) the Exemption Area or the Company is transferred to a new owner in a manner not permitted by the Regulatory Agreement. HPD shall deliver written notice of any such determination to the Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the Exemption shall prospectively terminate.

(b) The Exemption shall apply to all land in the Exemption Area, but shall only apply to a building that exists on the Effective Date.

(c) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.

4. In consideration of the Exemption, the owner of the Exemption Area shall, for so long as the Exemption shall remain in effect, waive the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state or federal law, rule or regulation.

JULISSA FERRERAS-COPELAND, *Chairperson*; JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 16, 2015.

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

Reports of the Committee on Land Use

Report for L.U. No. 301

Report of the Committee on Land Use in favor of approving Application No. C 150399 PPK submitted by the New York City Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the disposition of city-owned property located at 1 Clinton Street (aka 280 Cadman Plaza West), Block 239, Lot 16, Borough of Brooklyn, Community District 2, Council District 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 a vote of the council pursuant to 197-d(b)(3) of the Charter.

The Committee on Land Use to which the annexed Land Use item was referred on November 10, 2015 (Minutes, page 3995), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Land Use for LU No. 301 & Res No. 953 printed in the General Order Calendar section of this Meeting)

Accordingly, this Committee recommends its adoption.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, DARLENE MEALY, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, RUBEN WILLS, DONOVAN J. RICHARDS, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 10, 2015.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

Report for L.U. No. 302

Report of the Committee on Land Use in favor of approving Application No. C 150400 PQK submitted by the New York City Department of Citywide Administrative Services and the New York City Economic Development Corporation, pursuant to Section 197-c of the New York City Charter, for the acquisition of a condominium unit for use as a Brooklyn Public Library branch library, located at 1 Clinton Street (aka 280 Cadman Plaza West), Block 239, Lot 16, Borough of Brooklyn, Community District 2, Council District 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 a vote of the council pursuant to 197-d(b)(3) of the Charter.

The Committee on Land Use to which the annexed Land Use item was referred on November 10, 2015 (Minutes, page 3996), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Land Use for LU No. 302 & Res No. 954 printed in the General Order Calendar section of this Meeting)

Accordingly, this Committee recommends its adoption.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, DARLENE MEALY, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, RUBEN WILLS, DONOVAN J. RICHARDS, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 10, 2015.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

Report for L.U. No. 303

Report of the Committee on Land Use in favor of approving Application No. 20165204 HAX submitted by the New York City Department of Housing Preservation and Development pursuant to Section 577 of the Private Housing Finance Law for a real property tax exemption for 19 multiple

dwellings known as Bronx Shepherds, Borough of the Bronx, Community Boards 2, 3, 5, and 9, Council Districts 14, 15, 16, 17 and 18.

The Committee on Land Use, to which the annexed Land Use item was referred on November 10, 2015 (Minutes, page 3996) and which same item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

BRONX CBs - 2, 3, 5 and 9 **20165204 HAX**

Application submitted by the New York City Department of Housing Preservation and Development for the grant of a real property tax exemption pursuant to Section 577 of the Private Housing Finance Law for an Exemption Area identified as Block 2394, Lots 23, 26, 29 and 31; Block 2662, Lot 10; Block 2668, Lots 30 and 33; Block 2669, Lots 6 and 47; Block 2685, Lot 48; Block 2799, Lot 18; Block 2869, Lot 142; Block 2877, Lot 268; Block 2879, Lots 68 and 69; Block 2890, Lot 17; Block 2892, Lot 38; Block 2903, Lots 3, 41, 43 and 44; Block 2971, Lots 10, 12 and 14; and Block 3776, Lot 44; Borough of the Bronx.

INTENT

To approve a real property tax exemption pursuant to Section 577 of the Private Housing Finance Law for an exemption area that contains nineteen (19) multiple dwellings, known as Bronx Shepherds, which provide rental housing for low-income families.

PUBLIC HEARING

DATE: December 1, 2015

Witnesses in Favor: Four **Witnesses Against:** None

SUBCOMMITTEE RECOMMENDATION

DATE: December 1, 2015

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor: Cohen, Mealy, Rodriguez, Treyger

Against: *None* **Abstain:** *None*

COMMITTEE ACTION

DATE: December 10, 2015

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Palma, Arroyo, Garodnick, Mealy, Mendez, Rodriguez, Koo, Lander, Levin, Williams, Wills, Richards, Barron, Cohen, Kallos, Reynoso, Torres, Treyger

Against: *None* **Abstain:** *None*

In connection herewith, Council Members Greenfield and Dickens offered the following resolution:

Res. No. 948

Resolution to approve a real property tax exemption pursuant to Section 577 of the Private Housing Finance Law, for the Exemption Area located on Block 2394, Lots 23, 26, 29 and 31; Block 2662, Lot 10; Block 2668, Lots 30 and 33; Block 2669, Lots 6 and 47; Block 2685, Lot 48; Block 2799, Lot 18; Block 2869, Lot 142; Block 2877, Lot 268; Block 2879, Lots 68 and 69; Block 2890, Lot 17; Block 2892, Lot 38; Block 2903, Lots 3, 41, 43 and 44; Block 2971, Lots 10, 12 and 14; and Block 3776, Lot 44; Community Districts 2, 3, 5, and 9; Borough of the Bronx (L.U. No. 303; 20165204 HAX).

By Council Members Greenfield and Dickens.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on October 29, 2015 its request dated October 26, 2015 that the Council approve a tax exemption from real property taxes pursuant to Section 577 of the Private Housing Finance Law (the "New Exemption"), for real property located on Block 2394, Lots 23, 26, 29 and 31; Block 2662, Lot 10; Block 2668, Lots 30 and 33; Block 2669, Lots 6 and 47; Block 2685, Lot 48; Block 2799, Lot 18; Block 2869, Lot 142; Block 2877, Lot 268; Block 2879, Lots 68 and 69; Block 2890, Lot 17; Block 2892, Lot 38; Block 2903, Lots 3, 41, 43 and 44; Block 2971, Lots 10, 12 and 14; and Block 3776, Lot 44; Community Districts 2, 3, 5 and 9; Borough of the Bronx (the "Exemption Area"):

WHEREAS, upon due notice, the Council held a public hearing on the New Exemption on December 1, 2015; and

WHEREAS, the Council has considered the land use and financial implications and other policy issues relating to the New Exemption;

RESOLVED:

The Council approves the Tax Exemption for the Exemption Area pursuant to Section 577 of the Private Housing Finance Law as follows:

1. For the purposes hereof, the following terms shall have the following meanings:

(a) "Company" shall mean CPE Equities LLC.

(b) "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, or (ii) the date that HPD and the Owner enter into the Regulatory Agreement.

(c) "Exemption Area" shall mean the real property located in the Borough of the Bronx, City and State of New York, identified as Block 2394, Lots 23, 26, 29 and 31; Block 2662, Lot 10; Block 2668, Lots 30 and 33; Block 2669, Lots 6 and 47; Block 2685, Lot 48; Block 2799, Lot 18; Block 2869, Lot 142; Block 2877, Lot 268; Block 2879, Lots 68 and 69; Block 2890, Lot 17; Block 2892, Lot 38; Block 2903, Lots 3, 41, 43 and 44; Block 2971, Lots 10, 12 and 14; and Block 3776, Lot 44 on the Tax Map of the City of New York.

(d) "Expiration Date" shall mean the earlier to occur of (i) a date which is thirty-five (35) years from the Effective Date, (ii) the date of expiration or termination of the Regulatory Agreement or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

(e) "HDFC" shall mean CPE Housing Development Fund Company, Inc.

(f) "HPD" shall mean the City of New York Department of Housing Preservation and Development.

(g) "J-51 Benefits" shall mean any tax benefits pursuant to Section 489 of the Real Property Tax Law for the Exemption Area which are in effect on the Effective Date.

(h) "New Exemption" shall mean the exemption from real property taxation provided hereunder.

(i) "Owner" shall mean, collectively, the HDFC and the Company.

(j) "Prior Exemption" shall mean (a) the exemption from real property taxation pursuant to Section 420-c of the Real Property Tax Law for that portion of the Exemption Area located at Block 2903, Lots 3, 41, 43 and 44, and Block 2394, Lots 23, 26, 29 and 31, and (b) the exemption from real property taxation pursuant to Section 577 of the Private Housing Finance Law for that portion of the Exemption Area located at Block 2685, Lot 48, and Block 3776, Lot 44, approved by the City Council, respectively, on June 7, 1999 (Res. No. 852) and May 16, 1995 (Res. No. 982).

(k) "Regulatory Agreement" shall mean a regulatory agreement executed on the Effective Date, between HPD and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the New Exemption.

2. The Prior Exemption shall terminate on the Effective Date.

3. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.

4. Notwithstanding any provision hereof to the contrary:

(a) The New Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) the Exemption Area is conveyed to a new owner without the prior written approval of HPD, or (v) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the New Exemption shall prospectively terminate.

(b) The New Exemption shall apply to all land in the Exemption Area, but shall only apply to buildings on the Exemption Area that exist on the Effective Date.

(c) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.

6. In consideration of the New Exemption, the owner of the Exemption Area, for so long as the New Exemption shall remain in effect, shall waive the benefits of any additional or concurrent exemption from or abatement of real property taxation, other than the J-51 Benefits, which may be authorized under any existing or future local, state or federal law, rule or regulation. Notwithstanding the foregoing, the J-51 Benefits shall remain in effect, but the New Exemption shall be reduced by the amount of the J-51 Benefits.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, JUMAANE D. WILLIAMS, RUBEN WILLS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 10, 2015.

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

Report for L.U. No. 306

Report of the Committee on Land Use in favor of approving Application No. 20165223 HAM submitted by the New York City Department of Housing Preservation and Development pursuant to Section 577 of the Private Housing Finance Law for an amendment to a previously approved real property tax exemption property located at 304-306 East 8th Street, Borough of Manhattan, Community Board 3, Council District 2.

The Committee on Land Use, to which the annexed Land Use item was referred on November 24, 2015 (Minutes, page 4153) and which same item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

MANHATTAN CB - 3 **20165223 HAM**

Application submitted by the New York City Department of Housing Preservation and Development for an amendment to a previously approved real property tax exemption pursuant to Section 577 of the Private Housing Finance Law, for the Exemption Area located at 304-306 East 8th Street (Block 390, Lot 9) in Community District 3, Borough of Manhattan.

INTENT

To approve an amendment to a previously approved tax exemption area pursuant to Section 577 of the Private Housing Finance Law for an area which contains one multiple dwelling that provides cooperative housing for low-income families.

PUBLIC HEARING

DATE: December 1, 2015

Witnesses in Favor: Two **Witnesses Against:** None

SUBCOMMITTEE RECOMMENDATION

DATE: December 1, 2015

The Subcommittee recommends that the Land Use Committee approve the request made by the New York City Department of Housing Preservation and Development.

In Favor: Cohen, Mealy, Rodriguez, Treyger
Against: *None* **Abstain:** *None*

COMMITTEE ACTION

DATE: December 10, 2015

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Palma, Arroyo, Garodnick, Mealy, Mendez, Rodriguez, Koo, Lander, Levin, Williams, Wills, Richards, Barron, Cohen, Kallos, Reynoso, Torres, Treyger
Against: *None* **Abstain:** *None*

In connection herewith, Council Members Greenfield and Dickens offered the following resolution:

Res. No. 949

Resolution approving an amendment to a previously approved real property tax exemption pursuant to Section 577 of the Private Housing Finance Law

(PHFL), for the Exemption Area located at 304-306 East 8th Street (Block 390, Lot 9), in Community District 3, Borough of Manhattan (L.U. No. 306; 20165223 HAM).

By Council Members Greenfield and Dickens.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on October 28, 2015 its request dated October 16, 2015 that the Council amend a previously approved a tax exemption for real property located at 304-306 East 8th Street (Block 390, Lot 9), Community District 3, Borough of Manhattan (the "Exemption Area") pursuant to Section 577 of the PHFL;

WHEREAS, HPD's request for the amendment is related to a previously approved City Council Resolution adopted on December 17, 2014, Resolution No. 525 of 2014; L.U. No. 147 (the "Prior Resolution"), granting the Exemption Area a real property tax exemption pursuant to Section 577 of the PHFL;

WHEREAS, upon due notice, the Council held a public hearing on the requested amendment to the Tax Exemption on December 1, 2015; and

WHEREAS, the Council has considered the land use and financial implications and other policy issues relating to the amendments to the Tax Exemption;

RESOLVED:

The Council approves the amendment to the Tax Exemption requested by HPD for the Exemption Area pursuant to Section 577 of the Private Housing Finance Law as follows:

Paragraph 4., subparagraph (a) of the Prior Resolution is deleted and replaced with the following:

4. a. The Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the owner of the Exemption Area has failed to execute the Regulatory Agreement by November 1, 2016, (iii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iv) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (v) the Exemption Area is conveyed to a new owner without the prior written approval of HPD, or (vi) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to Owner and all

mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the Exemption shall prospectively terminate.

Except as specifically amended above, all other terms, conditions, provisions and requirements of the Prior Resolution remain in full force and effect.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, JUMAANE D. WILLIAMS, RUBEN WILLS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 10, 2015.

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

Report for L.U. No. 307

Report of the Committee on Land Use in favor of filing, pursuant to a letter of withdrawal, Application No. C 150339 PPK submitted by the New York City Department of Citywide Administrative Services pursuant to Section 197-c of the New York City Charter for disposition of two City-owned properties located at Block 3186, Lot 144, and Block 3438, Lot 63, Borough of Brooklyn, Community Board 4, Council Districts 34 and 37.

The Committee on Land Use, to which the annexed Land Use item was referred on November 24, 2015 (Minutes, page 4153) and which same item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

BROOKLYN CB - 4 **C 150339 PPK**

City Planning Commission decision approving an application submitted by the New York City Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of the New York City Charter, for the disposition of two (2) city-owned properties located on Block 3186, Lot 144 and Block 3438, Lot 63, in Community District 4, Borough of Brooklyn.

By letter dated November 23, 2015 and submitted to the Council on November 30, 2015 the New York City Department of Citywide Administrative Services withdrew the application.

SUBCOMMITTEE RECOMMENDATION

DATE: December 1, 2015

The Subcommittee recommends that the Land Use Committee approve the motion to file pursuant to withdrawal of the application by the Applicant.

In Favor: Cohen, Mealy , Rodriguez, Treyger
Against: *None* **Abstain:** *None*

COMMITTEE ACTION

DATE: December 10, 2015

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Palma, Arroyo, Garodnick, Mealy, Mendez, Rodriguez, Koo, Lander, Levin, Williams, Wills, Richards, Barron, Cohen, Kallos, Reynoso, Torres, Treyger
Against: *None* **Abstain:** *None*

In connection herewith, Council Members Greenfield and Dickens offered the following resolution:

Res. No. 950

Resolution approving a motion to file pursuant to withdrawal of the application by the Applicant regarding the decision of the City Planning Commission on ULURP No. C 150339 PPK, for the disposition of two (2) city-owned properties located on Block 3186, Lot 144 and Block 3438, Lot 63, in Community District 4, Borough of Brooklyn (L.U. No. 307).

By Council Members Greenfield and Dickens.

WHEREAS, the City Planning Commission filed with the Council on November 6, 2015 its decision dated November 2, 2015 (the "Decision") on the application submitted pursuant to Section 197-c of the New York City Charter by the New York City Department of Citywide Administrative Services for the disposition

of two (2) city-owned properties located on Block 3186, Lot 144 and Block 3438, Lot 63, pursuant to zoning, in Community District 4, Borough of Brooklyn (ULURP No. C 150339 PPK) (the "Application");

WHEREAS, by submission dated November 23, 2015 and submitted to the Council on November 30, 2015, the Applicant withdrew the application.

RESOLVED:

The Council approves the motion to file pursuant to withdrawal in accord with Rules 6.40a and 11.80 of the Rules of the Council.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, JUMAANE D. WILLIAMS, RUBEN WILLS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 10, 2015.

Coupled to be Filed Pursuant to a Letter of Withdrawal.

At this point the Speaker (Council Member Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Land Use and had been favorably reported for adoption.

Report for L.U. No. 319

Report of the Committee on Land Use in favor of approving Application No. 20155378 SCK pursuant to Section 1732 of the New York City School Construction Authority Act, concerning the proposed site selection for a new, approximately 676-seat Public School Facility, located at 256 59th Street (Block 861, Lots 23, 29, 37, and 43), in the Borough of Brooklyn, Community School District No. 20, Community Board 7, Council District 38.

The Committee on Land Use, to which the annexed Land Use item was referred on December 16, 2015 and which same item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

BROOKLYN - CB 7 **20155378 SCK**

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 676-Seat Primary/Intermediate School facility, known as P.S./I.S. 746, to be located at 256 59th Street (Block 861, Lots 23, 29, 37 and 43), Borough of Brooklyn, in Community School District No. 20.

INTENT

To acquire four privately-owned vacant lots which when assembled would consist of approximately 47,000 square feet of lot area to construct a new, approximately 676-seat primary/intermediate school in the Sunset Park neighborhood of Brooklyn, serving pre-kindergarten through eighth grade.

PUBLIC HEARING

DATE: December 14, 2015

Witnesses in Favor: Two **Witnesses Against:** None

SUBCOMMITTEE RECOMMENDATION

DATE: December 14, 2015

The Subcommittee recommends that the Land Use Committee approve the Site Plan.

In Favor: Koo, Palma, Mendez, Levin, Kallos
Against: *None* **Abstain:** *None*

COMMITTEE ACTION

DATE: December 15, 2015

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Palma, Arroyo, Garodnick, Mendez, Rodriguez, Koo, Lander, Levin, Williams, Wills, Richards, Cohen, Kallos, Reynoso, Torres, Treyger

Against: *None* **Abstain:** *None*

In connection herewith, Council Members Greenfield and Koo offered the following resolution:

Res. No. 951

Resolution approving the site plan for a new, approximately 676-Seat Pre-Kindergarten through 8th Grade School Facility, known as P.S./I.S. 746, to be located at 256 59th Street (Block 861, Lots 23, 29, 37 and 43), Community District 7, Borough of Brooklyn (Non-ULURP No. 20155378 SCK; Preconsidered L.U. No. 319).

By Council Members Greenfield and Koo.

WHEREAS, the New York City School Construction Authority submitted to the Council on December 7, 2015, a site plan pursuant to Section 1732 of the New York State Public Authorities Law for a new, approximately 676-Seat Pre-Kindergarten through 8th Grade School Facility, known as P.S./I.S. 746, to be located at 256 59th Street (Block 861, Lots 23, 29, 37 and 43) in the Sunset Park section of Brooklyn, Community District No. 7, Borough of Brooklyn, serving pre-kindergarten through 8th grade students in Community School District No. 20 (the "Site Plan");

WHEREAS, the Site Plan is subject to review and action by the Council pursuant to Section 1732 of the New York State Public Authorities Law;

WHEREAS, upon due notice, the Council held a public hearing on the Site Plan on December 14, 2015;

WHEREAS, the Council has considered the relevant environmental issues, including the Negative Declaration issued on December 3, 2015 (the "Negative Declaration"), and the Environmental Assessment Form dated December 3, 2015 (the "EAF") (SEQR Project Number 16-007);

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Site Plan;

RESOLVED:

The Council finds that the action described herein will have no significant effect on the environment as set forth in the Negative Declaration and EAF.

Pursuant to Section 1732 of the Public Authorities Law, the Council approves the Site Plan.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, JUMAANE D. WILLIAMS, RUBEN WILLS, DONOVAN J. RICHARDS, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 15, 2015.

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

Report of the Committee on Rules, Privileges and Elections

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

Report for M-354

Report of the Committee on Rules, Privileges and Elections in favor of approving the appointment of Hope Knight as a member of the New York City Planning Commission.

The Committee on Rules, Privileges and Elections, to which the annexed preconsidered resolution was referred on December 16, 2015, respectfully

REPORTS:

Topic: ***New York City Planning Commission – (Candidate for appointment upon the advice and consent of the Council)***

- **Hope Knight [Preconsidered-M-354]**

In a letter dated December 2, 2015, the Mayor formally submitted the name of Hope Knight to the Council of the City of New York, for its advice and consent, regarding her appointment to the City Planning Commission ("CPC").

Pursuant to the *New York City Charter* (*"Charter"*) §192, there shall be a thirteen-member City Planning Commission, with seven appointments made by the Mayor (including the Chair), one by the Public Advocate, and one by each Borough President. [*Charter* §192(a)] All members, except the Chair, are subject to the advice and consent of the Council. [*Charter* §192(a)] Further, the *Charter* states that members are to be chosen for their independence, integrity, and civic commitment. [*Charter* §192(a)]

The *Charter* provides that CPC members shall serve for staggered five-year terms, except for the Chair, who as Director of the Department of City Planning (*Charter* §191), serves at the pleasure of the Mayor. [*Charter* §192(a)] For purposes of Chapter 68 of the *Charter* (Conflicts of Interest), CPC members, other than the Chair, shall not be considered regular employees of the City. [*Charter* §192(b)] There is no limitation on the number of terms a CPC member may serve. [*Charter* §192(a)] CPC members are prohibited from holding any other City office while they serve on the CPC. [*Charter* §192(b)] The Chair receives an annual salary of $214,413. The CPC member designated to serve as the Vice-Chair receives an annual salary of $65,121. The other CPC members receive an annual salary of $54,150.

CPC is responsible for the following:

- CPC must engage in planning focused on the City's orderly growth, improvement, and future development, which includes consideration of appropriate resources for housing, business, industry, recreation, and culture. [*Charter* §192(d)];

- CPC assists the Mayor and other officials in developing the ten-year capital strategy, the four-year capital program, as well as the annual *Statement of Needs.* [*Charter* §192(f)];

- CPC oversees and coordinates environmental reviews under the *City Environmental Quality Review* ("CEQR"), as mandated by state law (*Environmental Conservation Law* – Article 8). [*Charter* §192(e)];

- Every four years, the CPC must prepare and file with the Mayor, Council, Public Advocate, Borough Presidents and Community Boards, a zoning and planning report containing CPC's Planning Policy, and in light of this policy, provide a proposal for implementing the policy, along with any associated recommended amendments, if any, to the Zoning Resolution. The report must also include the plans and studies CPC undertook or completed in the previous four years. [*Charter* §192(f)]; and

- CPC must review, and either approve or deny, any City proposal involving

the City's request to make acquisitions for office space and any requests for existing buildings for office use. [*Charter* §195]

CPC is also responsible for promulgating various rules, some of which consists of the following:

- It is CPC's responsibility to establish minimum standards for certifying the *Uniform Land Use and Review Procedure* ("*ULURP*") applications, which includes providing specific time periods for pre-certification review. [*Charter* §197-c (i)];

- The criteria associated with the selection of sites for capital projects is also established by CPC. [*Charter* §218 (a)];

- CPC establishes the minimum standards for the form and content of plans for the development of the City and boroughs. [*Charter* §197-a (b)]; and

- CPC also adopts rules that either list major concessions or establishes a procedure for determining whether a concession is defined as a *major concession*, as it relates to the act of City Agencies granting concessions. [*Charter* §374 (b)].

Hope Knight is scheduled to appear before the Committee on Rules, Privileges, and Elections on Tuesday, December 15, 2015. If appointed to the CPC, Ms. Hope, a resident of Manhattan, will succeed Bomee Jung and serve the remainder of five-year term, expiring on June 30, 2018.

Copies of the following for the candidate are annexed to this briefing paper: the candidate's résumé and the related message.

PROJECT STAFF

Charles W. Davis III, Director of Investigations
Diandra Johnson, Senior Legislative Investigator
Alycia Vassell, Legislative Clerk

(After interviewing the candidate and reviewing the submitted material, this Committee decided to approve the appointment of the nominee Hope Knight [Preconsidered M-354]; please see below for the Committee's approval and coupled resolution)

The Committee on Rules, Privileges and Elections respectfully reports:

Pursuant to pursuant to § 192 of the *New York City Charter*, the Committee on Rules, Privileges and Elections, hereby approves the appointment by the Mayor of

Hope Knight as a member of the New York City Planning Commission to serve for the remainder a five-year term that will expire on June 30, 2018.

This matter will be referred to the Committee on December 16, 2015.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 952:)

Res. No. 952

RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF HOPE KNIGHT AS A MEMBER OF THE NEW YORK CITY PLANNING COMMISSION.

By Council Member Lander:

RESOLVED, that pursuant to § 192 of the *New York City Charter*, the Council does hereby approve the appointment by the Mayor of Hope Knight as a member of the New York City Planning Commission to serve for the remainder of a five-year term that will expire on June 30, 2018.

BRADFORD S. LANDER, *Chairperson*; DANIEL R. GARODNICK, MARGARET S. CHIN, DEBORAH L. ROSE, JUMAANE D. WILLIAMS, RAFAEL L. ESPINAL, Jr., MARK LEVINE, STEVEN MATTEO, MELISSA MARK-VIVERITO; Committee on Rules, Privileges and Elections, December 16, 2015.

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

Reports of the Committee on Technology

Report for Int. No. 908-A

Report of the Committee on Technology in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the review of data requested through FOIL for inclusion on the open data portal.

The Committee on Technology, to which the annexed proposed amended local law was referred on September 17, 2015 (Minutes, page 3419), respectfully

REPORTS:

I. INTRODUCTION

On December 15, 2015, the Committee on Technology, chaired by Council Member James Vacca, will hold a vote on Proposed Int. No. 908-A, in relation to the review of data requested through FOIL for inclusion on the open data portal; and Proposed Int. No. 918-A, in relation to an open data law agency compliance examination. The Committee previously held a hearing on this legislation on October 1, 2015.

II. LOCAL LAW 11 OF 2012 – OPEN DATA LAW

On March 7, 2012, the City of New York enacted Local Law 11, generally referred to as the 'Open Data Law.' This law added a new Chapter 5 to Title 23 of the Administrative Code of the City of New York, entitled "Accessibility to Public Data Sets."[1]

The law mandated the creation of a single web portal through which agency "public data sets" could be made accessible to the public. The data sets are to conform to the technical standards published by the Department of Information Technology and Telecommunications (DoITT), in a format that permits automated processing and be updated as necessary to protect their integrity and usefulness. If a public data set cannot be made available prior to December 31, 2018, then the agency is required to report the reason and the date by which the agency expects such data set will be available.[2] The legislation charged DoITT with the responsibility of maintaining the web portal as well as an online forum to encourage feedback and discussion,[3] although the Mayor's Office of Data Analytics (MODA) has also played a significant role in its implementation.

III. OPEN DATA PORTAL IMPLEMENTATION

Open Data and FOIL

Prior to the creation of the Open Data Portal, the Freedom of Information Law (FOIL)[4] process was one of the few mechanisms through which the public could obtain agency data. Now, however, when the data is already public and available on the portal, there can be a significant savings in time and effort for both the public and for FOIL officers. Yet, these FOIL requests sometimes uncover a data set that is required to be on the portal under the Open Data Law, but for some reason has not been posted or listed in the Open Data Plan. One such example occurred when an advocate placed a FOIL request with the Taxi and Limousine Commission (TLC) for their yellow taxi trip data, which he had seen used in previously in visual

demonstrations. The TLC agreed to provide him with this data (under the condition that he bring them a hard drive with at least 200GB capacity, on which to place the data), and did.[5] Yet this data was almost certainly, under the requirements of the law, required to be on the portal and it was not only absent from the portal but also went entirely unmentioned in the Open Data Plan. Committee staff spoke with the relevant agencies to request that the data set be included and it has since been placed on the portal. While that particular instance was positively resolved, it did raise the possibility that FOIL requests can be a tool for identifying data that has been incorrectly excluded from the Open Data Portal, or which might not be required to be posted under current law but still merit voluntary posting due to public demand.

Compliance

In the course of this committee's hearings and discussions it has come across multiple public data sets that have seemingly been wrongly excluded from the Open Data Portal. The above mentioned taxi trip data is one example, but the committee has similarly uncovered other data sets which it believes have been wrongly overlooked for inclusion - including 311 Referral data and complaint data from the Mayor's Office of Media and Entertainment. The Administration and DoITT in particular, has been supportive and receptive to resolving these oversights when they are discovered but this process of random discovery is, at best, inefficient. Further, it is possible that even DoITT and MODA are unaware of the full scope of excluded data sets, since the current process relies on agency open data coordinators to declare which data sets they will be placing on the portal and it is unclear what, if any, internal checks exist to ensure full compliance. The committee is concerned that there may be a significant number of public data sets that are required to be on the portal, but, whether purposefully or accidentally, have been excluded by the relevant agencies.

Summary of Proposed Int. No. 908-A

Proposed Int. No. 908-A amends Section 23-502 of the administrative code to require agencies to review outgoing Freedom of Information Law (FOIL) responses which contain data, to determine if such data is part or whole of a public data set. It also requires statistical reporting on such reviews in the agency compliance plan.

Changes to Proposed Int. No. 908-A

In addition to technical amendments, Proposed Int. No. 908-A has been amended in the following manner:

- The bill now requires agencies to review FOIL responses for open data compliance.

- The bill now includes a requirement to report, in compliance plan updates, on the number of FOIL responses that led to additional data being made available on the portal.

Summary of Proposed Int. No. 916-A

Proposed Int. No. 916-A is an unconsolidated law requiring a series of examinations and verifications of the compliance level of certain agencies with the requirement to post public data sets. A series of annual examinations and verifications of no less than three Mayoral agencies, in a process approved by the Commissioner of Investigation, would be conducted, followed by a final report in 2019 on the city's overall compliance. It further requires the findings and recommendations resulting from these examinations to be reported to the Council.

Changes to Proposed Int. No. 916-A

In addition to technical amendments, Proposed Int. No. 916-A has been amended in the following manner:

- The bill now requires examinations and verifications of mayoral agencies to be conducted by an office or agency to be designated by the Mayor.

- The examinations and verifications are required to be conducted in accordance with a process approved by the Commissioner of Investigation.

- The agencies to be examined now include the Department of Housing Preservation and Development, the Department of Environmental Protection, the Fire Department and the Department of Small Business Services.

- The office or agency conducting the examinations will be required to accept suggestions from the public as to possible undisclosed public data sets.

[1] NYC Admin. Code §§23-501 - 23-506
[2] NYC Admin. Code §23-502
[3] NYC Admin. Code §23-503
[4] NYS Public Officers Law §§84-90
[5] FOILing NYC's Taxi Trip Data, http://chriswhong.com/open-data/foil_nyc_taxi/

(The following is the text of the Fiscal Impact Statement for Int. No. 908-A:)

THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO.: 908-A
COMMITTEE: Technology

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to the review of data requested through FOIL for inclusion on the open data portal

Sponsor: By Council Members Palma and Mendez

SUMMARY OF LEGISLATION: Proposed Intro. 908-A would require agencies to review Freedom of Information Law requests that include the release of data to determine if they consist of public data sets that should be included on the City's Open Data Portal.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FY2017

FISCAL IMPACT STATEMENT:

	Effective FY16	FY Succeeding Effective FY17	Full Fiscal Impact FY17
Revenues (+)	**$0**	**$0**	**$0**
Expenditures (-)	**$0**	**$0**	**$0**
Net	**$0**	**$0**	**$0**

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It has yet to be determined if City Agencies with a high volume of FOIL requests that involve the release of data will need an additional Full-Time Equivalent position to assist with facilitating the review and processing of incoming and outgoing requests. It is expected that agencies will

comply with this law using existing resources.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: General Fund

SOURCE OF INFORMATION: NYC Council Finance Division
Office of Management and Budget

ESTIMATE PREPARED BY: Nathan Toth, Deputy Directory, New York City Council Finance Division

ESTIMATE REVIEWED BY: Rebecca Chasan, Assistant Counsel, New York City Council Finance Division
Tanisha Edwards, Chief Counsel, New York City Council Finance Division

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 908 by the Council on September 17, 2015 and referred to the Committee on Technology. A hearing was held by the Committee on October 1, 2015 and the legislation was laid over. Intro. 908 was subsequently amended, and the amended version, Proposed Intro. No. 908-A will be considered by the Committee on Technology on December 15, 2015. Upon a successful vote by the Committee, Proposed Intro. 908-A will be submitted to the full Council for a vote on December 16, 2015.

DATE PREPARED: December 15, 2015

(For text of Int No. 916-A and its Fiscal Impact Statement, please see the Report of the Committee on Technology for Int No. 916-A printed in these Minutes)

Accordingly, this Committee recommends the adoption of Int Nos. 908-A and 916-A.

(The following is the text of Int. No. 908-A:)

Int. No. 908-A

By Council Members Palma, Mendez, Vacca, Constantinides, Kallos and Vallone.

A Local Law to amend the administrative code of the city of New York, in relation to the review of data requested through FOIL for inclusion on the open data portal.

Be it enacted by the Council as follows:

Section 1. Section 23-502 of the administrative code of the city of New York is amended to add a new subdivision f to read as follows:

f. Agencies shall review responses to freedom of information law requests that include the release of data to determine if such responses consist of or include public data sets that have not yet been included on the single web portal or the inclusion of which on the single web portal is not provided for in the compliance plan prepared pursuant to section 23-506. Each agency shall disclose in the update to such compliance plan the total number, since the last update, of such agency's freedom of information law responses that included the release of data, the total number of such responses determined to consist of or include a public data set that had not yet been included on the single web portal and the total number of such responses that resulted in voluntarily disclosed information being made accessible through the single web portal.

§ 2. This local law shall take effect immediately.

JAMES VACCA, *Chairperson*; ANNABEL PALMA, DAVID G. GREENFIELD, BARRY S. GRODENCHIK, JOSEPH C. BORELLI; Committee on Technology, December 15, 2015.

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

Report for Int. No. 916-A

Report of the Committee on Technology in favor of approving and adopting, as amended, a Local Law in relation to an open data law agency compliance examination.

The Committee on Technology, to which the annexed proposed amended local law was referred on September 17, 2015 (Minutes, page 3419), respectfully

REPORTS:

(For text of report, please see the Report for Int. No. 908-A printed above in the Report of the Committee on Technology section of this meeting.)

The following is the text of the Fiscal Impact Statement for Int. No. 916-A:

THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO.: 916-A
COMMITTEE: Technology

TITLE: A Local Law in relation to an open data law agency compliance examination

Sponsor: By Council Members Vacca and Koo

SUMMARY OF LEGISLATION: Proposed Intro. 916-A would require the Mayor to designate an office or agency to present a plan to the Commissioner of Investigation on conducting an examination and verification agency compliance with the requirements of publishing public data sets on the City's Open Data Portal. The bill would also require such agency or office to conduct an examination and verification of compliance of at least three agencies to assess their compliance by December 1 of each year for three years. The findings of the compliance reviews would then be described in a report that must be presented to the Mayor and the Council by December 1, 2019.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FY2017

FISCAL IMPACT STATEMENT:

	Effective FY16	FY Succeeding Effective FY17	Full Fiscal Impact FY17
Revenues (+)	**$0**	**$0**	**$0**
Expenditures (-)	**$40,625**	**$81,250**	**$81,250**
Net	**$0**	**$0**	**$0**

IMPACT ON REVENUES: It is estimated that there would be no impact on

revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: The entity designated by the Mayor is anticipated to need 1 additional Full-Time Employee dedicated to meeting the requirements set forth under this legislation. The estimated cost for this additional person would be $65,000 plus an added 25 percent for fringe benefits annually. Overall it is estimated that the impact would be an additional $81,250 per year in expenditures once this bill becomes law.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: General Fund

SOURCE OF INFORMATION: NYC Council Finance Division
Office of Management and Budget

ESTIMATE PREPARED BY: Nathan Toth, Deputy Directory, New York City Council Finance Division

ESTIMATE REVIEWED BY: Rebecca Chasan, Assistant Counsel, New York City Council Finance Division
Tanisha Edwards, Chief Counsel, New York City Council Finance Division

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 916 by the Council on September 17, 2015 and referred to the Committee on Technology. A hearing was held by the Committee on October 1, 2015 and the legislation was laid over. Intro. 916 was subsequently amended, and the amended version, Proposed Intro. No. 916 -A will be considered by the Committee on Technology on December 15, 2015. Upon a successful vote by the Committee, Proposed Intro. 916 -A will be submitted to the full Council for a vote on December 16, 2015.

DATE PREPARED: December 15, 2015

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 916-A:)

Int. No. 916-A

By Council Members Vacca, Koo, Constantinides, Greenfield, Kallos, Mealy and Vallone.

A Local Law in relation to an open data law agency compliance examination.

Be it enacted by the Council as follows:

Section 1. Open data law agency compliance examination. a. An office or agency designated by the mayor shall conduct a series of examinations and verifications, as described in subdivision c, and make recommendations to improve the disclosure and inclusion of all public data sets required to be on the single web portal pursuant to section 23-502 of the administrative code of the city of New York.

b. Within 60 days of the effective date of this local law, an office or agency designated by the mayor shall present to the commissioner of investigation a plan for conducting the examinations and verifications described in subdivision c. The commissioner of investigation shall review such plan to ensure that it conforms with either a generally accepted auditing process or a process that the department of investigation would itself use in such an examination. The commissioner of investigation shall report to both the mayor and the council when a plan has been approved. The office or agency designated by the mayor may amend the plan with the approval of the commissioner of investigation.

c. Not later than December 1, 2016, and each December 1 thereafter for the next two years, the office or agency designated by the mayor shall conduct an examination and verification of the compliance with the requirements of subdivision a of section 23-502 of the administrative code of the city of New York, of no less than three mayoral agencies and submit the findings of such examination and verification to the mayor, the council and the examined mayoral agencies. Such findings shall include a list of all public data sets that such mayoral agencies did not make available on the single web portal in accordance with subdivision a of section 23-502 of the administrative code of the city of New York or disclose in the agency compliance plan required by section 23-506 of the administrative code of the city of New York as of the date of the findings, as well as a description of any deviations in the examination and verification process from the plan approved pursuant to subdivision b. For the findings due December 1, 2016, the mayoral agencies examined shall at a minimum consist of the department of sanitation, the department of correction and the department of housing preservation and development. For the findings due December 1, 2017, the mayoral agencies examined shall at a minimum consist of the department of buildings, the department of environmental protection and the fire department. For the findings due December 1, 2018, the mayoral agencies examined shall at a minimum consist of the business integrity commission, the department of transportation and the department of small business services. In preparing such findings, the office or agency designated by the mayor shall accept suggestions from the public as to possible public data sets within mayoral agencies that have not yet been disclosed.

d. Not later than December 1, 2019, the office or agency designated by the mayor shall submit a written report to the mayor and the council describing the city's compliance with the requirements of subdivision a of section 23-502 of the administrative code of the city of New York, including a complete list of public data sets discovered by the office or agency designated by the mayor that were not previously made available on the single web portal or disclosed in the agency compliance plan and recommendations to improve the disclosure and inclusion of all public data sets required to be on the single web portal. In preparing this report, the office or agency designated by the mayor shall also accept suggestions from the

public as to possible public data sets within mayoral agencies that have not yet been disclosed.

e. The report and findings required by this local law shall be posted on the city's website no later than ten days after being submitted.

§ 2. This local law takes effect immediately.

JAMES VACCA, *Chairperson*; ANNABEL PALMA, DAVID G. GREENFIELD, BARRY S. GRODENCHIK, JOSEPH C. BORELLI; Committee on Technology, December 15, 2015.

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

Reports of the Committee on Transportation

Report for Int. No. 603-A

Report of the Committee on Transportation in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to increasing civil penalties for leaving the scene of an incident without reporting.

The Committee on Transportation, to which the annexed proposed amended local law was referred on December 17, 2014 (Minutes, page 4550), respectfully

REPORTS:

INTRODUCTION

On December 15, 2015, the Committee on Transportation, chaired by Council Member Ydanis Rodriguez, held a hearing on Int. No. 603-A, a Local Law in relation to increasing civil penalties for leaving the scene of an incident without reporting; and Int. No. 604-A, a Local Law in relation to reporting information related to leaving the scene of an incident without reporting. During the first hearing on these bills on December 2, 2015, the Committee heard testimony from the New York City Police Department and other interested stakeholders.

BACKGROUND

Drivers leaving the scene of a motor vehicle incident, also referred to as "hit-and-runs," pose a significant danger to the City's pedestrians, cyclists, and fellow

motorists. Despite efforts to reduce traffic fatalities, hit-and-run collisions continue to kill and injure New Yorkers. Nationally, one in five pedestrians killed in 2013 were victims of a hit-and-run.[1] The New York City Police Department's ("NYPD") Collision Investigation Squad, which investigates traffic crashes involving critical injury or death, investigated 58 "hit-and-run" cases in 2012, of which 15 resulted in an arrest.[2] In the first eight months of 2014, at least seven individuals were killed in hit-and-run incidents in New York City.[3] And in the first seven months of 2015, hit-and-run drivers killed at least 13 pedestrians and cyclists.[4] According to the first report provided by the NYPD pursuant to Local Law 5 of 2014—which requires the City to report on hit-and-run crashes each quarter—there were 10 hit-and-run incidents in the third quarter of 2015, five of which led to an arrest.

Under New York State law, any driver who knows or should know that they have caused property damage or physical injury with their vehicle is required to remain on the scene in order to provide the property's owner or the injured party with their insurance and personal contact information.[5] In the case of property damage, if the owner is not present at the time of the incident, the driver must go to the nearest police station or officer as soon as they are physically able to report the incident and provide them with all required information.[6] If a person was injured, a driver must also report the incident to law enforcement and provide such information to a police officer.[7]

Failure to remain on the scene and report in the event of property damage is deemed a traffic infraction under State law, punishable by a fine of up to $250 and up to 15 days imprisonment.[8] Hit-and-runs causing physical injury can result in criminal charges ranging from a class A misdemeanor and a fine of up to $1,000, to a class E felony and a fine of up to $2,500.[9] However, if the incident causes death, a driver leaving the scene can be charged with a class D felony, which is punishable by up to seven years imprisonment and a fine of up to $5,000.[10] Drivers convicted of leaving the scene of an incident where a personal injury occurred will have their license revoked.[11]

Moreover, as the criminal penalties for leaving the scene of an incident are lower than that of penalties for driving while intoxicated or impaired, they may provide an incentive for some drivers to flee following an incident.[12] For example, a driver who leaves the scene after causing physical injury likely only faces a class A misdemeanor with a maximum penalty of one year imprisonment, but if they remained on the scene and were found to be intoxicated or impaired, could be charged with a class E felony and face four years imprisonment.[13] Additionally, a driver convicted of vehicular manslaughter faces a class D or C felony, while the maximum penalty for leaving the scene of an incident resulting in a death is only a class D felony.[14]

The State Legislature attempted to remedy some of these concerns in 2005 by making it a class D felony for a person to leave the scene of a crash resulting in a death and increasing the penalty for those who leave the scene when personal injury results from a B misdemeanor to an A misdemeanor, but did not amend the burden of proof required in prosecuting such cases.[15] In June 2015, the State Legislature passed a bill that would create the offense of aggravated leaving the scene of an incident without reporting; however, the legislation has drawn criticism from district attorneys

and traffic safety advocates because of the conditions it imposes on when the charge may be applied.[16] The bill was vetoed by the Governor on December 11, 2015.[17]

This session, the Council has passed several pieces of legislation directly related to hit-and-runs. In January 2014, the Council overrode the veto of former Mayor Michael Bloomberg to require that the NYPD report quarterly on hit-and-runs beginning in the third quarter of 2015.[18] Each report must contain the number of hit-and-run incidents resulting in critical injury, the number of such cases closed, and the number of incidents closed without an arrest being made.[19] Additionally, the NYPD is required to provide the Speaker of the Council with a brief summary of steps taken to investigate hit-and-runs. In May 2014, the Council adopted a resolution calling on the State Legislature to remedy several deficiencies in the law regarding leaving the scene of an incident.[20] Finally, in September 2014, the Council passed legislation imposing civil penalties on hit-and-run drivers, in addition to any penalties imposed under State law.[21] As the burden of proof required in an administrative proceeding in order to impose a civil penalty—generally a preponderance of evidence—is a lesser standard than is required in a criminal matter, it is arguably less difficult to impose warranted penalties under this law than to successfully bring charges under State law. Int. No. 603 would raise these civil penalties for repeat offenders and Int. No. 604 would require that information about any civil penalties imposed be included in the quarterly "hit-and-run" report required by Local Law 5 of 2014.

ANALYSIS OF INT. NO. 603-A

Section 19-191 of the Code imposes civil penalties on drivers for leaving the scene of an incident without reporting ("hit-and-run") as required by State Vehicle and Traffic Law. Section one of Int. No. 603-A would amend subdivision a of section 19-191 by increasing the minimum penalty for a hit-and-run causing property damage from not more than $500, to a range of $500 to $1,000. Section one also amends subdivision a to impose civil penalties of $1,000 to $2,000 for second or subsequent hit-and-runs causing property damage.

Subdivision b would be amended to provide for civil penalties for $1,000 to $5,000 for second or subsequent hit-and-runs causing personal injury and penalties of $10,000 to $15,000 for repeat offenses causing serious personal injury. For hit-and-runs causing death, the penalties for a first offense would be raised from a range of $5,000 to $10,000 up to a range of $10,000 or $15,000. Subdivision b would also be amended to provide that for civil penalties of from $15,000 to $20,000 for repeat offenses causing death.

Section two states that the local law would take effect 90 days after its enactment.

ANALYSIS OF INT. NO. 604-A

Subdivision c of Section 14-153 of the Code, as amended by Local Law 5 of 2014, requires the NYPD to provide a quarterly report on hit-and-run incidents. Section one of Int. No. 604-A would amend subdivision c by requiring reporting on the number notices of violation issued pursuant to section 19-191 of the Code, which

imposes civil penalties on drivers for leaving the scene of an incident without reporting as required by State Vehicle and Traffic Law, in incidents resulting in critical injury.

Section two would add a new subdivision d to section 14-153 requiring reporting on a broader array of hit-and-run incidents beginning July 1, 2016 and each year therefore by May 1. New subdivision d would require that NYPD provide to the Council and post on its website information on: 1) the number of complaints recorded for hit-and-runs resulting in property damage, personal injury, or death; and 2) the number of hit-and-runs resulting in personal injury or death that NYPD closed during the prior year resulting in an arrest.

Section three states that the local law would take effect 180 days after its enactment.

UPDATE

On December 15, 2015, the Committee on Transportation passed Int. No. 603-A and Int. No. 604-A by a vote of thirteen in the affirmative and zero in the negative, with zero abstentions.

[1] National Highway Traffic Safety Administration, *Traffic Safety Facts* (Apr. 2014), *available at* http://www-nrd.nhtsa.dot.gov/Pubs/812124.pdf.
[2] N.Y.C. Council Committees on Public Safety and Transportation, Testimony of Inspector Paul Ciorra, Sept. 30, 2013, *available at* http://legistar.council.nyc.gov.
[3] Brad Aaron, *Hit-and-Run Drivers Killed Two People in NYC This Weekend*, Streetsblog, May 12, 2014, *available at* http://www.streetsblog.org/2014/05/12/hit-and-run-drivers-killed-two-people-in-nyc-this-weekend/; Denis Slattery, et al, *Man killed by hit-and-run driver in Brooklyn*, N.Y. DAILY NEWS, Jun. 28, 2014, *available at* http://www.nydailynews.com/new-york/man-killed-hit-and-run-driver-brooklyn-article-1.1847474; Joseph Matos and Thomas Tracy, *Man killed in hit-and-run on Queens street*, N.Y. DAILY NEWS, Aug. 18, 2014, *available at* http://www.nydailynews.com/new-york/nyc-crime/man-killed-hit-and-run-queens-street-article-1.1907061.
[4] http://www.streetsblog.org/2015/09/10/nypd-and-electeds-idle-as-nycs-hit-and-run-epidemic-claims-another-life/
[5] N.Y. Vehicle and Traffic Law §§ 600(1) and (2).
[6] *Id.*
[7] *Id.*
[8] *Id.* at § 600(1)(b).
[9] *Id.* at § 600(2)(c).
[10] *Id.*
[11] *Id.* at § 510.
[12] N.Y. Vehicle and Traffic Law § 1192; John M. Annese, *11 days later, driver remains at large in Staten Island hit-run tragedy*, Feb. 23, 2012, STATEN ISLAND ADVANCE, *available at* http://www.silive.com/news/index.ssf/2012/02/11_days_later_driver_remains_a.html.
[13] N.Y. Vehicle and Traffic Law § 1193.
[14] N.Y. Penal Law §§ 125.12 and 125.13.
[15] L.2005, c. 49, § 1, eff. May 24, 2005.
[16] 2015 N.Y. Assembly Bill A5266; 2015 N.Y. Senate Bill S4747.
[17] *Id.*
[18] Int. No. 1055, L.L. 5 of 2014.
[19] *Id.*
[20] Res. No. 51.
[21] Int. No. 371-A, L.L. 50 of 2014.

(The following is the text of the Fiscal Impact Statement for Int. No. 603-A:)

THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO.: 603-A
COMMITTEE: Transportation

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to increasing civil penalties for leaving the scene of an incident without reporting.	**Sponsor:** By Council Members Van Bramer, Rodriguez, Chin, Gibson, Koo, Lander, Mendez, Richards, Rose, Vallone, Rosenthal, Williams, Kallos, Reynoso, Menchaca, Torres, Cabrera, Cohen, Levine, Constantinides, Koslowitz, Ferreras-Copeland, Greenfield, Levin, Espinal, Cumbo, Vacca, Garodnick, Deutsch, Johnson and Ulrich

SUMMARY OF LEGISLATION: In 2014, the Council enacted Local Law 50, which instituted civil penalties for leaving the scene of a motor vehicle incident without reporting (hit and run). This legislation would increase those civil penalties. For a first offense involving property damage, the legislation would raise the penalty from $500 to a range between $500 and $1,000. This legislation would also require repeat offenders to pay higher civil penalties between $1,000 and $2,000. For incidents involving physical injury to another person, the legislation would impose a civil penalty of $1,000 to $2,000 for the first violation and $2,000 to $5,000 for subsequent violations, and if the physical injury is a serious physical injury the penalty would be $2,000 to $10,000 for the first violation and $10,000 to $15,000 for subsequent violations. Also, with respect to motor vehicle incidents involving death, a first offense would be subject to civil penalties between $10,000 and $15,000 and a repeat offender would be subject to a penalty of $15,000 to $20,000. All fines imposed under this legislation would be recoverable by the Environmental Control Board.

EFFECTIVE DATE: This local law would take effect ninety days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FY2017

FISCAL IMPACT STATEMENT:

	Effective FY16	FY Succeeding Effective FY17	Full Fiscal Impact FY17
Revenues (+)	**$0**	**$0**	**$0**
Expenditures (-)	**$0**	**$0**	**$0**
Net	**$0**	**$0**	**$0**

IMPACT ON REVENUES: Because this legislation is intended as a deterrent to would-be violators of the vehicle and traffic law and full compliance is anticipated, it is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: Because the Department would use existing resources to implement this local law, it is anticipated that there would be minimal to no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: NYC Council Finance Division
Mayor's Office of Legislative Affairs

ESTIMATE PREPARED BY: Rui Xu, Legislative Financial Analyst, New York City Council Finance Division

ESTIMATE REVIEWED BY: Chima Obichere, Unit Head, New York City Council Finance Division
Nathan Toth, Deputy Director, New York City Council Finance Division
Rebecca Chasan, Assistant Counsel, New York City Council Finance Division
Tanisha Edwards, Chief Counsel, New York City Council Finance Division

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 603 by the Council on December 17, 2014 and referred to the Committee on Transportation. A hearing was held by the Committee on December 2, 2015 and the legislation was laid over. Intro. 603 was subsequently amended, and the

amended version, Proposed Intro. No. 603-A, will be considered by the Committee on Transportation on December 15, 2015. Upon a successful vote by the Committee, Proposed Intro. 603-A will be submitted to the full Council for a vote on December 16, 2015.

DATE PREPARED: December 11, 2015

(For text of Int No. 604-A and its Fiscal Impact Statement, please see the Report of the Committee on Technology for Int No. 604-A printed in these Minutes)

Accordingly, this Committee recommends the adoption of Int Nos. 603-A and 604-A.

(The following is the text of Int. No. 603-A:)

Int. No. 603-A

By Council Members Van Bramer, Rodriguez, Chin, Gibson, Koo, Lander, Mendez, Richards, Rose, Vallone, Rosenthal, Williams, Kallos, Reynoso, Menchaca, Torres, Cabrera, Cohen, Levine, Constantinides, Koslowitz, Ferreras-Copeland, Greenfield, Levin, Espinal, Cumbo, Vacca, Garodnick, Deutsch, Johnson, Dromm, Mealy and Ulrich.

A Local Law to amend the administrative code of the city of New York, in relation to increasing civil penalties for leaving the scene of an incident without reporting.

Be it enacted by the Council as follows:

Section 1. Subdivisions a and b of section 19-191 of the administrative code of the city of New York, as added by local law number 50 for the year 2014, are amended to read as follows:

a. Except as provided in the vehicle and traffic law, in addition to or as an alternative to any penalties assessed thereunder, any driver who, knowing or having cause to know that damage has been caused to the real property or the personal property of another due to an incident involving the driver's motor vehicle, leaves the scene of an incident without complying with all of the provisions of paragraph a of subdivision one of section six hundred of the vehicle and traffic law, shall be liable for a civil penalty, recoverable at the environmental control board, of not [more than] *less than* five hundred dollars *nor more than one thousand dollars for the first violation and not less than one thousand dollars nor more than two thousand dollars for a second or subsequent violation*.

b. Except as provided in the vehicle and traffic law, in addition to or as an alternative to any penalties assessed thereunder, any driver who, knowing or having cause to know that physical injury has been caused to another person due to an incident involving the driver's motor vehicle, leaves the scene of an incident without complying with all of the provisions of paragraph a of subdivision two of section six hundred of the vehicle and traffic law, shall be liable for a civil penalty, recoverable at the environmental control board, of not less than one thousand dollars nor more than two thousand dollars *for the first violation and not less than two thousand dollars nor more than five thousand dollars for a second or subsequent violation*, except where such injury is a serious physical injury, such driver shall be liable for a civil penalty, recoverable at the environmental control board, of not less than two thousand dollars nor more than ten thousand dollars *for the first violation and not less than ten thousand dollars nor more than fifteen thousand dollars for a second or subsequent violation*, and where such injury results in death, such driver shall be liable for a civil penalty, recoverable at the environmental control board, of not less than [five] *ten* thousand dollars nor more than [ten] *fifteen* thousand dollars *for the first violation and not less than fifteen thousand dollars nor more than twenty thousand dollars for a second or subsequent violation*.

§ 2. This local law takes effect 90 days after it becomes law.

YDANIS A. RODRIGUEZ, *Chairperson*; DANIEL R. GARODNICK, JAMES VACCA, MARGARET S. CHIN, STEPHEN T. LEVIN, DEBORAH L. ROSE, JAMES G. VAN BRAMER, DAVID G. GREENFIELD, COSTA G. CONSTANTINIDES, CARLOS MENCHACA, I. DANEEK MILLER, ANTONIO REYNOSO; DONOVAN J. RICHARDS; Committee on Transportation, December 15, 2015.

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

Report for Int. No. 604-A

Report of the Committee on Transportation in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to reporting information related to leaving the scene of an incident without reporting.

The Committee on Transportation, to which the annexed proposed amended local law was referred on December 17, 2014 (Minutes, page 4551), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Transportation for Int No. 603-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 604-A:

THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO.: 604-A
COMMITTEE: Transportation

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to reporting information related to leaving the scene of an incident without reporting.	**Sponsor:** By Council Members Van Bramer, Rodriguez, Chin, Gibson, Koo, Lander, Mendez, Rose, Vallone, Rodriguez, Williams, Kallos, Reynoso, Menchaca, Richards, Torres, Cabrera, Levine, Constantinides, Koslowitz, Ferreras-Copeland, Greenfield, Levin, Espinal, Cumbo, Miller, Vacca, Deutsch, Johnson and Ulrich

SUMMARY OF LEGISLATION: In 2014, the Council enacted Local Law 50, which instituted civil penalties for leaving the scene of a motor vehicle incident without reporting (hit and run). In addition, in 2013, the Council enacted Local Law 5 which required the New York Police Department (NYPD) to provide quarterly reports on the number of hit and run incidents in the City.

This legislation would require that the NYPD include in its quarterly report the number of notices of violation issued pursuant to Local Law 50. The legislation would also institute a new annual reporting requirement on the NYPD. The report, which would be issued to the Speaker and posted on the NYPD's website no later than May 1st of each year, would provide information regarding the number of complaints for leaving the scene involving property damage, personal injury, or death, as well as the number of such complaints that were closed as a result of an arrest.

EFFECTIVE DATE: This local law would take effect one hundred and eighty days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FY2017

FISCAL IMPACT STATEMENT:

	Effective FY16	FY Succeeding Effective FY17	Full Fiscal Impact FY17
Revenues (+)	**$0**	**$0**	**$0**
Expenditures (-)	**$0**	**$0**	**$0**
Net	**$0**	**$0**	**$0**

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: Because the NYPD would use existing resources to implement this local law, it is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: NYC Council Finance Division
Mayor's Office of Legislative Affairs

ESTIMATE PREPARED BY: Rui Xu, Legislative Financial Analyst, New York City Council Finance Division

ESTIMATE REVIEWED BY: Chima Obichere, Unit Head, New York City Council Finance Division
Nathan Toth, Deputy Director, New York City Council Finance Division
Rebecca Chasan, Assistant Counsel, New York City Council Finance Division
Tanisha Edwards, Chief Counsel, New York City Council Finance Division

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 604 by the Council on December 17, 2014 and referred to the Committee on Transportation. A hearing was held by the Committee on December 2, 2015 and the legislation was laid over. Intro. 604 was subsequently amended, and the amended version, Proposed Intro. No. 604-A will be considered by the Committee on Transportation on December 15, 2015. Upon a successful vote by the Committee, Proposed Intro. 604-A will be submitted to the full Council for a vote

on December 16, 2015.

DATE PREPARED: December 11, 2015

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 604-A:)

Int. No. 604-A

By Council Members Van Bramer, Rodriguez, Chin, Gibson, Koo, Lander, Mendez, Rose, Vallone, Williams, Kallos, Reynoso, Menchaca, Richards, Torres, Cabrera, Levine, Constantinides, Koslowitz, Ferreras-Copeland, Greenfield, Levin, Espinal, Cumbo, Miller, Vacca, Deutsch, Johnson, Dromm, Rosenthal, Cohen and Ulrich.

A Local Law to amend the administrative code of the city of New York, in relation to reporting information related to leaving the scene of an incident without reporting.

Be it enacted by the Council as follows:

Section 1. Subdivision c of section 14-153 of the administrative code of the city of New York, as added by local law number 5 for the year 2014, is amended to read as follows:

c. For the quarter beginning July first, two thousand fifteen and quarterly thereafter, the department shall provide a report, in writing, to the speaker of the council regarding: (1) the number of traffic-related incidents during the prior quarter that involved at least one vehicle and resulted in critical injury and where the driver of a vehicle involved in such incident left the scene of such incident without reporting, in violation of section six hundred of the vehicle and traffic law; (2) the number of such incidents the department closed during the prior quarter resulting in an arrest being made for violation of such section of the vehicle and traffic law; [and] (3) the number of such incidents the department closed during the prior quarter without an arrest being made for violation of such provision of the vehicle and traffic law*; and (4) the number of notices of violation issued pursuant to section 19-191 as a result of such incidents*. The data in such report shall be disaggregated by precinct and the cross streets of the incident and the department shall also publish such data on the department's website. Additionally, the department shall provide to the speaker of the council in writing a brief description of what steps were taken to investigate each such incident, noting the cross streets of the incident. For purposes of this subdivision, "critical injury" shall mean any injury determined to be critical by the emergency medical service personnel responding to any such incident.

§ 2. Section 14-153 of the administrative code of the city of New York is amended by adding a new subdivision d to read as follows:

d. No later than July 1, 2016, and annually thereafter by May 1, the department shall provide to the speaker of the council and post on the department's website a report regarding: (1) the number of complaints recorded in connection with traffic-related incidents during the prior year that involved at least one vehicle and resulted in property damage, personal injury, or death and where the driver of a vehicle involved in such incident left the scene of such incident without reporting, in violation of section six hundred of the vehicle and traffic law; and (2) the number of such incidents resulting in personal injury or death that the department closed during the prior year resulting in an arrest being made for violation of such section of the vehicle and traffic law.

§ 3. This local law takes effect 180 days after it becomes law.

YDANIS A. RODRIGUEZ, *Chairperson*; DANIEL R. GARODNICK, JAMES VACCA, MARGARET S. CHIN, STEPHEN T. LEVIN, DEBORAH L. ROSE, JAMES G. VAN BRAMER, DAVID G. GREENFIELD, COSTA G. CONSTANTINIDES, CARLOS MENCHACA, I. DANEEK MILLER, ANTONIO REYNOSO; DONOVAN J. RICHARDS; Committee on Transportation, December 15, 2015.

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

GENERAL ORDER CALENDAR

Report for L.U. No. 301 & Res. No. 953

Report of the Committee on Land Use in favor of approving Application No. C 150399 PPK submitted by the New York City Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the disposition of city-owned property located at 1 Clinton Street (aka 280 Cadman Plaza West), Block 239, Lot 16, Borough of Brooklyn, Community District 2, Council District 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 a vote of the council pursuant to 197-d(b)(3) of the Charter.

The Committee on Land Use, to which the annexed Land Use item was referred on October 7, 2014 (Minutes, page 3634) and was brought before the Council at this December 16, 2015 Stated Meeting, respectfully

REPORTS:

SUBJECT

BROOKLYN CB - 02 **C 150399 PPK**

City Planning Commission decision approving an application submitted by the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the disposition of one city-owned property located at 1 Clinton Street (aka 280 Cadman Plaza West), Block 239, Lot 16, pursuant to zoning.

INTENT

This disposition of city-owned property in conjunction with the related action for the acquisition of property would facilitate the development of the new Brooklyn Heights Branch Public Library in the base of a new mixed-use development in Community District 2, Borough of Brooklyn.

PUBLIC HEARING

DATE: November 18, 2015

Witnesses in Favor: Thirty-nine **Witnesses Against:** Thirty

SUBCOMMITTEE RECOMMENDATION

DATE: December 10, 2015

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor: Cohen, Rodriguez, Treyger
Against: *None* **Abstain:** *None*

COMMITTEE ACTION

DATE: December 10, 2015

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Palma, Arroyo, Garodnick, Mealy, Rodriguez, Koo, Lander, Levin, Wills, Richards, Cohen, Kallos, Reynoso, Torres, Treyger
Against: Williams, Barron **Abstain:** Mendez

In connection herewith, Council Members Greenfield and Dickens offered the following resolution:

Res. No. 953

Resolution approving the decision of the City Planning Commission on ULURP No. C 150399 PPK, for the disposition of one (1) city-owned property located at One Clinton Street, aka 280 Cadman Plaza West (Block 239, Lot 16), in Community District 2, Borough of Brooklyn (L.U. No. 301).

By Council Members Greenfield and Dickens.

WHEREAS, the City Planning Commission filed with the Council on November 6, 2015 its decision dated November 2, 2015 (the "Decision") on the application submitted pursuant to Section 197-c of the New York City Charter by the Department of Citywide Administrative Services (DCAS), for the disposition of one (1) city-owned property located at One Clinton Street, aka 280 Cadman Plaza West (Block 239, Lot16), pursuant to zoning, Community District 2, Borough of Brooklyn (ULURP No. C 150399 PPK) (the "Application");

WHEREAS, the Application is related to Application C 150400 PQK (L.U. No. 302), an acquisition of property for use as a new branch library by the New York City Department of Citywide Administrative Services and the Brooklyn Public Library;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on November 18, 2015;

WHEREAS, the Council has considered the land use and other policy issues relating to the Decision and Application;

WHEREAS, the Council has considered the relevant environmental issues as described by the Environmental Assessment Statement issued on June 11, 2015, the Revised Environmental Assessment Statement and Negative Declaration issued on July 16, 2015, and the CEQR Technical Memorandum issued October 29, 2015 (CEQR No. 15DME005K) (the Environmental Assessment Statement, Revised Environmental Assessment Statement, Negative Declaration and Technical Memorandum collectively the "CEQR Analysis and Determination");

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the CEQR Analysis and Determination.

Pursuant to Section 197-d of the City Charter and on the basis of the Application and the Decision, the Council approves the Decision.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 150399 PPK, incorporated by reference herein, the Council approves the Decision for the disposition of city-owned property located at One Clinton Street, aka 280 Cadman Plaza West (Block 239, Lot16), Borough of Brooklyn.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, DARLENE MEALY, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, RUBEN WILLS, DONOVAN J. RICHARDS, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 10, 2015.

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

Report for L.U. No. 302 & Res. No. 954

Report of the Committee on Land Use in favor of approving Application No. C 150400 PQK submitted by the New York City Department of Citywide Administrative Services and the New York City Economic Development Corporation, pursuant to Section 197-c of the New York City Charter, for the acquisition of a condominium unit for use as a Brooklyn Public Library branch library, located at 1 Clinton Street (aka 280 Cadman Plaza West), Block 239, Lot 16, Borough of Brooklyn, Community District 2, Council District 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 a vote of the council pursuant to 197-d(b)(3) of the Charter.

The Committee on Land Use, to which the annexed Land Use item was referred on October 7, 2014 (Minutes, page 3634) and was brought before the Council at this December 16, 2015 Stated Meeting, respectfully

REPORTS:

SUBJECT

BROOKLYN CB - 2 **C 150400 PQK**

City Planning Commission decision approving an application submitted by the Brooklyn Public Library and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the acquisition of property located at 1 Clinton Street (aka 280 Cadman Plaza West), Block 239, part of Lot 16, for use as a branch library.

INTENT

This acquisition of property in conjunction with the related action for the disposition of city-owned property would facilitate the development of the new Brooklyn Heights Branch Public Library in the base of a new mixed-use development in Community District 2, Borough of Brooklyn.

PUBLIC HEARING

DATE: November 18, 2015

Witnesses in Favor: Thirty-nine **Witnesses Against:** Thirty

SUBCOMMITTEE RECOMMENDATION

DATE: December 10, 2015

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission with modification.

In Favor: Cohen, Rodriguez, Treyger
Against: *None* **Abstain:** *None*

COMMITTEE ACTION

DATE: December 10, 2015

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Palma, Arroyo, Garodnick, Mealy, Rodriguez, Koo, Lander, Levin, Wills, Richards, Cohen, Kallos, Reynoso, Torres, Treyger

Against: Williams, Barron **Abstain:** Mendez

FILING OF MODIFICATION WITH THE CITY PLANNING COMMISSION

The Committee's proposed modification was filed with the City Planning Commission on December 10, 2015. The City Planning Commission filed a letter dated December 14, 2015, with the Council on December 15, 2015, indicating that the proposed modification is not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

In connection herewith, Council Members Greenfield and Dickens offered the following resolution:

Res. No. 954

Resolution approving with modification the decision of the City Planning Commission on ULURP No. C 150400 PQK (L.U. No. 302), for the acquisition of property located at One Clinton Street, aka 280 Cadman Plaza West (Block 239, Lot 16 in part), in Community District 2, Borough of Brooklyn.

By Council Members Greenfield and Dickens.

WHEREAS, the City Planning Commission filed with the Council on November 6, 2015 its decision dated November 2, 2015 (the "Decision") on the application submitted pursuant to Section 197-c of the New York City Charter by the Brooklyn Public Library and the New York City Department of Citywide Administrative Services, for the acquisition of property located at One Clinton Street, aka 280 Cadman Plaza West (Block 239, Lot 16 in part) in Community District 2 (the "Site"), (ULURP No. C 150400 PQK), Borough of Brooklyn (the "Application");

WHEREAS, the Application is related to application C 150399 PPK (L.U. No. 301), disposition of one city-owned property located at One Clinton Street, aka 280 Cadman Plaza West (Block 239, Lot 16);

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on November 18, 2015;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application;

WHEREAS, the Council has considered the relevant environmental issues as described by the Environmental Assessment Statement issued on June 11, 2015, the Revised Environmental Assessment Statement and Negative Declaration issued on July 16, 2015, and the CEQR Technical Memorandum issued October 29, 2015 (CEQR No. 15DME005K) (the Environmental Assessment Statement, Revised Environmental Assessment Statement, Negative Declaration and Technical Memorandum collectively the "CEQR Analysis and Determination");

RESOLVED:

The Council finds that the action described and as modified herein will have no significant impact on the environment as set forth in the CEQR Analysis and Determination.

Pursuant to Section 197-d of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 150400 PQK, incorporated by reference herein, the Council approves the acquisition of property located at One Clinton Street, aka 280 Cadman Plaza West (Block 239, Lot 16), Borough of Brooklyn, with the following modification and condition:

1. The acquisition shall be for a library with at least 26,620 square feet of floor space.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, DARLENE MEALY, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, RUBEN WILLS, DONOVAN J. RICHARDS, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 10, 2015.

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

Resolution approving various persons Commissioners of Deeds

By the Presiding Officer –

Resolved, that the following named persons be and hereby are appointed Commissioners of Deeds for a term of two years:

Approved New Applicant's Report

Name	Address	District #
William Parker MacLure	57 Spring Street #10 New York, N.Y. 10012	1
Joshua Richardson	572 Fox Street Bronx, N.Y. 10455	17
Rosmailyn Lantigua	1155 Evergreen Avenue #D3 Bronx, N.Y. 10472	17
Ana Brito	858 East 175th Street Bronx, N.Y. 10460	17
Michael T. Pariaug	166-05 Highland Avenue #2G Jamaica, N.Y. 11432	24
Kevin Reynolds	115-22 Francis Lewis Blvd #2 Queens, N.Y. 11411	27
John Andrew Marchetta	58-11 69th Place Queens, N.Y. 11378	30
Anthony Cennamo	1528 83rd Street Brooklyn, N.Y. 11228	43

Approved New Applicants and Reapplicants

Name	Address	District #
Ellen T. Pine	245 East 25th Street #7L New York, N.Y. 10010	2
Pamela M. Gilbert	331 East 132nd Street #2F Bronx, N.Y. 10454	8
Sherry Johnson	2494 8th Avenue #5B New York, N.Y. 10030	9
Susan Perez	310 West 143rd Street #12E New York, N.Y. 10030	9

Denise Cruickshank	100 Debs Place #10D Bronx, N.Y. 10475	12
Helena Lempert	2121 Paulding Avenue #8T Bronx, N.Y. 10462	13
Jaclyn Souhrada	820 Astor Avenue #3B Bronx, N.Y. 10467	13
Diana Kearney	775 Concourse Village East #3C Bronx, N.Y. 10451	16
Esther Scott	1368 Webster Avenue #17A Bronx, N.Y. 10456	16
Shanicaqua Spruell	1105 Tinton Avenue #49 Bronx, N.Y. 10451	16
Deniece Turner	779 Concourse Village East #7D Bronx, N.Y. 10451	16
Odessa T. Lawson	1530 Archer Road #3H Bronx, N.Y. 10462	18
Carolyn D. Parker	920 Metcalf Avenue #4G Bronx, N.Y. 10473	18
Damaris Saunders	147-44 Village Road #87B Queens, N.Y. 11435	24
Tiffany Dempsey	50-45 41st Street Sunnyside, N.Y. 11104	26
Vivenne Grainger	105-41 172nd Street Queens, N.Y. 11433	27
Edgar Hurley	216-60 113th Drive Queens, N.Y. 11429	27
Xiangqun Huang	67-66 108th Street #B65 Queens, N.Y. 11375	29
Vincent Raccuglia	63-00 Wetherole Street Queens, N.Y. 11374	29
Sherban M. Standish	90-02 63rd Drive #2K Queens, N.Y. 11374	29
Sylvester Draggon, Sr.	95-24 75th Street Ozone, N.Y. 11416	32
Kristi Porth	135-29 96th Street Ozone Park, N.Y. 11417	32
Carol M. Bell	135 Halsey Street Brooklyn, N.Y. 11216	36
Michelle Charles	1442 Pacific Street #1R Brooklyn, N.Y. 11216	36
Paula Rodriguez	451 40th Street #3L	38

	Brooklyn, N.Y. 11232	
Marguerite Connelly	60 Sackett Street	39
	Brooklyn, N.Y. 11231	
Vivolyn Ford	131 Lincoln Road #6A	40
	Brooklyn, N.Y. 11225	
James Lewis Jr.	177 Lenox Road #C2	40
	Brooklyn, N.Y. 11226	
Nikki Brady	10308 Avenue K	46
	Brooklyn, N.Y. 11236	
Joylynn Jarvis	1314 East 51st Street	46
	Brooklyn, N.Y. 11234	
Nicholas D. Lucas	1180 East 83rd Street	46
	Brooklyn, N.Y. 11236	
Carlmais Johnson	536 Richmond Terrace	49
	Staten Island, N.Y. 10301	
Joseph Nolasco	85 Decker Avenue	49
	Staten Island, N.Y. 10302	
Vincent J. Bonadonna	37 Potter Avenue	50
	Staten Island, N.Y. 10314	
Holly Frascona	39 Furness Place	50
	Staten Island, N.Y. 10314	
Elena Suazo	30 Grissom Avenue	50
	Staten Island, N.Y. 10314	

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

ROLL CALL ON GENERAL ORDERS FOR THE DAY

(Items Coupled on General Order Calendar)

(1) **M 354 & Res 952 -** **Hope Knight -** As a member of the New York City Planning Commission.

(2) **M 355 & Res 941 -** Transfer City funds between various agencies in Fiscal Year 2016 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter. **(MN-2)**

(3) **M 356 & Res 942 -** Appropriation of new revenues of $304.2 million in Fiscal Year 2016,

pursuant to Section 107(e) of the New York City Charter. **(MN-3)**

(4) **Int 108-A -** Prohibiting employment discrimination for caregivers.

(5) **Int 603-A -** Increasing civil penalties for leaving the scene of an incident without reporting.

(6) **Int 604-A -** Reporting information related to leaving the scene of an incident without reporting.

(7) **Int 908-A** – FOIL requests on the open data portal.

(8) **Int 916-A -** Open data law agency compliance examination.

(9) **Res 934 -** New and changed designations of certain organizations to receive funding **(Transparency Resolution)**.

(10) **L.U. 301 & Res 953 -** App. **C 150399 PPK**, 1 Clinton Street (aka 280 Cadman Plaza West), Brooklyn, Community District 2, Council District 33.

(11) **L.U. 302 & Res 954 -** App. **C 150400 PQK**, 1 Clinton Street (aka 280 Cadman Plaza West), Brooklyn, Community District 2, Council District 33.

(12) **L.U. 303 & Res 948 -** App. **20165204 HAX**, Real Property Tax Exemption, Bronx, Community Boards 2, 3, 5, and 9, Council Districts 14, 15, 16, 17 and 18.

(13) **L.U. 306 & Res 949 -** App. **20165223 HAM**, Real Property Tax Exemption, Manhattan, Community Board 3, Council District 2.

(14) **L.U. 307 & Res 950 -** App. **C 150339 PPK**, DCAS, Brooklyn, Community Board 4, Council Districts 34 and 37 **(Coupled to be Filed)**.

(15) **L.U. 310 & Res 943 -** 96 Rockwell Place, Brooklyn, Community District No. 2, Council District No. 35.

(16) **L.U. 311 & Res 944 -** Fox Hill Apartments, Staten Island, Community District No. 1, Council District No. 49.

(17) **L.U. 312 & Res 945 -** HP East 94th Street HDFC,

Brooklyn, Community District No. 18, Council District No. 46.

(18) L.U. 313 & Res 946 - Monsignor Alexius Jarka Hall, Brooklyn, Community District No. 1, Council District No. 34.

(19) L.U. 314 & Res 947 - Riverton Square, Manhattan, Community District No. 11, Council District No. 9.

(20) L.U. 319 & Res 951 - App. **20155378 SCK**, Public School Facility, Brooklyn, Community School District No. 20, Community Board 7, Council District 38.

(21) Resolution approving various persons Commissioners of Deeds.

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

Affirmative – Arroyo, Borelli, Cabrera, Chin, Cohen, Constantinides, Cornegy, Crowley, Cumbo, Deutsch, Dromm, Espinal, Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Grodenchik, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Mealy, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Williams, Wills, Matteo, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **49**.

The General Order vote recorded for this Stated Meeting was 49-0-0 as shown above with the exception of the votes for the following legislative items:

The following was the vote recorded for **LU No. 301 & Res No. 953** and **LU No. 302 & Res No. 954:**

Affirmative – Arroyo, Borelli, Cabrera, Chin, Cohen, Constantinides, Crowley, Cumbo, Dromm, Espinal, Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Grodenchik, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Mealy, Menchaca, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Wills, Matteo, Van Bramer, and the Speaker (Council Member Mark-Viverito) **– 45.**

Negative – Deutsch **– 1.**

Abstention – Cornegy, Mendez, and Williams **– 3.**

The following Introductions were sent to the Mayor for his consideration and approval: Int Nos.108-A, 603-A, 604-A, 908-A, and 916-A.

For **Introduction and Reading of Bills**, see the material following the **Resolutions** section below:

RESOLUTIONS

Presented for voice-vote

The following are the respective Committee Reports for each of the Resolutions referred to the Council for a voice-vote pursuant to Rule 8.50 of the Council:

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

Report for voice-vote Res. No. 927

Report of the Committee on Rules, Privileges and Elections in favor of approving and adopting a Resolution authorizing the Speaker to file or join an amicus brief on behalf of the Council in the litigation captioned Avella, et al. v. City of New York, et al., currently on appeal at the New York Court of Appeals, No. APL-2015-00298, to support the prior approval of the Willets Point development plan by the City Council.

The Committee on Rules, Privileges and Elections, to which the annexed resolution was referred on December 16, 2015, respectfully

REPORTS:

Subject: Resolution authorizing the Speaker to file or join an amicus brief on behalf of the Council in the litigation captioned *Avella, et al. v. City of New York, et al.*, currently on appeal at the New York Court of Appeals, No. APL-2015-00298, in support of the Council's previous approval of the development plan for Willets Point.

Analysis: Before the Committee for its consideration is a proposed resolution authorizing the Speaker to file or join an amicus brief on behalf of the Council in the litigation captioned *Avella, et al. v. City of New York, et al.*, concerning the Willets Point development plan that was previously approved by the City Council.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered resolution, please see the Introduction and Reading of Bills section printed in these Minutes)

BRADFORD S. LANDER, *Chairperson*; DANIEL R. GARODNICK, MARGARET S. CHIN, DEBORAH L. ROSE, JUMAANE D. WILLIAMS, RAFAEL L. ESPINAL, Jr., MARK LEVINE, STEVEN MATTEO, MELISSA MARK-VIVERITO; Committee on Rules, Privileges and Elections, December 16, 2015.

Pursuant to Rule 8.50 of the Council, the Public Advocate (Ms. James) called for a voice vote. Hearing those in favor, the Public Advocate (Ms. James) declared the Resolution to be adopted.

The following 2 Council Members formally voted against this item: Council Members Lancman and Vallone;

The following Council Member formally abstained to vote on this item: Council Member Grodenchik.

Adopted by the Council by voice-vote.

INTRODUCTION AND READING OF BILLS

Preconsidered Res. No. 927

Resolution authorizing the Speaker to file or join an amicus brief on behalf of the Council in the litigation captioned *Avella, et al. v. City of New York, et al.*, currently on appeal at the New York Court of Appeals, No. APL-2015-00298, to support the prior approval of the Willets Point development plan by the City Council.

By The Speaker (Council Member Mark-Viverito) and Council Members Koo, Koslowitz and Lander.

Whereas, On November 13th, 2008, the Council passed resolutions to approve land use applications for an amendment to the zoning map, designation of an urban renewal area, disposition of city property, and an amendment to the City Map, to facilitate the comprehensive planning, zoning and redevelopment strategy for the Willets Point area of Queens; and

Whereas, On October 9, 2013, the Council passed resolutions to approve applications for four special permits and a zoning text amendment to facilitate the implementation of the initial phase of the 2008 plan; and

Whereas, The 2008 and 2013 Council approvals were the culmination of a detailed planning process to determine the future development of the Willets Point area that dated back to 2002; and

Whereas, Following the 2013 approvals, a group of individuals and organizations (collectively, "Petitioners") filed suit against the City, the City Council, other City defendants, and the project developers (collectively, "Respondents"), seeking a declaration that, among other things, the Council's approvals were arbitrary and capricious and that a portion of the development violates Admin. Code §18-118 and the public trust doctrine; and

Whereas, The Supreme Court of the County of New York rejected all of Petitioners' claims and entered judgment on August 21, 2014 dismissing the Petition; and

Whereas, On appeal, the New York Appellate Division, First Department reversed the judgment of the Supreme Court; and

Whereas, On November 23, 2015, the Court of Appeals granted the developer respondents' request for leave to appeal the First Department's decision;

Whereas, The New York Court of Appeals should reverse the decision of the First Department, and allow the City to proceed with the development plan for Willet's Point; now, therefore, be it

Resolved, That the Council of the City of New York authorizes the Speaker to file or join an amicus brief on behalf of the Council in the litigation captioned *Avella, et al. v. City of New York, et al.*, No. APL-2015-00298, currently on appeal in the New York Court of Appeals, to defend the City Council's approval of the Willets Point development plan and support the position of the Respondents-Defendants-Respondents that the development on designated park land does not violate Admin. Code §18-118 or the public trust doctrine.

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

Res. No. 928

Resolution calling on the United States Supreme Court to hear and issue a decision on the Department of Justice's appeal of the Fifth Circuit's decision in *Texas vs. United States* during the current term.

By The Speaker (Council Member Mark-Viverito) and Council Members Menchaca, Chin, Lander, Mendez, Rodriguez and Wills.

Whereas, On November 20, 2014, President Obama announced a series of executive actions on immigration, including an expanded Deferred Action for Childhood Arrivals (DACA) program and a new Deferred Action for Parents of Americans and Lawful Permanent Residents (DAPA) program; and

Whereas, The original DACA program, established in 2012, allows individuals who were under the age of 31 as of June 15, 2012 and came to the United States as

children under the age of 16, and meet certain criteria, to request consideration for deferred action for a period of two years, subject to renewal; and

Whereas, Deferred action is a discretionary determination made by the United States Citizenship and Immigration Services ("USCIS") to defer removal action of an individual as an act of prosecutorial discretion; and

Whereas, Deferred action does not provide an individual with lawful or permanent status, but approved applicants may receive a work permit; and

Whereas, In order to apply for DACA, individuals must meet certain pre-requisites, including demonstrating that they are currently in school, have graduated or obtained a certificate of completion from high school, or have obtained a General Education Development certificate ("GED"), or be an honorably discharged veteran of the Coast Guard or Armed Forces of the United States; and

Whereas, The expanded DACA program would allow individuals of any age who entered the United States before the age of 16 and have lived in the United States continuously since January 1, 2010 to request deferred action and work authorization; and

Whereas, The expanded DACA program would extend the period of deferred action and work authorization from two to three years; and

Whereas, The new DAPA program would allow parents of U.S. citizens and lawful permanent residents to request deferred action and employment authorization for three years if they have lived in the United States continuously since January 1, 2010 and pass required background checks; and

Whereas, The new DAPA program would also potentially allow eligible applicants to renew their permit after three years; and

Whereas, Reports estimate that under expanded DACA and DAPA, up to five million undocumented immigrants would be eligible for deferred action; and

Whereas, It is estimated that in New York City approximately 200,000 individuals are eligible for the expanded DACA program and the new DAPA program; and

Whereas, In December of 2014, the State of Texas, along with 25 states, filed a lawsuit against the Obama administration regarding these programs, which has stalled their launch; and

Whereas, In the lawsuit, Texas asserted that the President overstepped his constitutional authority in executive actions on immigration and that the proposed programs would place a financial burden on the state; and

Whereas, In February of 2015, Judge Andrew Hanen of the U.S. District Court in Brownsville, Texas issued a preliminary injunction, which temporarily halted the extension of DACA and DAPA programs; and

Whereas, In response, the U.S. Department of Justice ("DOJ") filed an appeal to the U.S. Court of Appeals for the Fifth Circuit; and

Whereas, In November of 2015, nearly a year after the President announced the extended DACA and DAPA programs, the U.S. Court of Appeals for the Fifth Circuit affirmed the lower court's decision and continued the preliminary injunction against the two programs; and

Whereas, The Obama administration has filed a petition with the Supreme Court requesting that it hear an appeal to the Fifth Circuit's decision, with the goal of the Court hearing the appeal during this term, which is the final Supreme Court term of President Obama's presidency; and

Whereas, Even if the Supreme Court were to review and overturn the Fifth Circuit's decision next term before President Obama leaves office, this would likely not allow time for any meaningful implementation of expanded DACA and DAPA by the current administration; and

Whereas, The state of Texas requested more time to file court papers for the appeal but the Supreme Court has granted Texas only a limited extension, allowing it to respond to the appeal by December 29, 2015; and

Whereas, Although this limited extension does not guarantee that the Supreme Court will hear the appeal during this term, it does increase the odds of it doing so; and

Whereas, The expanded DACA and DAPA programs, if implemented, would greatly benefit not only millions of undocumented immigrants, but the nation as a whole; and

Whereas, The Center for American Progress projects that implementation of the President's administrative relief programs would raise the level of U.S. gross domestic product by 0.4 percent after ten years, which is equivalent to an additional $90 billion in 2024; and

Whereas, Beyond economic gains, immigrants contribute to the fabric and diversity not only of this nation, but of New York City in particular, which has a history of welcoming and fostering the growth among flourishing immigrant communities; and

Whereas, DACA and DAPA will maintain family units in immigrant communities, and prevent working families from being unnecessarily separated; and

Whereas, During a time of Congressional inaction on comprehensive immigration reform, swift implementation of the President's expanded DACA and DAPA programs is vital to enhance the lives of millions of undocumented immigrants who contribute to this country; now, therefore, be it

Resolved, That the Council of the City of New York calls on the United States Supreme Court to hear and issue a decision on the Department of Justice's appeal of the Fifth Circuit's decision in *Texas vs. United States* during this term.

Referred to the Committee on Immigration.

Int. No. 1024

By Council Members Cabrera, Gentile, Mealy, Mendez, Rodriguez, Rose, Wills, Miller and Ulrich.

A Local Law to amend the administrative code of the city of New York, in relation to the dissemination of senior citizen rent increase exemption applications.

Be it enacted by the Council as follows:

Section 1. Chapter one of title 11 of the administrative code of the city of New York is amended to add new section 11-138 to read as follows:

§ 11-138 Dissemination of senior citizen rent increase exemption program applications. a. Each agency designated as a participating agency under the provisions of this section shall implement and administer a program of distribution of applications for enrollment in the senior citizen rent increase exemption program pursuant to the provisions of this section. The following offices are hereby designated as participating agencies: the department for the aging, the city clerk, community boards, the department of consumer affairs, the commission on human rights, the department of housing preservation and development, the department of health and mental hygiene, the human resources administration/department of social services, the department of parks and recreation, the office to combat domestic violence, and the office of immigrant affairs; provided, however, that the department of finance, as it deems appropriate, may designate additional agencies to be participating agencies. The department of finance shall further make such applications available to city hospitals and public libraries.

b. Participating agencies shall offer senior citizen rent increase exemption applications to all persons identified as sixty-two years of age or older together with written applications and related forms for services, other than emergency services, provided by such agency, in the same language as such written applications or forms where practicable. Participating agencies shall further incorporate an opportunity to request a senior citizen rent increase exemption application into any application or form for services provided by such agency that are provided on the Internet, which shall be offered by mail or downloadable.

c. Participating agencies shall receive and transmit to the department of finance the completed senior citizen rent increase exemption application within two weeks of receipt at such agency.

d. Participating agency staff shall provide assistance in completing senior citizen rent increase exemption applications. The department of finance shall prepare and distribute to the participating agencies written advisory agency guidelines as to the implementation of this section and may establish training programs for employees of participating agencies.

e. Each participating agency, other than community boards and the city clerk, shall submit semi-annual reports on their implementation of this section to the mayor's office of operations. Such reports shall include the number of senior citizen rent increase exemption applications distributed, the number of such applications completed at an agency office, and the number of applications transmitted to the department of finance. Such reports shall be submitted to the mayor's office of operations by January 15 and July 15 of each year, with the first reports due by July 15, 2016. The mayor's office of operations shall compile such reports into a single report that disaggregates such data by agency, and shall deliver such compiled report to the council by February 15 and August 15 of each year, with the first such report due by August 15, 2015.

f. Participating agencies and the department of finance shall adopt such rules and regulations as may be necessary to implement this section.

§ 2. This local law takes effect 120 days after it becomes law, except that participating agencies, as defined in section 1 of this local law, as well as the department of finance, shall take such measures as may be necessary for the implementation of this local law, including the promulgation of rules, prior to such date.

Referred to the Committee on Aging.

Res. No. 929

Resolution calling on the U.S. Congress to pass and the President to sign H.R. 1989 or the "ENLIST Act," which would allow undocumented immigrants to enlist in the Armed Forces and provide a mechanism by which such individuals may be lawfully admitted to the United States for permanent residence.

By Council Members Cabrera and Mealy.

Whereas, At this time, the United States Army has allowed 46 individuals who qualify for the Deferred Action for Childhood Arrivals (DACA) program to enlist; and

Whereas, While these individuals have been allowed to enlist in the army, at this time there is no program or policy in place that serves as a path to permanent residence for them; and

Whereas, These DACA recipients, also known as "Dreamers" were brought to the United States as children and voluntarily chose to serve in the U.S. military; and

Whereas, To address this inequity, on April 23, 2015, U.S. Representative Jeff Denham introduced H.R. 1989, or the "Encourage New Legalized Immigrants to Start Training Act" or "ENLIST Act"; and

Whereas, H.R. 1989 would allow undocumented immigrants who meet the following criteria to enlist in the U.S. Army, Navy, Air Force, Marine Corps, or Coast Guard: 1) arrived in the United States before December 31, 2011 and have been continuously present since then, (2) were younger than 15 years of age when they initially entered the United States and (3) are otherwise eligible for original enlistment; and

Whereas, H.R. 1989 would require that any undocumented immigrant serve out the term of his/her term enlistment contract in order to receive legal permanent resident status; and

Whereas, Under H.R. 1989, if an undocumented immigrant does not serve the full term of their enlistment or is dishonorably discharged, then he/she could not obtain legal permanent resident status; and

Whereas, H.R. 1989 would allow undocumented immigrants to apply to serve in the military but does not guarantee they will be accepted and maintains enlistment at the sole discretion of the respective military branches; and

Whereas, Individuals who voluntarily put their lives on the line defending the United States should be allowed to earn legal status with the completion of their honorable service; now, therefore, be it

Resolved, That the Council of the City of New York calls on the U.S. Congress to pass and the President to sign H.R. 1989 or the "ENLIST Act," which would allow undocumented immigrants to enlist in the Armed Forces and provide a mechanism by which such individuals may be lawfully admitted to the United States for permanent residence.

Referred to the Committee on Immigration.

Res. No. 930

Resolution calling upon the New York State Legislature and the Office of Children and Family Services to establish and administer "Care Cards" that foster parents can use to receive, spend, and track monthly foster care stipends.

By Council Members Cabrera, Mealy, Mendez and Rose.

Whereas, According to the Administration for Children's Services ("ACS") of New York City, as of August 2015, there were 10,421 children living in individual foster homes in New York City; and

Whereas, According to a fact sheet published by Public Advocate, Letitia James, the number of children placed in foster care in New York City account for approximately 60% of children in the foster care system in the state of New York; and

Whereas, Currently, financial support provided by New York State and New York City for a child placed in a foster home is paid directly to the foster parent in monthly installments; and

Whereas, Unless the foster parent voluntarily terminates his or her parental rights or sends a letter to ACS relinquishing the monthly check, the parent will continue getting the monthly stipends until the child turns 21; and

Whereas, Foster parents in New York City who send their children to live elsewhere and do not voluntarily terminate their parental rights can continue to pull in monthly checks of up to $1,700 undetected by ACS for months or years, even if their children have re-entered the foster care system and reside in another foster home; and

Whereas, Such abuse by foster parents defrauds the taxpayers of New York State and New York City, deprives vulnerable children of opportunities to be placed into proper foster care, and perpetuates the notion that the foster care system prioritizes money over the child, which has collateral social consequences such as children in foster care being more susceptible to sex trafficking; and

Whereas, Instead of depositing foster care subsidies directly into foster parents' accounts, the Office of Children and Family Services could establish a "Care Card"

for each child in foster care and load the "Care Card" every month with the child's monthly stipend; and

Whereas, Each "Care Card" would function similarly to a debit card (much like commuter cards or healthcare flexible spending cards), and would be associated with one child so that any time that child enters or leaves a foster home, the "Care Card" is activated or de-activated accordingly; and

Whereas, The "Care Card" would allow the foster parents, the Office of Children and Family Services, and ACS to track monthly costs associated with foster care, ensuring that the foster care subsidies are indeed being used for the child for whom the foster care subsidy is given; and

Whereas, The Office of Children and Family Services, working with ACS, would develop mechanisms that would account for any child who has been sent out of a foster home and would ensure that foster parents who send out a child no longer collect monthly funds associated with that child; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the New York State Legislature and the Office of Children and Family Services to establish and administer "Care Cards" that foster parents can use to receive, spend, and track monthly foster care stipends.

Referred to the Committee on General Welfare.

Int. No. 1025

By Council Members Crowley, Mealy, Mendez and Rodriguez.

A Local Law to amend the administrative code of the city of New York, in relation to requiring landlords to test apartment air quality before offering a lease for signature.

Be it enacted by the Council as follows:

§1. Section 27-2005 of the administrative code of the city of New York is amended by adding a new subdivision f to read as follows:

f. 1. Prior to January 1, 2017, the department shall, in consultation with the department of health and mental hygiene, promulgate a list of interior air pollutants including, but not limited to, asbestos, biological pollutants, carbon monoxide, formaldehyde, lead, nitrogen dioxide, pesticides, radon, respirable particles, second-hand smoke, and volatile organic compounds, and the threshold amounts of such interior air pollutants above which the concentration of such pollutant in an interior space is hazardous to human life and well-being.

2. Prior to January 1, 2017, the department shall, in consultation with the department of health and mental hygiene, promulgate rules with respect to the proper testing, remediation, and certification of remediation of interior air pollutants on the list..

3. On and after January 1, 2017, prior to the offer of an initial lease for

signature, or prior to occupancy if there is no lease, the owner of a multiple dwelling, or a one or two family dwelling, shall test such dwelling for interior air pollutants, and, if interior air pollutants are found in hazardous amounts, shall remediate such hazards.

§2. This local law shall take effect immediately.

Referred to the Committee on Housing and Buildings.

Int. No. 1026

By Council Members Crowley, Mealy, Mendez, Rodriguez and Rose.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of probation to evaluate the effectiveness of programs it utilizes.

Be it enacted by the Council as follows:

Section 1. Chapter 2 of title 9 of the administrative code of the city of New York is amended by adding a new section 9-203 to read as follows:

§ 9-203 Probation programming report. The department of probation shall evaluate the effectiveness of each program through which the department provides any structured service directly to probation clients. Beginning on March 1, 2016 and annually thereafter, the department shall submit a summary of each evaluation to the Mayor and the Council. This summary shall include criteria determined by the department, which shall include, but not be limited to, information related to the following for each such program: (i) the amount of funding received; (ii) the number of individuals served; (iii) a brief description of the services provided; and (iv) recidivism and compliance rates, if applicable.

§ 2. This local law takes effect immediately.

Referred to the Committee on Fire and Criminal Justice Services.

Int. No. 1027

By Council Members Crowley, Gibson, Miller, Chin, Constantinides, Koo, Koslowitz, Mealy, Mendez, Rodriguez, Rose and Wills.

A Local Law to amend the administrative code of the city of New York, in relation to requiring that missing persons reports be checked prior to a city burial

Be it enacted by the Council as follows:

Section 1. Chapter 2 of title 17 of the administrative code of the city of New York is amended by adding a new section 17-209 to read as follows:

§ 17-209 Missing persons reports and city burials. The chief medical examiner shall make reasonable efforts to check missing persons reports and databases for possible matches with unidentified human remains in the possession of the chief medical examiner, and shall make reasonable efforts to contact any family member who has reported such missing person, prior to transferring such remains to the department of correction or other city agency for the purposes of a city burial.

§ 2. This local law takes effect 60 days after it becomes law.

Referred to the Committee on Health

Int. No. 1028

By Council Members Cumbo, Chin, Koo, Lander and Mendez.

A Local Law to amend the administrative code of the city of New York, in relation to creating a sexual education task force.

Be it enacted by the Council as follows:

Section 1. Title 21-A of the administrative code of the city of New York is amended by adding a new chapter 8 to read as follows:

Chapter 8
Sexual Education Task Force

§21-961 Sexual education task force. a. There shall be established a sexual education task force consisting of at least seven members who shall serve without compensation, each for a term of three years. Such term shall begin upon appointment of the last member. In the event of the death or resignation of any member, his or her successor shall be appointed to serve for the unexpired period of the term for which such member had been appointed. Four members of the task force shall be appointed by the mayor, and three members shall be appointed by the speaker of the council. Such task force shall meet not less often than quarterly. One member shall be designated as chairperson by the mayor after consultation with the speaker. Members of the task force shall include at least one parent or guardian of a New York city public school student in grades six through twelve, at least one New York city public school student in grade twelve, at least one teacher from a New York city public school, at least one staff person of a New York City public school who is not a teacher, and at least one representative from the department of health and mental hygiene. Members of such task force shall be appointed not more than one-hundred-twenty days following enactment of the local law that added this section.

b. The task force shall have the power and the duty to:

1. review the current sexual education curriculum and its implementation in New York city public schools;

2. make recommendations to the mayor on matters related to the sexual education curriculum and the implementation of sexual education for students in grades kindergarten through twelve in New York city public schools;

3. make recommendations regarding how sex-related topics should be taught in the classroom, what subjects should be taught, what training teachers should have in order to teach such subjects, and what grade level such subjects should be introduced;

4. make recommendations on sexual education which specifically addresses lesbian, gay, bisexual, and transgender (LGBT) students, including but not limited to, sexual health knowledge for same-sex relationships;

5. perform such other advisory duties and functions as may be necessary as determined by the task force.

c. No later than December 31, 2017 and annually thereafter, the task force shall submit to the mayor and the speaker of the council a report concerning the task force's activities during the previous twelve months, the goals for the following year, and recommendations pursuant to subdivision b of this section.

§ 2. This law shall take effect immediately.

Referred to the Committee on Education.

Res. No. 931

Resolution calling on the Governor to sign A.6430A/S.983A, in relation to the shackling of pregnant inmates.

By Council Members Cumbo, Chin, Lander, Mendez and Rodriguez.

Whereas, According to the Correctional Association of New York, during an average year in New York state, approximately 31,000 women are incarcerated in local jails and 4,000 women are incarcerated in state prisons; and

Whereas, The Correctional Association of New York has reported that, in an average year, approximately 1,700 of these women are pregnant; and

Whereas, The practice of restraining pregnant women through the use of shackles or other devices, commonly known as shackling, has been found by the American College of Obstetricians and Gynecologists to "put the health and lives of the women and unborn children at risk" by increasing the risk of certain conditions that can harm both the women and their unborn children, delaying diagnoses of certain conditions, and limiting or eliminating the ability of doctors to perform important medical tests; and

Whereas, The American College of Obstetricians and Gynecologists has found the practice of shackling pregnant inmates to "interfere with the ability of physicians to safely practice medicine," and to be "demeaning and rarely necessary;" and

Whereas, The American Medical Association has opposed the use of shackling on a woman during the second or third trimester of pregnancy, labor, delivery or

recuperation post-delivery, unless the woman is an immediate and serious threat to herself or others or a substantial flight risk; and

Whereas, Eighteen states, the Federal Bureau of Prisons, the United States Immigration and Customs Enforcement Agency, the United States Marshals Service, and the American Correctional Association have all adopted policies banning or restricting the use of shackling on pregnant women; and

Whereas, The United States Court of Appeals for the Eighth Circuit, The United States Court of Appeals for the District of Columbia, and numerous federal district courts have found that the practice of shackling pregnant women may be unconstitutional; and

Whereas, The American Civil Liberties Union and the Women's Prison Association have reported that no case of a pregnant inmate attempting to escape while not being shackled has ever been reported in the United States; and

Whereas, New York State Correction Law ("Correction Law") section 611 prohibits the use of shackling on pregnant women who are "about to give birth to a child," in labor, or who are "recovering after giving birth;" and

Whereas, However, this law does not address the shackling of women who are pregnant but not "about to give birth," nor does it address the shackling of women beyond the immediate recovery from birth; and

Whereas, The American Medical Association has recommended that shackling be banned during the second and third trimester of pregnancy, absent an immediate threat of harm, and the American College of Obstetricians and Gynecologists has recommended that shackling be banned during all stages of pregnancy and for six weeks postpartum; and

Whereas; The New York State Senate has passed S.983A, which was introduced by Senator Velmanette Montomery, and the New York State Assembly passed companion bill A.6430A, which was introduced by Assembly Member N. Nick Perry, which seek to prohibit the use of shackling for any pregnant women and for eight weeks postpartum, unless there are "extraordinary circumstances" such that shackling would be necessary to prevent harm to the woman or others; and

Whereas, Furthermore, the Correctional Association of New York has reported that Correction Law section 611 has routinely been ignored by state prison staff, that 23 of 27 women interviewed over a four-year period were shackled illegally, and that only 15 of 52 counties have policies regarding shackling in accordance with Correction Law 611; and

Whereas, A.6430A/S.983A also requires that correctional staff report to the governor and legislature any case in which "extraordinary circumstances" justify the use of such shackling, and requires that pregnant women be notified of their rights pursuant to this law; and

Whereas, A.6430A/S.983A also requires the training of all correction officers affected by this law regarding these legal requirements; and

Whereas, These reporting and training requirements would help ensure that Correction Law section 611 is appropriately followed; and

Whereas, A.6430A/S.983A would apply to both state and local correctional institutions, and would therefore have a positive impact on policies related to shackling pregnant women statewide as well as in the City's local jails; and

Whereas, According to the Correctional Association of New York, A.6430A/S.983A is supported by the American Congress of Obstetricians and Gynecologists, American College of Nurse-Midwives, New York State Association of Licensed Midwives, Family Planning Advocates of New York State, the National Organization for Women – NYC, the New York Civil Liberties Union, the Coalition for Women Prisoners, and the Correctional Association of New York; now, therefore, be it

Resolved, That the Council of the City of New York calls on the Governor to sign A.6430A/S.983A, in relation to the shackling of pregnant inmates.

Referred to the Committee on Fire and Criminal Justice Services.

Int. No. 1029

By Council Member Ferreras-Copeland (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 annually in the Fulton Street business improvement district, an extension and modification of the boundaries of the Fulton Street business improvement district, and a change in the method of assessment upon which the district charge in the Fulton Street business improvement district is based.

Be it enacted by the Council as follows:

Section 1. The administrative code of the city of New York is amended by adding a new section 25-478.1 to read as follows:

§ 25-478.1 Fulton Street business improvement district; increase in the amount to be expended annually a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize an increase in the amount to be expended annually in the Fulton Street business improvement district beginning on July 1, 2015, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such increased expenditure, there is hereby authorized in such district an annual expenditure of five hundred thousand dollars ($500,000).

b. The amount of such expenditure to be levied upon each property in the district shall be determined in accordance with the method of assessment set forth in the Fulton Street business improvement district plan.

§ 2. The administrative code of the city of New York is amended by adding a new section 25-478.2 to read as follows:

§ 25-478.2 Fulton Street business improvement district; extension and modification of district boundaries. a. The city council having determined, pursuant to section 25-407 of chapter four of this title: that notice of hearing for all hearings required to be held was published and mailed as required by law and was otherwise sufficient; that, except as otherwise provided in section 25-403 of chapter four of this

title, all the real property within the boundaries of the district will benefit from the extension and modification of the district; that all the real property benefited is included within the limits of the district; and that the extension and modification of the district is in the public interest; and the council having determined further that the requisite number of owners have not objected as provided in section 25-406 of chapter four of this title, the Fulton Street business improvement district in the borough of Brooklyn is hereby extended and the boundaries modified. Such district extension and modification is in accordance with the amended district plan required to be filed with the city clerk pursuant to subdivision b of this section.

b. Immediately upon adoption of this local law by the council, the council shall file with the city clerk the amended district plan upon which the Fulton Street business improvement district, and the extension and modification thereof, is based.

c. The amended district plan shall not be further amended except in accordance with chapter four of this title.

§ 3. The administrative code of the city of New York is amended by adding a new section 25-478.3 to read as follows:

§ 25-478.3 Fulton Street business improvement district; amendment of the district plan. a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize a change in the method of assessment upon which the district charge in the Fulton Street business improvement district is based, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such change, there is hereby authorized in such district such change as is set forth in the amended district plan required to be filed with the city clerk pursuant to subdivision b of this section.

b. Immediately upon adoption of this local law, the council shall file with the city clerk the amended district plan containing the change in the method of assessment authorized by subdivision a of this section.

§ 4. This local law takes effect upon compliance with section 25-408 of chapter 4 of title 25 of the administrative code of the city of New York and is retroactive to and deemed to have been in full force and effect as of July 1, 2015, provided that sections one and three of this local law take effect immediately and are retroactive to and deemed to have been in full force and effect as of July 1, 2015.

Referred to the Committee on Finance.

Int. No. 1030

By Council Members Ferreras-Copeland, Chin, Gentile and Rose (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 annually in nine business improvement districts and one special assessment district.

Be it enacted by the Council as follows:

Section 1. Subdivision a of section 25-424 of the administrative code of the city of New York, as amended by local law number 60 for the year 2008, is amended to read as follows:

a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize an increase in the amount to be expended annually in the Myrtle Avenue business improvement district beginning on July 1, [2008] *2015*, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such increased expenditure, there is hereby authorized in such district an annual expenditure of [four hundred six thousand one hundred forty-one dollars ($406,141)] *five hundred seven thousand six hundred seventy-six dollars ($507,676)*.

§ 2. Subdivision a of section 25-438.1 of the administrative code of the city of New York, as amended by local law number 60 for the year 2008, is amended to read as follows:

a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize an increase in the amount to be expended annually in the Village Alliance business improvement district beginning on July 1, [2008] *2015*, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such increased expenditure, there is hereby authorized in such district an annual expenditure of [nine hundred eighty-four thousand nine hundred dollars ($984,900)] *one million four hundred thousand dollars ($1,400,000)*.

§ 3. Subdivision a of section 25-441 of the administrative code of the city of New York, as amended by local law number 3 for the year 2013, is amended to read as follows:

a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize an increase in the amount to be expended annually in the Bryant Park business improvement district beginning on July 1, [2012] *2015*, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such increased expenditure, there is hereby authorized in such district an annual expenditure of [one million one hundred thousand dollars ($1,100,000)] *one million six hundred thousand dollars ($1,600,000)*.

§ 4. Subdivision a of section 25-444.1 of the administrative code of the city of New York, as amended by local law number 93 for the year 2009, is amended to read as follows:

a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize an increase in the amount to be expended annually in the 14th Street-Union Square business improvement district beginning on July 1, [2009] *2015*, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such increased expenditure, there is hereby authorized in such district an annual expenditure of [two million dollars ($2,000,000)] *two million six hundred thousand dollars ($2,600,000)*.

§ 5. Chapter 5 of title 25 of the administrative code of the city of New York is amended by adding a new section 25-448.1 to read as follows:

§ 25-448.1 180th Street business improvement district. a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize an increase in the amount to be expended annually in the 180th Street business improvement district beginning on July 1, 2015, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such increased expenditure, there is hereby authorized in such district an annual expenditure of seventy-eight thousand dollars ($78,000).

b. The amount of such expenditure to be levied upon each property in the district shall be determined in accordance with the method of assessment set forth in the 180th Street business improvement district plan.

§ 6. Subdivision a of section 25-454.1 of the administrative code of the city of New York, as amended by local law number 93 for the year 2009, is amended to read as follows:

a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize an increase in the amount to be expended annually in the Montague Street business improvement district beginning on July 1, [2009] *2015*, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such increased expenditure, there is hereby authorized in such district an annual expenditure of [one hundred seventy-five thousand dollars ($175,000)] *two hundred ten thousand dollars ($210,000)*.

§ 7. Subdivision a of section 25-455.1 of the administrative code of the city of New York, as added by local law number 60 for the year 2008, is amended to read as follows:

a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize an increase in the amount to be expended annually in the Columbus Avenue business improvement district beginning on July 1, [2008] *2015*, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such increased expenditure, there is hereby authorized in such district an annual expenditure of [three hundred eight thousand eight hundred dollars ($308,800)] *four hundred fifty-eight thousand eight hundred dollars ($458,800)*.

§ 8. Chapter 5 of title 25 of the administrative code of the city of New York is amended by adding a new section 25-471.1 to read as follows:

§ 25-471.1 Bay Ridge 5th Avenue business improvement district. a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize an increase in the amount to be expended annually in the Bay Ridge 5th Avenue business improvement district beginning on July 1, 2015, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such increased expenditure, there is hereby authorized in such district an annual expenditure of four hundred twenty-seven thousand dollars ($427,000).

b. The amount of such expenditure to be levied upon each property in the district shall be determined in accordance with the method of assessment set forth in the Bay Ridge 5th Avenue business improvement district plan.

§ 9. Chapter 5 of title 25 of the administrative code of the city of New York is amended by adding a new section 25-477.1 to read as follows:

§ 25-477.1 Belmont business improvement district. a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize an increase in the amount to be expended annually in the Belmont business improvement district beginning on July 1, 2015, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such increased expenditure, there is hereby authorized in such district an annual expenditure of four hundred forty thousand dollars ($440,000).

b. The amount of such expenditure to be levied upon each property in the district shall be determined in accordance with the method of assessment set forth in the Belmont business improvement district plan.

§ 10. Subdivision a of section 25-602 of the administrative code of the city of New York, as amended by local law number 118 for the year 2013, is amended to read as follows:

a. The city council having determined, pursuant to subdivision b of section 25-410 of chapter four of this title, that it is in the public interest to authorize an increase in the amount to be expended annually in the Fulton Mall special assessment district beginning on July 1, [2013] *2015*, and the council having determined further that the tax and debt limits prescribed in section 25-412 of chapter four of this title will not be exceeded by such increased expenditure, there is hereby authorized in such district an annual expenditure of [one million five hundred thirty-seven thousand five hundred dollars ($1,537,500)] *one million eight hundred twenty-nine thousand five hundred dollars ($1,829,500).*

§ 11. This local law takes effect immediately and is retroactive to and deemed to have been in full force and effect as of July 1, 2015.

Referred to the Committee on Finance.

Res. No. 932

Resolution concerning authorizing an increase in the amount to be expended annually in the Fulton Street Business Improvement District in the Borough of Brooklyn, an extension and modification of the boundaries of the Fulton Street Business Improvement District, and a change in the method of assessment upon which the district charge in the Fulton Street Business Improvement District is based, and setting the date, time and place for the public hearing of the local law authorizing such changes as set forth in the amended District Plan of the Fulton Street Business Improvement District.

By Council Members Ferreras-Copeland and Mealy.

WHEREAS, pursuant to the authority granted by chapter 4 of title 25 of the Administrative Code of the City of New York ("the Law"), the Mayor, by authorization dated March 27, 2008, provided for the preparation of a district plan ("the Original Plan") for the Fulton Street Business Improvement District ("the District") in the Borough of Brooklyn; and

WHEREAS, pursuant to Local Law No. 82 for the year 1990, the City Council assumed responsibility for adopting legislation relating to Business Improvement Districts; and

WHEREAS, pursuant to authority granted by the Law, the District was established by Local Law No. 62 for the year 2008; and

WHEREAS, the District wishes to increase the amount to be expended annually in the District to $500,000, to extend and modify the District boundaries, and to amend the District Plan in order to change the method of assessment upon which the district charge is based; and

WHEREAS, pursuant to section 25-405(c) of the Law, the New York City Department of Small Business Services ("SBS") submitted an amended District Plan ("the Amended Plan") for the District to the City Planning Commission ("the CPC") on June 18, 2015; and

WHEREAS, pursuant to section 25-405(c) of the Law, the CPC submitted the Amended Plan to the City Council on June 25, 2015; and

WHEREAS, pursuant to section 25-405(c) of the Law, the CPC submitted the Amended Plan to the Council Member representing the council district in which the proposed extended district is located on June 25, 2015; and

WHEREAS, pursuant to section 25-405(c) of the Law, the CPC submitted the Amended Plan to Brooklyn Community Board 2 (the "Community Board" or "CB 2"), in which the proposed extended district is located, on June 24, 2015; and

WHEREAS, pursuant to section 25-405(c) of the Law, the CPC submitted the Amended Plan to the Brooklyn Borough President on June 24, 2015; and

WHEREAS, pursuant to section 25-405(c) of the Law, the Community Board notified the public of the Amended Plan in accordance with the requirements established by the CPC; and

WHEREAS, pursuant to section 25-405(c) of the Law, the Community Board conducted a public hearing on July 6, 2015; and

WHEREAS, on July 6, 2015, the Community Board voted to approve the Amended Plan; and

WHEREAS, pursuant to section 25-405(c) of the Law, the CPC reviewed the Amended Plan, held a public hearing and prepared a report certifying its unqualified approval of the Amended Plan; and

WHEREAS, pursuant to section 25-405(c) of the Law, the CPC submitted its report to the Mayor, to the Brooklyn Borough President, to the City Council and to the Council Members representing the council districts in which the district is located; and

WHEREAS, pursuant to section 25-405(c) of the Law, a copy of the CPC's report, the Original Plan, and the Amended Plan were transmitted for filing with the City Clerk on September 16, 2015; and

WHEREAS, pursuant to section 25-406(a) of the Law, a copy of the Amended Plan and the CPC's report are annexed hereto and are made part of this Resolution; and

WHEREAS, pursuant to section 25-406(a) of the Law, the Amended Plan is on file for public inspection in the Office of the City Clerk, 141 Worth Street, New York, New York; and

WHEREAS, pursuant to Section 25-406(b) of the Law, any owner of real property, deemed benefited and therefore within the proposed extended district, objecting to the Amended Plan must file an objection at the Office of the City Clerk within thirty days of the conclusion of the hearing held by the City Council, notice of which is provided by this Resolution, on forms made available by the City Clerk; and

WHEREAS, pursuant to Section 25-406(b) of the Law, if owners of at least fifty-one percent of the assessed valuation of all the benefited real property situated within the boundaries of the District proposed for extension, as shown upon the latest completed assessment roll of the City, or at least fifty-one percent of the owners of benefited real property within the area included in the District proposed for extension, file objections to the Amended Plan with the City Clerk within the thirty-day objection period, the District will not be extended; now, therefore, be it

RESOLVED, that the Council of the City of New York, pursuant to Section 25-406 of the Law, hereby directs that:

(i) is the date and 10:00 a.m. is the time and the City Council Committee Meeting Room, 2nd Floor, City Hall is the place for a public hearing ("the Public Hearing") to hear all persons interested in the legislation that would authorize an increase in the amount to be expended annually in the District, extension and modification of the District, and a change in the method of assessment upon which the district charge in the District is based;

(ii) the Fulton Street District Management Association shall, not less than ten nor more than thirty days before the date of the Public Hearing, mail a copy of this Resolution or a summary thereof to each owner of real property within the proposed extended district at the address shown on the latest City assessment roll, to such other persons as are registered with the City to receive tax bills concerning real property within the proposed extended district, and to the tenants of each building within the proposed extended district;

(iii) the Department of Small Business Services (SBS) shall arrange for the publication of a copy of this Resolution or a summary thereof at least once in the City Record or a newspaper in general circulation in the City, the first publication to be not less than ten (10) nor more than thirty (30) days before the date of the Public Hearing; and

(iv) in the event that the Fulton Street District Management Association mails, or SBS arranges for the publication of, a summary of this Resolution, such summary shall include the information required by section 25-406(c) of the Law; and

(v) on behalf of the City Council and pursuant to Section 25-410(b) of the BID Law, the Fulton Street District Management Association is hereby authorized to publish in a newspaper having general circulation in the District, not less than ten

(10) days prior to the Public Hearing, a notice stating the time and place of the Public Hearing and stating the increase proposed in the maximum amount to be expended annually in the District.

Referred to the Committee on Finance.

Res. No. 933

Resolution concerning the increase in the annual expenditure for the Myrtle Avenue, Village Alliance, Bryant Park, 14th Street-Union Square, 180th Street, Montague Street, Columbus Avenue, Bay Ridge 5th Avenue, and Belmont Business Improvement Districts, and the Fulton Mall Special Assessment District, and the setting of the date, time and place for the hearing of the local law increasing the annual expenditure for such districts.

By Council Members Ferreras-Copeland and Gentile.

Whereas, pursuant to Chapter 4 of Title 25 of the Administrative Code of the City of New York or the predecessor of such Chapter (the "BID Law"), the City established the Myrtle Avenue, Village Alliance, Bryant Park, 14th Street-Union Square, 180th Street, Montague Street, Columbus Avenue, Bay Ridge 5th Avenue, and Belmont Business Improvement Districts, and the Fulton Mall Special Assessment District, in the City of New York; and

Whereas, pursuant to Local Law No. 82 for the year 1990, the City Council assumed responsibility for adopting legislation relating to Business Improvement Districts; and

Whereas, pursuant to Section 25-410(b) of the BID Law, an increase in the amount to be expended annually may be adopted by local law, provided that the City Council determines, after a public hearing, that it is in the public interest to authorize the increase and that the tax and debt limits prescribed in Section 25-412 of the BID Law will not be exceeded; and

Whereas, the nine Business Improvement Districts and one Special Assessment District wish to increase the amount to be expended annually beginning on July 1, 2015 as follows: Myrtle Avenue, $507,676; Village Alliance, $1,400,000; Bryant Park, $1,600,000; 14th Street-Union Square, $2,600,000; 180th Street, $78,000; Montague Street, $210,000; Columbus Avenue, $458,800; Bay Ridge 5th Avenue, $427,000; Belmont, $440,000; and Fulton Mall, $1,829,500.

Whereas, pursuant to Section 25-410(b) of the BID Law, the City Council is required to give notice of the public hearing by publication of a notice in at least one newspaper having general circulation in the districts specifying the time when and the place where the hearing will be held and stating the proposed amount to be expended annually; now, therefore, be it

RESOLVED, that the Council of the City of New York, pursuant to Section 25-410(b) of the BID Law, hereby directs that:

(i) _____ is the date and the City Council Committee Room, 2nd floor, City Hall, Manhattan is the place and _____ is the time for a public hearing (the "Public Hearing") to hear all persons interested in the legislation, which would increase the amount to be expended annually in the nine Business Improvement Districts and the Special Assessment District; and

(ii) On behalf of the City Council and pursuant to Section 25-410(b) of the BID Law, the District Management Associations of the Myrtle Avenue, Village Alliance, Bryant Park, 14th Street-Union Square, 180th Street, Montague Street, Columbus Avenue, Bay Ridge 5th Avenue, and Belmont Business Improvement Districts, and the Fulton Mall Special Assessment District are hereby authorized to publish in a newspaper of general circulation in each district, not less than ten (10) days prior to the Public Hearing, a notice stating the time and place of the Public Hearing and setting forth the increase proposed in the maximum amount to be expended annually in each of the nine Business Improvement Districts and in the Special Assessment District.

Referred to the Committee on Finance.

Preconsidered Res. No. 934

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

By Council Member Ferreras-Copeland.

Whereas, On June 26, 2015 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2016 with various programs and initiatives (the "Fiscal 2016 Expense Budget"); and

Whereas, On June 26, 2014 the Council adopted the expense budget for fiscal year 2015 with various programs and initiatives (the "Fiscal 2015 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2015 and Fiscal 2016 Expense Budgets by approving the new designation and changes in the designation of certain organizations receiving local, aging, and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2016 and Fiscal 2015 Expense Budgets by approving new Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding pursuant to a certain initiative; now, therefore, be it

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving local discretionary funding in

accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 3; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Anti-Poverty Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 4; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Speaker's Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 5; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural After School Adventure (CASA) Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 6; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DoVE) Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 7; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 8; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Healthy Aging Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 9; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Support Our Seniors Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 10; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Adult Literacy Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 11; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 12; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the HIV/AIDS Faith Based Initiative in

accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 13; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the A Greener NYC Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 14; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Immigrant Opportunities Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 15; and be it further

Resolved, That the City Council approves the change in the designation of the administering agency receiving funding pursuant to the Bail Fund Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 16; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Citywide Civil Legal Services Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 17; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Alternatives to Incarceration (ATI's) Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 18; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Senior Centers for Immigrant Populations Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 19; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the LGBT Students' Liaison Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 20; and be it further

Resolved, That the City Council approves the changes in the designation of a certain organization receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 21; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-Gun Violence – Art a Catalyst for Change in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 22; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 23; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving local discretionary funding in accordance with the Fiscal 2015 Expense Budget, as set forth in Chart 24; and be it further

Resolved, That the City Council approves the reversal of a removal of funds made in a prior transparency resolution from a certain organization receiving funding

pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2015 Expense Budget, as set forth in Chart 25; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2015 Expense Budget, as set forth in Chart 26; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2015 Expense Budget, as set forth in Chart 27; and be it further

Resolved, That the City Council approves the new description for the Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 28; and be it further

Resolved, That the City Council approves the new description for the Description/Scope of Services for certain organizations receiving local discretionary funding in accordance with the Fiscal 2015 Expense Budget, as set forth in Chart 29.

Adopted by the Council (preconsidered and approved by the Committee on Finance; for Exhibits, please see the attachment to the resolution following the Report of the Committee on Finance for Res No. 934 printed in these Minutes).

Res. No. 935

Proposed authorizing resolution submitted by the Mayor pursuant to Section 363 of the Charter for the granting of franchises for installation of telecommunications equipment and facilities on, over and under the inalienable property of the City in connection with the provision of mobile telecommunications services.

By Council Member Greenfield.

WHEREAS, by Executive Order 25, dated August 23, 1995, the Mayor has designated the Department of Information Technology and Telecommunications as the responsible agency for the granting of telecommunications franchises; and

WHEREAS, pursuant to Section 363 of the Charter ("the Charter") of the City of New York ("the City"), the Commissioner of the Department of Information Technology and Telecommunications has made the initial determination of the need for franchises for installation of telecommunications equipment and facilities on, over and under the inalienable property of the City in connection with the provision of mobile telecommunications services, and has prepared a proposed authorizing resolution for the granting of such franchises; and

WHEREAS, the Mayor has submitted to the Council a proposed authorizing resolution for the granting of such franchises pursuant to Section 363 of the Charter; and

WHEREAS, the Council has determined that it is appropriate to authorize the granting of such franchises as described hereinafter;

The Council hereby resolves that:

A. The Council authorizes the Department of Information Technology and Telecommunications to grant non-exclusive franchises for the installation of telecommunications equipment and facilities on, over and under the inalienable property of the City to be used in providing mobile telecommunications services in the City of New York.

B. For purposes of this resolution, "inalienable property of the City" shall mean the property designated as inalienable in Section 383 of the Charter.

C. For purposes of this resolution, "mobile telecommunications services" shall mean any "mobile service", as defined in Section 153 of Title 47 of the United States Code, and other voice and/or data communications or information services employing electromagnetic waves propagated through space to serve portable sending and/or receiving equipment.

D. The public services to be provided under such franchises shall be mobile telecommunications services.

E. The authorization to grant franchises pursuant to this resolution shall expire on the fifth anniversary of the date on which this resolution is adopted by the Council (the "Expiration Date"). No franchises shall be approved pursuant to this resolution by the Department of Information Technology and Telecommunications, the Franchise and Concession Review Committee, or the Mayor pursuant to this resolution after the Expiration Date.

F. Prior to the grant of any such franchise, a Request For Proposals ("RFP") or other solicitation shall be issued by the Department of Information Technology and Telecommunications. Prior to issuing any such RFP or other solicitation, all necessary environmental and land use review shall be conducted in accordance with City Environmental Quality Review ("CEQR") and Section 197-c of the Charter. The distribution list for each such RFP or other solicitation shall include, without limitation, certified minority owned business enterprises and certified women owned business enterprises as defined in Section 1304 of the City Charter. The criteria to be used by the Department of Information Technology and Telecommunications to evaluate responses to such RFPs or other solicitations shall include, but not be limited to, the following to the extent permitted by law:

(1) the adequacy of the proposed compensation (which may include monetary and/or in-kind compensation, as provided in the applicable RFP or other solicitation) to be paid to the City for the use of City property;

(2) the ability of the respondent(s) to maintain the property of the City in good condition throughout the term of the franchise;

(3) the consistency of the response(s) to the City's management of local rights-of-way activities, plans and goals.

In no event, however, shall the Department of Information Technology and Telecommunications include any criteria in any such RFP or other solicitation which the City would be preempted, pursuant to federal law, from thus including; and in no event shall the Department of Information Technology and Telecommunications apply any criteria to be included in any such RFP or other solicitation in a manner which the City would be preempted, pursuant to federal law, from thus applying.

G. Any franchise granted pursuant to this authorizing resolution shall be by written agreement which shall include, but not be limited to, the following terms and conditions to the extent permitted by law (provided, however, that no term or condition, whether or not listed hereafter, shall be included in a written franchise agreement if the City is preempted, by federal law, from including such a term or condition in such agreement, and provided that no term or condition, whether or not listed hereafter, shall be included in a written franchise agreement in a form or manner which the City is preempted by federal law from using with respect to such agreement):

(1) the term of the franchise, including options to renew if any, shall not exceed fifteen (15) years;

(2) the compensation to be paid to the City shall be adequate and may include monetary or in-kind compensation or both;

(3) the franchise may be terminated or cancelled in the event of the franchisee's failure to comply with the material terms and conditions of the agreement;

(4) a security fund shall be established to ensure the performance of the franchisee's obligations under the agreement;

(5) the City shall have the right to inspect the facilities of the franchisee located on the inalienable property of the City and to order the relocation of such facilities as appropriate at the direction of the applicable agency;

(6) there shall be adequate insurance and indemnification requirements to protect the interests of the public and the City;

(7) there shall be provisions to ensure access by the City to books and records of the franchisee as necessary or appropriate to review and/or enforce compliance with the franchise agreement;

(8) there shall be provisions to ensure quality workmanship and construction methods in the use of the inalienable property;

(9) there shall be provisions containing the agreements required pursuant to paragraph 6 of subdivision (h) of Section 363 of the Charter relating to collective bargaining and other matters;

(10) there shall be provisions requiring the franchisee to comply with City laws, regulations and policies related to, but not limited to, employment, purchasing and investigations;

(11) there shall be provisions to restrict the assignment or other transfer of the franchise without the prior written consent of the City and provisions to restrict changes in control of the franchisee without the prior written consent of the City;

(12) there shall be remedies to protect the City's interest in the event of the franchisee's failure to comply with the terms and conditions of the agreement;

(13) all franchisees shall be subject to review under the City's Vendor Information Exchange System ("VENDEX");

(14) franchisees shall be required to hold any applicable licenses and permits required by the New York State Public Service Commission and the Federal Communications Commission;

(15) there shall be provisions preserving the right of the City to perform public works or public improvements in and around those areas subject to the franchise;

(16) there shall be provisions requiring the franchisee to protect the property of the City, and the delivery of public services that utilize the property of the City, from damage or interruption of operation resulting from the construction, operation, maintenance, repair or removal of facilities, equipment or other improvements related to the franchise; and

(17) there shall be provisions designed to minimize the extent to which the public use of the streets of the City are disrupted in connection with the construction of improvements relating to the franchise.

(18) there shall be provisions requiring that prior to installation of a wireless antenna on any pole (whether City or utility-owned) on a City street which pole is

less than ten (10) feet from an existing buildings, DoITT will provide not less than fifteen (15) business days notice of, and opportunity to submit written comment regarding, such proposed installation to the Community Board in whose community district such building lies (for purposes of this provision, the distance from a pole to a building shall be measured by the distance from the base of the pole facing the building to the building line);

(19) there shall be provisions that offer incentives to the franchisee to serve areas beyond the core business districts of Manhattan south of 96th Street;

(20) there shall be provisions requiring the franchisee to (i) comply, on an on-going basis, with respect to any facilities installed by the franchisee within the City's public rights-of-way, with FCC maximum permitted levels of radio frequency energy exposure (calculated on an aggregate basis with any other radio frequency energy emitters that may be present), (ii) comply with all FCC rules and requirements, regarding the protection of health and safety with respect to radio frequency energy exposure, in the operation and maintenance of such facilities (taking into account the actual conditions of human proximity to such facilities), and (iii) at the direction of the City, pay the costs of testing such facilities for compliance with the preceding clauses (i) and (ii);

(21) there shall be provisions designed to encourage the franchisee, in selecting contractors who will perform work affecting City facilities, to choose entities that are also "Contractors" as that term is defined in Section 6-129 of the Administrative Code (which section is titled "Participation by minority-owned and women-owned business enterprises and emerging businesses enterprises in city procurement"; and

(22) there shall be provisions requiring franchisee to provide maps and other information, including resiliency information, regarding locations of facilities placed on, over or in the inalienable property of the City.

K. The Department of Information Technology and Telecommunications shall file with the Council the following documents:

(1) within fifteen (15) days of issuance, a copy of each RFP or other solicitation issued pursuant to this resolution;

(2) simultaneously with each to an applicable Community Board pursuant to Section G.(18) above, a copy of such notice shall be sent to the City Council member in whose Council district the building that is the subject of such notice lies;

(3) within fifteen (15) days of approval by the Mayor, a copy of the agreement for each franchise granted pursuant to this resolution; and

(3) on or before July 1 of each year, a report detailing the revenues received by

the City during the preceding calendar year from each franchise granted pursuant to this resolution.

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

Res. No. 936

Resolution calling upon the United States Congress to pass and the President to sign the renewal of the Child Nutrition Act and the WIC Reauthorization Act.

By Council Members Kallos, Chin, Gentile, Lander, Mendez, Rose and Wills.

Whereas, In 1946, President Harry S. Truman signed the Richard B. Russell National School Lunch Act into law, which created a federal school lunch program devoted to protecting the health of children throughout the country; and

Whereas, In 1966, as a result of research showing that healthy food and good nutrition increases a child's capacity to develop and learn, President Lyndon B. Johnson signed the Child Nutrition Act (CNA) which complemented the existing school lunch program by creating a national school breakfast; and

Whereas, These laws were followed by the Child and Adult Care Food Program (CACFP), the Summer Food Service Program (SFSP), and the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC); and

Whereas, While CACFP and SFSP are authorized permanently, WIC and CNA are slated for reauthorization every five years and both lapsed on September 30, 2015; and

Whereas, According to the Food Research and Action Center, a national nutrition and anti-hunger advocacy organization, the CNA made progress in 2010 by increasing the amounts of fresh fruits and vegetables, whole grains, and low-fat/fat-free dairy products available in weekly menus, and ensuring that national nutrition standards set a minimum for healthfulness and do not restrict the ability of localities to implement even healthier standards; and

Whereas, According to the Centers for Disease Control and Prevention, childhood obesity is epidemic in the United States, with more than one third of children and adolescents overweight or obese in 2012; and

Whereas, According to the U.S. Department of Agriculture (USDA), despite recent reforms and an increase in the variety of food programs, 17.4 million of U.S. households were "uncertain of having, or unable to acquire, enough food to meet the needs of all their members" at some time during 2014 and 6.9 million of those households had very low food security, meaning normal eating patterns of one or more household members were disrupted and food intake was reduced at times during the year because they had insufficient money or other resources for food; and

Whereas, In 2009, President Barack H. Obama announced a plan to eliminate domestic child hunger by 2015 through various anti-poverty and food assistance initiatives; and

Whereas, In New York City, the problem of child hunger is painstakingly clear as one in five children rely on emergency food programs, and 70 percent of all low-income households with children in New York City struggle to afford food, according to the Food Bank for New York City, a major hunger-relief organization; and

Whereas, The renewal of the CNA and the WIC would advance the President's goal of ending child hunger, ensuring access to high quality, nutritious foods, reducing obesity-related diseases, and supporting and expanding local and regional farm and food economies; and

Whereas, In 2013, the child poverty rate in New York City was 30 percent, according to Citizens' Committee for Children, and the renewal of these laws would assist these children; and

Whereas, Additionally, according to Food Bank for New York City, approximately 2.6 million New Yorkers experience difficulty affording food for themselves and their families and the renewal of these laws will improve the quality of diets and stabilize eating patterns for food insecure residents; and

Whereas, The New York City Council's (Council) priorities for the reauthorization of the CNA include providing free meals to public school children as part of their instructional day and reimbursement of meals served at the free eligibility rate in order to reduce food insecurity in New York City children and support the local economy; and

Whereas, Ensuring that the greatest number of individuals can benefit from this program is a high priority and the Council advocates for streamlining the eligibility determination and enrollment for school meals consistent with other benefit programs; and

Whereas, The federal government's biggest anti-hunger program, the Supplemental Nutrition Assistance Program (SNAP), was cut by billions of dollars in recent years despite its proven effectiveness; and

Whereas, The Council urges Congress to keep federally funded meals in line with current Dietary Guidelines for Americans by the USDA and the U.S. Department of Health and Human Services and ensure dietary balance to promote health; and

Whereas, The Council urges Congress to protect the gains made in the 2010 Healthy Hunger-Free Kids Act to increase the amount of fruits and vegetables, whole grains, and low-fat/fat-free dairy products in weekly menus; and

Whereas, Accessibility to healthy foods is a major part of any nutrition program and the Council advocates for programs that develop fresh, local food for New York's families and a USDA loan guarantee assistance program to fund school kitchen infrastructure; and

Whereas, The Council recommends increasing the USDA commodity dollars apportioned to schools from $0.2475 to $0.75 for every lunch served, allowing schools to obtain healthier food options; and

Whereas, According to the New York City Department of Health and Mental Hygiene, nearly 50% of city elementary school children are an unhealthy weight; and

Whereas, Obesity and diet-related diseases are epidemic among New York City

children, therefore the Council advocates that the USDA promote, assess and disseminate nutrition education materials to schools and continue to support WIC nutrition education and breastfeeding support; and

Whereas, Lastly, the Council calls for the support and expansion of regional farm and food economies, increasing jobs, enhancing infrastructure, and reducing unsustainable environmental impact through child nutrition procurement policy; and

Whereas, CNA will be able to fulfill its mission of ensuring that children have access to healthy and nutritious foods, while considering the needs of New York City to protect some of its most vulnerable citizens; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the United States Congress to pass and the President to sign the renewal of the Child Nutrition and WIC Reauthorization Act.

Referred to the Committee on General Welfare.

Int. No. 1031

By Council Members Levine, Rodriguez, Cabrera, Gentile, Koo, Mealy, Mendez, Richards and Rose.

A Local Law in relation to requiring the department of transportation to conduct a study of traffic congestion due to truck deliveries during daytime hours.

Be it enacted by the Council as follows:

Section 1. a. For purposes of this local law, the term "truck deliveries" means the unloading of property to the curb from a motor vehicle designed, used, or maintained primarily for the transportation of property.

b. The department of transportation shall conduct a study of traffic congestion resulting from truck deliveries in the Borough of Manhattan south of 59th Street, being bounded by the East River on the east and the Hudson River on the west, and in the Borough of Brooklyn from Tillary Street on the north and Livingston Street on the south through Cadman Plaza West on the west and Flatbush Avenue on the east, inclusive of both sides of such streets. Such study shall include traffic congestion from truck deliveries at all hours of the day, night, and overnight. Such study shall include, but not be limited to, an analysis of the feasibility and necessity of implementing measures to reduce traffic congestion resulting from truck deliveries in the designated area between the hours of 7 a.m. and 7 p.m. including the possibility of shifting truck deliveries between the hours of 7 a.m. and 7 p.m. to hours after 7 p.m. The department shall implement measures deemed necessary to decrease traffic congestion resulting from truck deliveries recommended in such study. No later than January 1, 2017, the department shall post on its website and submit to the speaker of the council such study.

§ 2. This local law takes effect immediately.

Referred to the Committee on Transportation.

Int. No. 1032

By Council Members Miller, Chin, Gentile, King, Mealy, Mendez, Rodriguez and Ulrich.

A Local Law to amend the administrative code of the city of New York, in relation to health insurance coverage for surviving children of certain deceased city employees.

Be it enacted by the Council as follows:

Section 1. Subparagraph (i) of paragraph 2 of subdivision b of section 12-126 of the administrative code of the city of New York, as amended by local law number 8 for the year 2014, is amended to read as follows:

(i) Where the death of a member of the uniformed forces of the police or fire departments is or was the natural and proximate result of an accident or injury sustained while in the performance of duty, the surviving spouse or domestic partner, until he or she dies, and the children under the age of nineteen years and any such child who is enrolled on a full-time basis in a program of undergraduate study in an accredited degree-granting institution of higher education until such child completes his or her educational program or reaches the age of [twenty-three] *twenty-six* years, whichever comes first, shall be afforded the right to health insurance coverage, and health insurance coverage which is predicated on the insured's enrollment in the hospital and medical program for the aged and disabled under the social security act, as is provided for city employees, city retirees and their dependents as set forth in paragraph one of this subdivision. Where the death of a uniformed member of the correction or sanitation departments has occurred while such employee was in active service as the natural and proximate result of an accident or injury sustained while in the performance of duty, the surviving spouse or domestic partner, until he or she dies, and the child of such employee who is under the age of nineteen years and any such child who is enrolled on a full-time basis in a program of undergraduate study in an accredited degree-granting institution of higher education until such child completes his or her educational program or reaches the age of [twenty-three] *twenty-six* years, whichever comes first, shall be afforded the right to health insurance coverage, and health insurance coverage which is predicated on the insured's enrollment in the hospital and medical program for the aged and disabled under the social security act, as is provided for city employees, city retirees and their dependents as set forth in paragraph one of this subdivision. Where the death of an employee of the fire department of the city of New York who was serving in a title whose duties are those of an emergency medical technician or advanced emergency medical technician (as those terms are defined in section three thousand one of the public health law), or whose duties required the direct supervision of employees whose duties are those of an emergency medical technician or advanced emergency

medical technician (as those terms are defined in section three thousand one of the public health law) is or was the natural and proximate result of an accident or injury sustained while in the performance of duty on or after September eleventh, two thousand one, the surviving spouse or domestic partner, until he or she dies, and the children under the age of nineteen years and any such child who is enrolled on a full-time basis in a program of undergraduate study in an accredited degree-granting institution of higher education until such child completes his or her educational program or reaches the age of [twenty-three] *twenty-six*, whichever comes first, shall be afforded the right to health insurance coverage, and health insurance coverage which is predicated on the insured's enrollment in the hospital and medical program for the aged and disabled under the social security act, as is provided for city employees, city retirees and their dependents as set forth in paragraph one of this subdivision.

The mayor may, in his or her discretion, authorize the provision of such health insurance coverage for the surviving spouses, domestic partners and children of employees of the fleet services division of the police department who died on or after October first, nineteen hundred ninety-eight and before April thirtieth, nineteen hundred ninety-nine; the surviving spouses, domestic partners and children of employees of the roadway repair and maintenance division of the department of transportation who died on or after September first, two thousand five and before September twenty-eighth, two thousand five; the surviving spouses, domestic partners and children of employees of the bureau of wastewater treatment of the department of environmental protection who died on or after January eighth, two thousand nine and before January tenth, two thousand nine or the surviving spouses, domestic partners and children of employees of the bureau of water supply of such agency who died on or after February second, two thousand fourteen and before February fourth, two thousand fourteen; [and] the surviving spouses, domestic partners and children of employees of the traffic enforcement district of the transportation bureau of the police department who died on or after November first, two thousand thirteen and before December first, two thousand thirteen; and the surviving spouses, domestic partners and children of employees of the sanitation enforcement division of the department of sanitation who died on or after July twenty-eighth, two thousand fifteen and before July thirtieth, two thousand fifteen as a natural and proximate result of an accident or injury sustained while in the performance of duty, subject to the same terms, conditions and limitations set forth in the section. Provided, however, and notwithstanding any other provision of law to the contrary, and solely for the purposes of this subparagraph, a member otherwise covered by this subparagraph shall be deemed to have died as the natural and proximate result of an accident or injury sustained while in the performance of duty upon which his or her membership is based, provided that such member was in active service upon which his or her membership is based at the time that such member was ordered to active duty pursuant to Title 10 of the United States Code, with the armed forces of the United States or to service in the uniformed services pursuant to Chapter 43 of Title 38 of the United States Code, and such member died while on active duty or service in the uniformed services on or after June fourteenth, two thousand five while serving on such active military duty or in the uniformed services.

§ 2. This local law shall take effect immediately.

Referred to the Committee on Civil Service and Labor.

Res. No. 937

Resolution calling upon the New York City Department of Citywide Administrative Services to develop an online portal for civil service applicants.

By Council Members Miller, Chin, Gentile, Koo, Lander, Mendez, Richards and Rose.

Whereas, Civil Service jobs with the City of New York are created under the authority of the New York State Civil Service Commission, as set forth in the New York State Civil Service Law; and

Whereas, Under the State Civil Service Law, localities with local civil servants must have a local Civil Service Commission; and

Whereas, The New York City Charter designates the Department of Citywide Administrative Services (DCAS) as the local civil service commission for the City; and

Whereas, Civil service positions with the City are filled by a process that begins with competitive exams offered by DCAS in two testing centers, one in lower Manhattan and the other in Downtown Brooklyn; and

Whereas, After taking an exam, applicants must wait for the results, then be placed on an eligible hire list, interviewed, be picked from a list and be appointed to a position, and with such process, according to DCAS, potentially taking greater than six months and even up to four years; and

Whereas, At present DCAS offers applicants for civil service positions no options for checking the status of their applications online; and

Whereas, An online portal where applicants for City civil service positions could track the status of their exam(s), current position on eligible list(s), etc., would provide transparency to a process that is currently opaque; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the New York City Department of Citywide Administrative Services to develop an online portal for civil service applicants.

Referred to the Committee on Civil Service and Labor.

Int. No. 1033

By Council Members Palma, Chin, King, Koo, Koslowitz, Mendez, Rose and Johnson.

A Local Law to amend the administrative code of the city of New York, in relation to requiring retailers that sell smart phones in the city of New York to install a technological solution to deter theft.

Be it enacted by the Council as follows:

Section 1. Title 20 of the administrative code of the city of New York is amended by adding a new chapter 9 to read as follows:

CHAPTER 9:
SMART PHONE ANTITHEFT TECHNOLOGY

§20-926 Definitions. When used in this chapter, the following terms shall be defined as follows:

"Smart phone" means a cellular phone that can: (1) be used for voice communication; (2) connect to the Internet; and (3) access and use mobile software commonly known as "apps." The term "smart phone" does not include a laptop computer, a tablet device, or a device that only has electronic reading capacity.

"Essential features" of a smart phone include the ability to use the device for voice communications, the ability to connect to the Internet and the ability to access and use mobile software applications commonly known as "apps." The term "essential features" does not include any functionality needed for the operation of the antitheft technological solution described in section 29-927. The term "essential features" also does not include the ability of a smart phone to access emergency services by calling or texting 911 or the ability of a smart phone to receive wireless emergency alerts and warnings.

"Hard reset" means restoration of a smart phone to the state it was in when it left the factory in which it was manufactured, and refers to any act of returning a device to that state, including processes commonly referred to as a factory reset or a master reset.

"Sold in New York city" means that the smart phone is sold at a retail location in New York city, or that the smart phone is sold and shipped to an end-use consumer at an address in New York city. The term "sold in New York city" does not include a device that is resold in New York city on the secondhand market or that is consigned and held as collateral on a loan. For purposes of determining the date that a smart phone is sold in New York city, a smart phone is sold in New York city on the date of sale.

§20-927 Antitheft technology for smart phones sold in New York city. a. Any smart phone that is sold in New York city after January 1, 2016, shall include an antitheft technological solution that can render the essential features of the device inoperable to an unauthorized user when the device is not in the possession of the rightful owner. The antitheft technological solution shall be reversible, so that if the rightful owner obtains possession of the device after the essential features of the device have been rendered inoperable, the operation of those essential features can be restored by the rightful owner or his or her authorized designee. An antitheft technological solution may consist of software, hardware or a combination of both software and hardware, but shall be able to withstand a hard reset, and, when enabled, shall prevent reactivation of the device on a wireless network except by the

rightful owner or his or her authorized designee. No smart phone may be sold in New York city unless, during the activation and registration process, the smart phone's default setting prompts the user to enable the antitheft technological solution.

b. The antitheft technological solution required by subdivision a shall be designed in a manner that permits the rightful owner of the smart phone to affirmatively elect to disable the antitheft technological solution at the point of sale, during the activation and registration process, or anytime thereafter.

§20-928 Penalties. Any person selling a smart phone in New York city in violation of this chapter shall be subject to a civil penalty of not less than five hundred dollars, nor more than two thousand five hundred dollars, per device sold in New York city.

§20-929 Compatibility with state and federal law. Nothing in this chapter requires an antitheft technological solution that is incompatible with, or renders it impossible to comply with, obligations under state and federal law related to any of the following: (1) the provision of emergency services through the 911 system, including text to 911, bounce-back messages, and location accuracy requirements; (2) participation in the wireless emergency alert system; or (3) participation in state and local emergency alert and public safety warning systems.

§ 2. This local law shall take effect immediately.

Referred to the Committee on Consumer Affairs.

Int. No. 1034

By the Public Advocate (Ms. James) and Council Members Chin, Gentile, Koo, Lander, Mendez, Richards, Rodriguez and Rose.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the registration of owners of vacant property.

Be it enacted by the Council as follows:

Section 1. Title 26 of the administrative code of the city of New York, is amended by adding a new chapter 12 to read as follows:

CHAPTER 12
REPORTING REQUIREMENTS FOR OWNERS OF VACANT PROPERTY

§26-1201 Reporting. a. As used in this chapter:

Department. The term "department" means the department of housing preservation and development.

Commissioner. The term "commissioner" means the commissioner of housing preservation and development.

b. The owner of any real property within the city shall register with the department upon such property being vacant for one year. Such registration shall be in a manner to be determined by the commissioner but shall, at a minimum, include the name of the owner of such property, along with the electronic mail address and phone number of an individual who shall be the contact person for such property. Such registration shall be renewed annually thereafter with such additional information as the department may require. The department may impose a fee necessary for administering the provisions of this section. The owner of any property that has been vacant for one year or more on the effective date of this section shall file such registration not more than 60 days following the effective date of this section. When real property that has been vacant for one year or more is sold, the new owner of such real property shall register in accordance with this section within 30 days of taking ownership of such property.

c. A person who fails to register as required by subdivision b of this section shall be subject to a civil penalty of not less than $100 nor more than $500 for every week or portion thereof that there is a failure to register.

§ 2. This local law takes effect 90 days after it becomes law, except that the commissioner of housing preservation and development shall take such actions as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Housing and Buildings.

Int. No. 1035

By Council Members Reynoso, Chin, Koo, Mendez and Rose.

A Local Law to amend the administrative code of the city of New York, in relation to signage in waste transfer stations.

Be it enacted by the Council as follows:

Section 1. Title 16 of the administrative code of the city of New York is amended by adding a new section 16-131.6 to read as follows:

§ 16-131.6 Signage and posting requirements for the operation of non-putrescible solid waste transfer stations and putrescible solid waste transfer stations. a. The department shall maintain a publicly accessible website providing information on federal, state and local laws relating to the rights of workers in a putrescible solid waste transfer station or non-putrescible solid waste transfer station, including but not limited to rights regarding discrimination, health, sick leave, safety, status and wages.

b. The owner of a putrescible solid waste transfer station or non-putrescible solid waste transfer station shall post a sign, in a form developed or approved by the commissioner, describing the website required pursuant to subdivision a and providing the department's complaint telephone number and any additional information the commissioner deems relevant. Such sign shall be posted in such

station in a location of high visibility to workers at such station, such as an entrance or cafeteria.

§ 2. This local law takes effect one year after it becomes law, except that the commissioner of sanitation shall take all actions necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Sanitation and Solid Waste Management.

Int. No. 1036

By Council Members Rodriguez, Chin, Gentile, Mealy, Mendez, Richards and Wills.

A Local Law to amend the administrative code of the city of New York, in relation to an annual census of vacant properties.

Be it enacted by the Council as follows:

Section 1. Subchapter 1 of chapter 1 of title 3 of the administrative code of the city of New York is amended by adding a new section 3-117 to read as follows:

§ 3-117 Citywide census of vacant properties. a. The mayor, or an agency designated by the mayor, shall conduct a census each year of every vacant building and vacant lot within the city and shall disaggregate the results by borough and community district. The first such census shall be initiated no later than 90 days after the effective date of this subdivision and shall be completed within 180 days thereafter. A new vacancy census shall be conducted every 12 months thereafter. For the purposes of this section, a "vacant building" is a building which is not being used for any purpose for which it may lawfully be used and a "vacant lot" is a parcel of land on which no lawful structure exists and which is not otherwise being used for any purpose for which it may lawfully be used.

b. The departments of housing preservation and development, environmental protection, buildings and sanitation and the fire department, and any other agency upon request of the mayor or such designated agency, shall provide to the mayor or such designated agency such records concerning the physical condition of and services provided to any building or parcel of land within the city in order to aid the mayor or such designated agency in determining whether any building or lot is vacant.

c. The mayor or such designated agency shall compile a list of the vacant buildings and vacant lots disclosed as a result of such census, the owners of each such vacant building or vacant lot and when the mayor or such designated agency was first able to determine when such building or lot became vacant. The mayor or such designated agency shall also track each such building or lot to determine when it is no longer vacant. Sources of information relating to ownership shall include, but not be limited to, records of the department of housing preservation and development, the department of finance and the department of buildings, and each

agency shall provide to the mayor or such designated agency such information as shall be requested.

§ 2. This local law takes effect immediately.

Referred to the Committee on Housing and Buildings.

Int. No. 1037

By Council Members Treyger, Gentile, Koo, Mealy, Mendez, Rodriguez, Rose and Ulrich.

A Local Law to amend the administrative code of the city of New York, in relation to violations received while awaiting city assistance after a disaster.

Be it enacted by the Council as follows:

Section 1. Section 28-202.1 of the administrative code of the city of New York is amended by adding a new exception to read as follows:

Exception: *The owner, lessee, person in charge or occupant of a building where a violation occurs shall not be subject to civil penalties where such violation is scheduled, or under evaluation, for repair or remediation by a city operated disaster recovery program.*

§ 2. Section 28-203.1 of the administrative code of the city of New York is amended by adding a new exception to read as follows:

Exception: *The owner, lessee, person in charge or occupant of a building where a violation occurs shall not be subject to criminal fines or imprisonment where such violation is scheduled, or under evaluation, for repair or remediation by a city operated natural disaster recovery program.*

§ 3. The commissioner of buildings may refund or waive any penalties or fines, paid or imposed, after October 29, 2012 and prior to the effective date of this local law for any person that would not have been subject to such penalties or fines under section 1 or section 2 of this local law, provided that an application for such refund is made to the department on or prior to January 1, 2017.

§ 4. This local law takes effect 90 days after it becomes law.

Referred to the Committee on Recovery and Resiliency.

Int. No. 1038

By Council Members Vacca, Mendez, Torres, Cabrera, Wills and Koo.

A Local Law to amend the New York city charter, in relation to submitting and tracking complaints relating to conditions in residential spaces and publishing certain information about such complaints.

Be it enacted by the Council as follows:

Section 1. Chapter 61 of the New York city charter is amended by adding a new section 1806 to read as follows:

§ 1806. Submitting and tracking complaints; publishing information; delegation of duties. 1. The commissioner shall provide for a system that all individuals may use to do the following:

(a) submit, online and by telephone, complaints alleging conditions that would, if proved, violate the housing maintenance code, the multiple dwelling law or any other law, rule or regulation relating to the maintenance, use, occupancy, safety or sanitary condition of any building or portion thereof which is occupied, arranged or intended to be occupied as a home, residence or dwelling place; and

(b) obtain, online and by telephone, information relating to such complaints, including the status thereof.

2. The commissioner shall make publicly available online the following information relating to complaints alleging conditions that would, if proved, violate any of the laws, rules and regulations described in subdivision one of this section:

(a) the date of the complaint;

(b) the address of the building to which the complaint relates and the relevant unit or apartment number, if applicable;

(c) the conditions complained of, including the law, rule or regulation such conditions would, if proved, violate; and

(d) the status of the complaint.

3. Where the commissioner has, in accordance with section eighteen hundred and two of this chapter, delegated, in whole or in part, enforcement of the laws, rules or regulations described in subdivision one of this section for one or more buildings or portions thereof to another entity, the commissioner may delegate to such entity the duties set forth in subdivisions one and two of this section for complaints related to conditions in such buildings or portions thereof.

4. Where the commissioner has, in accordance with section eighteen hundred and two of this chapter, delegated, in whole or in part, enforcement of the laws, rules or regulations described in subdivision one of this section for one or more buildings or portions thereof to another entity, the commissioner shall report the terms of such delegation, including the buildings or portions thereof to which such delegation applies and whether the commissioner has delegated to the entity the duties set forth in subdivisions one and two of this section, to the speaker of the council within thirty days of either the date of such delegation or the effective date of this section, whichever occurs later, and shall, within the same period, make such terms publicly available online.

§ 2. This local law takes effect 90 days after it becomes law, except that the commissioner of housing preservation and development may take such measures as are necessary for the implementation of this local law, including the promulgation of rules, prior to such date.

Referred to the Committee on Housing and Buildings.

Preconsidered Res. No. 938

Resolution calling on the State Legislature to pass and the Governor to sign S.6087, the New York Restoration of Honor Act.

By Council Members Van Bramer, the Speaker (Council Member Mark-Viverito), Constantinides, Gentile, Lander, Rodriguez, Miller, Vallone and Ulrich.

Whereas, With the end of the military' s "Don't Ask, Don't Tell" policy in 2011, Lesbian, Gay, Bisexual and Transgender (LGBT) service members are now able to serve openly for the first time, but generations of veterans in New York and across the country continue to be ineligible for a host of state and federal programs; and

Whereas, More than 50 New York State benefits offered to veterans are contingent upon an honorable discharge status, according to a report from State Senator Brad Hoylman; and

Whereas, New York State benefits available to veterans with an honorable discharge status include access to educational and employment programs, property tax exemptions, pension credit for military service, and eligibility to be buried in a veterans' cemetery; and

Whereas, Roughly 114,000 United States (U.S.) service members have been discharged for their sexual orientation or gender identity since World War II, according to that report; and

Whereas, Veterans who were discharged for their sexual orientation or gender identity did not receive an honorable discharge status; and

Whereas The federal government has not yet acted to comprehensively restore the discharge status of LGBT veterans who were discharged prior to the repeal of Don't Ask, Don't Tell; and

Whereas, In November 2015, New York State Senator Brad Hoylman introduced S. 6087, The New York Restoration of Honor Act, which would make veterans who received a less than honorable discharge status due to their sexual orientation or gender identity eligible for New York State veterans' benefits; and

Whereas, According to the U.S. Department of Veterans Affairs, more than 200,000 veterans reside in New York City; and

Whereas, All veterans who have honorably served their country, regardless of sexual orientation or gender identity, should be entitled to programs, benefits, and services earned from their military service; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the State Legislature to pass and the Governor to sign S.6087, the New York Restoration of Honor Act.

Referred to the Committee on Veterans (preconsidered but laid over by the Committee on Veterans).

Preconsidered Res. No. 939

Resolution calling upon Congress to pass and the President to sign S. 1766 and H.R. 3068, the Restore Honor to Service Members Act.

By Council Member Van Bramer, the Speaker (Council Member Mark-Viverito), Constantinides, Gentile, Lander, Rodriguez and Rose.

Whereas, A service member of the United States Armed Forces receives a formal discharge when released from their obligation to serve; and

Whereas, Between World War II and the repeal of "Don't Ask, Don't Tell" (DADT) in 2011, more than 100,000 service members were discharged because of their sexual orientation; and

Whereas, The men and women discharged because of their sexual orientation may be fully or partially barred from many of the benefits that they earned as service members, despite their sacrifices to defend the lives and liberties of their fellow citizens; and

Whereas, Such benefits include health benefits, GI bill tuition assistance benefits, military family housing, and overseas relocation assistance: and

Whereas, Civilians and heterosexual service members regardless of their type of discharge do not have to reveal their sexual activity to potential employers or landlords; and

Whereas, Even services members who were given honorable discharges after DADT went into effect are still in the cross hairs of discrimination because the narrative reason for their discharge may read "Homosexual Conduct," "Homosexual Act," or "Homosexual Marriage"; and

Whereas, Such information on their discharge paperwork may discourage service members from applying for jobs and has been and may continue to be the basis for employment and housing discrimination in some states; and

Whereas, While service members discharged because of their sexual orientation can receive upgrades through the Military Department Board for Correction of Military/Naval Records (BCM/NR) or the Military Department's Discharge Review Board, this process was established through a memo of the United States Department of Defense (DOD) and therefore does not have the power of federal law; and

Whereas, Since the DOD's process for changing discharges related to sexual orientation is not law, any future administration may decide that those reviews are beyond the scope of the currently designated discharge and military records boards; and

Whereas, The discharge upgrade process can take a year or more, can be hard to understand and places the burden of finding and producing documentation to initiate a review on the service member; and

Whereas, In July 2015, Senators Brian Schatz and Kirsten Gillibrand introduced S. 1766, The Restore Honor to Service Members Act (herein referred to as "the Act") in the United States Senate, and Representatives Mark Pocan and Charles Rangel introduced the Act as H.R. 3068 in the United States House of Representatives; and

Whereas, The Act requires the appropriate military record correction boards or discharge review boards to review the discharge characterization of any former members of the Armed Forces requesting a review who were discharged because of their sexual orientation; and

Whereas, The Act permits such boards to change a discharge characterization to honorable if such characterization is any characterization except honorable; and

Whereas, The Act directs the Secretary of the DOD to ensure that any such changes are carried out consistently and uniformly across the military departments using specified criteria, including that the original discharge was based on the policy of Don't Ask Don't Tell or a similar earlier policy and that the discharge characterization will be changed if there were no aggravating circumstances, such as misconduct, which would have independently led to any discharge characterization except honorable; and

Whereas, The Act prohibits "aggravating circumstances" from including an offense of sodomy committed by the member against a consenting person of the same sex, statements, consensual sexual conduct, or consensual acts relating to sexual orientation or identity, or the disclosure of such statements, conduct, or acts, that were prohibited at the time of discharge but that became permitted after the discharge; and

Whereas, The Act directs the Secretary of each military department to ensure that oral historians of the department review discharges between World War II and September 2011 based on sexual orientation, and receive oral testimony of individuals who personally experienced discrimination and discharge because of actual or perceived sexual orientation so that such testimony may serve as an official record of such discriminatory policies and their impact on American lives; and

Whereas, The Act requires the reissuance of specified military personnel records and discharge forms in a manner that shall not reflect the sexual orientation of the member; and

Whereas, In the 114th Congress, as of December 2015, the Act has the co-sponsorship of 37 United States Senators and the co-sponsorship of 112 members of the United States House of Representatives; now therefore, be it

Resolved, That the Council of the City of New York calls upon Congress to pass and the President to sign S.1766 and H.R. 3068, the Restore Honor to Service Members Act.

Referred to the Committee on Veterans (preconsidered but laid over by the Committee on Veterans).

Int. No. 1039

By Council Members Williams, Chin, Koo, Mendez, Rodriguez and Wills.

A Local Law to amend the administrative code of the city of New York, in relation to publicly-owned vacant property that may be suitable for the development of affordable housing.

Be it enacted by the Council as follows:

Section 1. Title 26 of the administrative code of the city of New York is amended by adding a new chapter 12 to read as follows:

CHAPTER 12
PUBLICLY-OWNED VACANT PROPERTY THAT MAY BE SUITABLE FOR THE DEVELOPMENT OF AFFORDABLE HOUSING

§ 26-1201 Publicly-owned vacant property that may be suitable for the development of affordable housing. a. By no later than July 1, 2018, and by July 1 of each year thereafter, the department of housing preservation and development shall, with the cooperation of all other appropriate agencies, report to the mayor and the speaker of the council the following information disaggregated by community district and council district:

1. A list of vacant city-owned buildings or lots located in the city that may be suitable for the development of affordable housing;

2. A list of vacant buildings or lots located in the city that (i) are owned by federal or state governments, authorities or other instrumentalities and (ii) may be suitable for the development of affordable housing, to the extent known based on information provided by such governments, authorities or other instrumentalities;

3. For each vacant building or lot identified in a list required by paragraph 1 or 2 of this subdivision, the street address; borough, block and lot number; and, for each vacant building, the main use or dominant occupancy; and

4. Recommendations with respect to developing and, where necessary, rezoning such vacant buildings and lots for use as affordable housing.

b. The department of housing preservation and development shall seek the cooperation of appropriate federal and state governments, authorities and other instrumentalities to obtain the information described in paragraph 2 of subdivision a of this section.

§ 2. This local law takes effect immediately.

Referred to the Committee on Housing and Buildings.

Res. No. 940

Resolution calling upon Congress to pass, and the President to sign, H.R.2612/S.1473, in relation to congressional funding for gun violence research.

By Council Members Williams, Wills, Constantinides, Gentile, Lander, Mealy, Mendez, Rodriguez and Rose.

Whereas, According to the Gun Violence Archive, there were 51,377 incidents of gun violence in the United States in 2014, resulting in 12,518 deaths and 22,886 injuries; and

Whereas, Gun violence has once again become the focus of national attention, with recent mass shootings in San Bernardino, at the Umpqua Community College in Oregon, and at a historic black church in Charleston, South Carolina; and

Whereas, According to Mother Jones' *A Guide to Mass Shootings in America*, there have been at least 73 mass shootings in this country since 1982, defined as an incident that killed at least four people in a public place; and

Whereas, While mass shootings tend to dominate media coverage, there are gun violence injuries occurring every day in many American cities; and

Whereas, Data from the New York State Division of Criminal Justice Services show that New York City had 6,839 incidents of violent crime by firearm in 2014; and

Whereas, CompStat records from the New York City Police Department show that in New York City, there were 1,234 shooting victims this year through November; and

Whereas, The national debate on gun violence has been contentious for decades; and**Whereas,**In 1996, Congress passed an amendment to restrict federal funding for gun violence research; and

Whereas, Dubbed the Dickey Amendment after its author, former U.S. Representative Jay Dickey, it remains in effect today and prohibits funding for the Centers for Disease Control and Prevention ("CDC") to be used "to advocate or promote gun control"; and

Whereas, Although the language of the amendment allows funding for research not aimed at advocacy for gun control, in effect it has been interpreted such that no research related to gun violence is funded through the CDC; and

Whereas, In recent years, former Rep. Dickey has publicly expressed his regrets for having authored this amendment; and

Whereas, In a December 1, 2015 letter to U.S. Representative Mike Thompson, Chair of the House Gun Violence Prevention Task Force, Rep. Dickey stated that "research could have been continued on gun violence without infringing on the rights of gun owners, in the same fashion that the highway industry continued its research [on how to reduce head-on collisions on highways] without eliminating the automobile"; and

Whereas, Rep. Dickey also stated in the letter that "scientific research should help answer how we can best reduce gun violence… Doing nothing is no longer an acceptable solution"; and

Whereas, Momentum is building to restore funding to the CDC for gun violence research; and

Whereas, In 2012, in the aftermath of the shooting at an elementary school in Newtown, Connecticut, President Barack Obama instructed the CDC to strictly interpret the Dickey Amendment—so that the restriction is on advocacy, not research; and

Whereas, In June 2015, U.S. Representative Carolyn Maloney and U.S. Senator Edward Markey introduced H.R. 2612/S.1473, respectively, to authorize the appropriation of at least $10 million a year to the CDC for conducting or supporting research on firearms safety or gun violence prevention; and

Whereas, In October 2015, addressing the nation after the mass shooting at Umpqua Community College in Oregon, President Obama said, "We spent over a trillion dollars and passed countless laws and devote entire agencies to preventing terrorist attacks on our soil, and rightfully so. And yet we have a Congress who explicitly blocks us from even collecting data on how we could potentially reduce gun deaths"; and

Whereas, In November 2015, dozens of lawmakers in the U.S. House of Representatives signed a letter urging leaders of the Appropriations Committee to repeal the Dickey Amendment; and

Whereas, In early December of 2015, over 2,000 physicians from nine medical associations publicly urged Congress to repeal the Dickey Amendment, citing gun violence as a public health crisis; now, therefore, be it

Resolved, That the Council of the City of New York calls upon Congress to pass, and the President to sign, H.R.2612/S.1473, in relation to congressional funding for gun violence research.

Referred to the Committee on Public Safety.

Int. No. 1040

By Council Members Wills, Williams, Johnson, Mendez, Arroyo, Cabrera, Mealy, Cumbo, Barron, Palma, Koslowitz, Koo, Miller, Richards, Reynoso, Chin, Cornegy, Gentile, Lander, Rodriguez, Rose, Rosenthal, Vallone, Dickens and Ulrich.

A Local Law to amend the administrative code of the city of New York, in relation to establishing a commission to study and make recommendations regarding the root causes of violence in the city.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 17 of the administrative code of the city of New York is amended by adding a new section 17-199.1 to read as follows:

§ 17-199.1 Community violence commission. a. Short title. This section shall be known as and may be cited as the "community violence prevention law".

b. Definitions. For the purposes of this section, the following terms have the following meanings:

Assault. The term "assault" means the offenses of:

1. Assault in the first and second degree as such offenses are defined in article 120 of the penal law;

2. Gang assault in the first and second degree as such offenses are defined in article 120 of the penal law;

3. Assault on a peace officer, police officer, fireman or emergency medical services professional as such offense is defined in article 120 of the penal law;

4. Assault on a judge as such offense is defined in article 120 of the penal law;

5. Aggravated assault upon a police officer or a peace officer as such offense is defined in article 120 of the penal law;

6. Aggravated assault upon a person less than 11 years old as such offense is defined in article 120 of the penal law; and

7. Strangulation in the first and second degree as such offenses are defined in article 121 of the penal law.

Commission. The term "commission" means the community violence commission created by this section.

Murder. The term "murder" means the offenses of aggravated manslaughter in the first and second degree, manslaughter in the first and second degree, aggravated murder, and murder in the first and second degree as such offenses are defined in article 125 of the penal law.

Rape. The term "rape" means the offenses of rape in the first, second and third degree as such offenses are defined in article 130 of the penal law.

Robbery. The term "robbery" means the offenses of robbery in the first, second and third degree as such offenses are defined in article 160 of the penal law.

c. Commission; creation, composition, election of chair, removal of members and compensation. 1. A commission is hereby established to study the root causes of violence in city neighborhoods with high rates of violent crime and to make recommendations on how the city may address such violence from a public health perspective. This commission shall be known as the community violence commission.

2. The commission shall consist of the following members:

(a) The commissioner of health and mental hygiene or a deputy commissioner designated by such commissioner;

(b) The commissioner of children's services or a deputy commissioner designated by such commissioner;

(c) The commissioner of social services/human resources administration or a deputy commissioner designated by such commissioner;

(d) The commissioner of youth and community development or a deputy commissioner designated by such commissioner;

(e) The chancellor of the city school district or a deputy chancellor designated by such chancellor;

(f) The director of probation or a deputy director designated by such director;

(g) The president of the New York city economic development corporation or a vice president designated by such president;

(h) Five persons, one residing in each borough and selected by a majority vote of the council delegation for each borough;

(i) One person, appointed by the mayor, who has a background in crime prevention, youth violence, victim support services, mental health or assisting the formerly incarcerated; and

(j) Two persons, appointed by the speaker of the council, who have a background in crime prevention, youth violence, victim support services, mental health or assisting the formerly incarcerated.

3. At its first meeting, the commission shall select a chair from among its members by majority vote.

4. No member of the commission may be removed except for cause and upon notice and hearing by the appropriate appointing or designating official or delegation. Any vacancy shall be filled in the same manner as the original appointment.

5. Members of the commission shall serve without compensation and shall meet no less than once a month during the period in which such commission is developing the one-year plans required by this section.

d. Commission objectives. 1. No later than March 1, 2016, and by each March 1 thereafter, the commission shall identify the 10 neighborhoods with the highest total number of complaints for assault, murder, rape and robbery during the two preceding calendar years.

2. For each neighborhood identified pursuant to paragraph 1 of this subdivision, the commission shall develop a specific one-year plan recommending measures the city should take to address violent crime in such neighborhood from a public-health perspective and other relevant perspectives. Each such plan shall include, but need not be limited to, (i) recommendations for health and mental health programs, anti-violence programs, education programs, job development and readiness programs, poverty reduction programs, and other similar programs, and (ii) an assessment of the effectiveness of any relevant programs overseen by the center for economic opportunity. No such plan shall require the allocation or reallocation of police department resources.

3. No later than 90 days after identifying neighborhoods with high rates of violent crime for each annual cycle pursuant to paragraph 1 of this subdivision, the commission shall issue to the mayor and the council a report outlining each one-year plan developed pursuant to paragraph 2 of this subdivision, and the commissioner of health and mental hygiene shall make those one-year plans available on the department's website.

4. No later than 90 days after the designated end date of each one-year plan, the commission shall issue to the mayor and the council a report that includes:

(a) An assessment of the extent to which each plan has been implemented; and

(b) The effect of each plan or parts thereof that have been implemented.

5. No later than January 31, 2017, and every January 31 thereafter, the commission shall issue to the mayor and the council a summary of its activities during the previous year. The commissioner of health and mental hygiene shall promptly make the commission's annual summary available on the department's website.

6. The commissioner of health and mental hygiene shall accept by e-mail and regular mail, and shall consider, public comments on the one-year plans and annual summaries created pursuant to this subdivision and shall promptly make all such comments publicly available on the department's website.

§ 2. This local law takes effect immediately.

Referred to the Committee on Public Safety.

Preconsidered L.U. No. 310

By Council Member Ferreras-Copeland:

96 Rockwell Community Access Housing Development Fund Company, 96 Rockwell Place, Block 2106, Lot 1002; Brooklyn, Community District No. 2, Council District No. 35.

Adopted by the Council (preconsidered and approved by the Committee on Finance).

Preconsidered L.U. No. 311

By Council Member Ferreras-Copeland:

Fox Hill Apartments, Block 2871, Lot 1; Staten Island, Community District No. 1, Council District No. 49.

Adopted by the Council (preconsidered by the Committee on Finance).

Preconsidered L.U. No. 312

By Council Member Ferreras-Copeland:

HP East 94th Street HDFC, Block 8144, Lot 20; Brooklyn, Community District No. 18, Council District No. 46.

Adopted by the Council (preconsidered by the Committee on Finance).

Preconsidered L.U. No. 313

By Council Member Ferreras-Copeland:

Monsignor Alexius Jarka Hall, Block 2365, Lot 19 and Block 2360, Lots 1, 4, and 6; Brooklyn, Community District No. 1, Council District No. 34.

Adopted by the Council (preconsidered by the Committee on Finance).

Preconsidered L.U. No. 314

By Council Member Ferreras-Copeland:

Riverton Square, Block 1760, Lots 1 and 101; Manhattan, Community District No. 11, Council District No. 9.

Adopted by the Council (preconsidered by the Committee on Finance).

L.U. No. 315

By Council Member Greenfield:

Application No. 20165181 TCM pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Haru Gramercy Park Corp., d/b/a Haru for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 220 Park Avenue South, Borough of Manhattan, Community Board 5, Council District 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 Section 20-226 of the New York City Administrative Code.

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

L.U. No. 316

By Council Member Greenfield:

Application No. 20165189 TCM pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of La Meridiana I, Ltd., d/b/a Numero 28 for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 176 2nd Avenue, Borough of Manhattan, Community Board 3, Council District 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 Section 20-226 of the New York City Administrative Code.

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

L.U. No. 317

By Council Member Greenfield:

Application No. 20165190 TCM pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of 4N Corp., d/b/a Blind Pig for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 233 East 14th Street, Borough of Manhattan, Community Board 6, Council District 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 Section 20-226 of the New York City Administrative Code.

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

L.U. No. 318

By Council Member Greenfield:

Application No. 20165168 HKM (N 160068 HKM), pursuant to Section 3020 of the New York City Charter, concerning the designation by the Landmarks Preservation Commission of the Mount Morris Park Historic District Extension (Designation List 484/ LP No. 2571), Borough of Manhattan, Community Board 10, Council District 9, as an historic district.

Referred to the Committee on Land Use and the Subcommittee on Landmarks, Public Siting, and Maritime Uses.

Preconsidered L.U. No. 319

By Council Member Greenfield:

Application No. 20155378 SCK pursuant to Section 1732 of the New York City School Construction Authority Act, concerning the proposed site selection for a new, approximately 676-seat Public School Facility, located at 256 59th Street (Block 861, Lots 23, 29, 37, and 43), in the Borough of Brooklyn, Community School District No. 20, Community Board 7, Council District 38.

Adopted by the Council (preconsidered by the Committee on Land Use and the Subcommittee on Landmarks, Public Siting and Maritime Uses).

At this point the Speaker (Council Member Mark-Viverito) made the following announcements:

ANNOUNCEMENTS:

The Next Stated Council Meeting

Will be

The Charter Meeting

On Wednesday, January 6, 2016

12:00 Noon

Shortly before the adjournment, the Speaker (Council Member Mark-Viverito) wished everyone Happy Holidays and a great New Year.

Whereupon on motion of the Speaker (Council Member Mark-Viverito), the Public Advocate (Ms. James) adjourned these proceedings to meet again for the Charter Meeting on January 6, 2016.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council

Editor's Note: These proceedings mark the last Stated Meeting for Council Member Maria del Carmen Arroyo (17th Council District, the Bronx) who is leaving the Council for family reasons. Her resignation is effective on December 31, 2015, 11:59 pm (please see M-360 introduced at the January 6, 2016 Charter Meeting).

Editor's Local Law Note: Int No. 314-A, adopted by the Council at the November 10, 2015 Stated Meeting was signed into law by the Mayor on December 10, 2015 as Local Law No. 113 of 2015.

Int Nos. 108-A, 65-A, 128, 603-A, 604-A, 609-A, 908-A, and 916-A were signed into law by the Mayor on January 6, 2016 as, respectively, Local Laws Nos. 1, 2, 3, 4, 5, 6, 7, and 8 of 2016. Int Nos. 65-A, 128, and 609-A were adopted by the Council at the December 7, 2015 Stated Meeting; Int Nos. 108-A, 603-A, 604-A, 908-A, and 916-A were adopted by the Council at the December 16, 2015 Stated Meeting.