

The New York City Council

City Hall
New York, NY 10007



Meeting Minutes

Wednesday, February 29, 2012

1:30 PM

Council Chambers - City Hall

City Council

Christine C. Quinn, Speaker

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

The President Pro Tempore (Council Member Rivera)

1. Roll Call

Present:

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

Excused:

Dickens, Fidler and Gonzalez

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

2. Invocation

The Invocation was delivered by: Reverend Arthur Davenport, First Church of God, 1425 Beach Channel Drive, Far Rockaway, N.Y. 11691.

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

3. Adoption of Minutes

Council Member Ignizio moved that the Minutes of the Stated Meeting of January 18, 2012 and February 1, 2012 be adopted as printed.

4. Messages & Papers from the Mayor

M 0746-2012

Communication from the Mayor - Mayors veto and disapproval message of Introductory Number 490-A, in relation to canceling tickets upon showing a valid muni-meter receipt.

Attachments: Mayor's Veto Message, Hearing Transcript - Stated Meeting 2-29-12

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

M 0747-2012

Communication from the Mayor - Mayors veto and disapproval message of Introductory Number 546-A, in relation to limiting the use of adhesive stickers on motor vehicles in the enforcement of alternate side of the street parking rules.

Attachments: Mayor's Veto Message, Hearing Transcript - Stated Meeting 2-29-12

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

- M 0748-2012** **Communication from the Mayor - Submitting the name of Thomas Shpetner to the Council for its advice and consent regarding his appointment to the Environmental Control Board, Pursuant to Section 31 and 1049-a of the City Charter.**
- Attachments:** Committee Report, Resolution, Hearing Transcript - Stated Meeting 2-29-12
- This Mayor's Message was Referred to Comm by Council to the Committee on Rules, Privileges and Elections
- M 0749-2012** **Communication from the Mayor - Submitting the name of Phillips Aarons to the Council for its advice and consent regarding his appointment as a lay member of the Art Commission.**
- This Mayor's Message was Referred to Comm by Council to the Committee on Rules, Privileges and Elections
- M 0750-2012** **Communication from the Mayor - Submitting the name of Maria Elena Gonzalez to the Council for its advice and consent regarding her appointment as the sculptor member of the Art Commission.**
- This Mayor's Message was Referred to Comm by Council to the Committee on Rules, Privileges and Elections
- M 0751-2012** **Communication from the Mayor – Submitting Preliminary Mayor's Management Report (PMMR) for Fiscal Year 2012.**
- Attachments:** Hearing Transcript - Stated Meeting 2-29-12
- This Mayor's Message was Rcvd, Ord, Prnt, Fld by Council
- M 0752-2012** **Communication from the Mayor - Submitting Financial Plan Detail and Summary Book, Volumes I and II for Fiscal Years 2012-2016, pursuant to Sections 101 and 213 of the New York City Charter.**
- This Mayor's Message was Referred to Comm by Council to the Committee on Finance
- M 0753-2012** **Communication from the Mayor - Submitting Preliminary Expense Budget for Fiscal Year 2013, pursuant to Sections 225 and 236 of the New York City Charter.**
- This Mayor's Message was Referred to Comm by Council to the Committee on Finance
- M 0754-2012** **Communication from the Mayor - Submitting Geographic Reports for Expense Budget for Fiscal Year 2013, pursuant to Sections 100 and 231 of the New York City Charter.**
- This Mayor's Message was Referred to Comm by Council to the Committee on Finance

- M 0755-2012** **Communication from the Mayor - Submitting Departmental Estimates Report, Volumes I, II, III, IV and V, for Fiscal Year 2013, pursuant to Sections 100, 212 and 231 of the New York City Charter.**
- This Mayor's Message was Referred to Comm by Council to the Committee on Finance
- M 0756-2012** **Communication from the Mayor - Submitting Contract Budget Report for Fiscal Year 2013, pursuant to Section 104 of the New York City Charter.**
- This Mayor's Message was Referred to Comm by Council to the Committee on Finance
- M 0757-2012** **Communication from the Mayor - Submitting the Preliminary Capital Budget, Fiscal Year 2013, pursuant to Section 213 and 236 of the New York City Charter.**
- This Mayor's Message was Referred to Comm by Council to the Committee on Finance
- M 0758-2012** **Communication from the Mayor - Submitting the Capital Commitment Plan, Fiscal Year 2013, Volumes 1, 2, & 3, and the Capital Commitment Plan, Fiscal Year 2011, Financial Summary, pursuant to Section 219 of the New York City Charter.**
- This Mayor's Message was Referred to Comm by Council to the Committee on Finance
- M 0759-2012** **Communication from the Mayor - Submitting Preliminary certificate setting forth the maximum amount of debt and reserves which the City, and the NYC Municipal Water Finance Authority, may soundly incur for capital projects for Fiscal Year 2013 and the ensuing three fiscal years, and the maximum amount of appropriations and expenditures for capital projects which may soundly be made during each fiscal year, pursuant to Section 250 (16) of the NY City Charter.**
- Attachments:** Hearing Transcript - Stated Meeting 2-29-12
- This Mayor's Message was Rcvd, Ord, Prnt, Fld by Council

5. Communications from City, County & Borough Offices

M 0760-2012 **Communication from the Department of Housing Preservation and Development - Submitting Letter from the United States Bureau of the Census containing results of the 2011 New York City Housing and Vacancy Survey, Pursuant to subdivision 3 of Section 1 of Local Emergency Housing Rent Control Act.**

Attachments: Hearing Transcript - Stated Meeting 2-29-12

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

M 0768-2012 **Bishop Mitchell G. Taylor- Council Candidate for re-designation to serve as a member of the Civilian Complaint Review Board, Pursuant to § 440(b)(1) of the New York City Charter.**

Attachments: Committee Report, Resolution, Hearing Transcript - Stated Meeting 2-29-12

This Communication was Referred to Comm by Council to the Committee on Rules, Privileges and Elections

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

M 0761-2012 **By The Speaker (Council Member Quinn):
Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) or 20-225(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed/enclosed sidewalk café located at 65 Carmine Street, CB 2, Application no. 20125381 TCM shall be subject to review by the Council.**

Attachments: Hearing Transcript - Stated Meeting 2-29-12

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

M 0762-2012 **By The Speaker (Council Member Quinn):
Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) or 20-225(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed/enclosed sidewalk café located at 9-19 9th Ave., CB 3, Application no. 20125382 TCM shall be subject to review by the Council.**

Attachments: Hearing Transcript - Stated Meeting 2-29-12

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

M 0763-2012 **By The Speaker (Council Member Quinn):**
Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) or 20-225(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed/enclosed sidewalk café located at 7 East 53rd Street, CB 5, Application no. 20125234 TCM shall be subject to review by the Council.

Attachments: Hearing Transcript - Stated Meeting 2-29-12

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

M 0764-2012 **By The Speaker (Council Member Quinn):**
Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) or 20-225(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed/enclosed sidewalk café located at 140 Seventh Avenue South, CB 2, Application no. 20125076 TCM shall be subject to review by the Council.

Attachments: Hearing Transcript - Stated Meeting 2-29-12

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

M 0765-2012 **By Council Member Chin:**
Pursuant to Rule 11.20(b) of the Council and Section 20-226 (g) or Section 20-225(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed/enclosed sidewalk café located at 62 Spring Street, Community Board 2, Application 20125204 TCM shall be subject to review by the Council.

Attachments: Hearing Transcript - Stated Meeting 2-29-12

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

M 0766-2012

By Council Member Chin:

Pursuant to Rule 11.20(b) of the Council and Section 20-226 (g) or Section 20-225(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed/enclosed sidewalk café located at 127 Mulberry Street, Community Board 2, Application 20125298 TCM shall be subject to review by the Council.

Attachments: Hearing Transcript - Stated Meeting 2-29-12

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

M 0767-2012

By Council Member Reyna:

Pursuant to Rule 11.20(b) of the Council and Section 20-226 (g) or Section 20-225(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed/enclosed sidewalk café located at 324 Graham Avenue, Community Board 1, Application 20125036 TCK shall be subject to review by the Council.

Attachments: Hearing Transcript - Stated Meeting 2-29-12

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

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

Passed The Consent Agenda

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

Affirmative: 48 -

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

Excused: 3 -

Dickens, Fidler and Gonzalez

At this point, the President Pro Tempore (Council Member Rivera) declared that the aforementioned items were adopted and referred to the Committee on Land Use and to the appropriate Land Use Subcommittee.

8. Communication from the Speaker

9. Discussion of General Orders

10. Reports of Special Committees

None

11. Reports of Standing Committees

Report of the Committee on Finance

Int 0644-2011 A Local Law to amend the administrative code of the city of New York, in relation to the establishment of the Westchester Square business improvement district.

Attachments: Memo In Support, Committee Report 10/17/11, Hearing Testimony 10/17/11, Hearing Transcript 10-17-11, Committee Report 11/29/11, Hearing Testimony 11/29/11, Hearing Transcript 11/29/11, Committee Report 1/3/12, Hearing Testimony 1/3/12, Hearing Transcript 1/3/12, Committee Report 2/29/12, Fiscal Impact Statement, Mayor's Letter, Hearing Transcript - Stated Meeting 2-29-12

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

Enactment No: 2012/012

Report of the Committee on Governmental Operations

Int 0698-2011 A Local Law to amend the New York city charter, in relation to modernizing the notice requirements for public hearings on proposed rules.

Attachments: Int. No. 698 - 11/3/11, Committee Report 12/14/11, Hearing Testimony 12/14/11, Hearing Transcript 12/14/11, Committee Report 2/28/12, Hearing Transcript 2/28/12, Fiscal Impact Statement, Mayor's Letter, Hearing Transcript - Stated Meeting 2-29-12

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

Enactment No: 2012/013

Report of the Committee on Land Use

LU 0499-2011 **Application no. 20125161 HAK, an Urban Development Action Area Project located at 106 Hopkinson Avenue, 237 Sumpter Street, 220 McDougal Street, 2019 Fulton Street, 728 Madison Street, 766 Herkimer Street and 516 Crescent Street, Council Districts no. 41 and no. 42, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for a partial tax exemption.**

Attachments: Land Use Calendar - Week of October 24 - October 28, 2011, Hearing Transcript - Planning 10-27-11, Land Use Calendar - Week of November 14 - November 18, 2011, Hearing Transcript - Planning 11-16-11, Land Use Calendar - Week of December 12 - December 16, 2011, Land Use Meeting Time Location Change for 12-15-2011, Hearing Testimony - Planning 12/14/11, Hearing Transcript - Planning 12-14-11, Land Use Calendar - Week of January 9, 2012 - January 13, 2012, Deferral of Planning Meeting - Scheduled for January 10, 2012, Land Use Calendar - Week of January 23, 2012 - January 27, 2012, Land Use Calendar - Week of February 6, 2012 - February 10, 2012, Land Use Calendar - February 9, 2012, Hearing Transcript - Planning 1-24-12, Hearing Transcript - Planning 2-8-12, Hearing Transcript - Land Use 2-9-12, Committee Report, Resolution, Hearing Transcript - Stated Meeting 2-29-12

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

Res 1237-2012 **Resolution approving an Urban Development Action Area Project located at 106 Hopkinson Avenue (Block 1520/Lot 41), 237 Sumpter Street (Block 1520/Lot 69), 220 McDougal Street (Block 1533/Lot 35), 2019 Fulton Street (Block 1537/Lot 1), 728 Madison Street (Block 1647/Lot 19), 766 Herkimer Street (Block 1708/Lot 37), 516 Crescent Street (Block 4234/Lot 23), Borough of Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 499; 20125161 HAK).**

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

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

LU 0557-2012 **Application no. 20125008 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Le Anfore LLC d.b.a Broken English, to establish, maintain and operate an unenclosed sidewalk café located at 68 Bergen Street, Borough of Brooklyn, Council District no.33. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.**

Attachments: Land Use Calendar - Week of February 6, 2012 - February 10, 2012, Land Use Calendar - February 9, 2012, Hearing Transcript - Zoning 2-8-12, Hearing Transcript - Land Use 2-9-12, Committee Report, Resolution, Hearing Transcript - Stated Meeting 2-29-12

Filed pursuant to a Letter of Withdrawal.

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

Res 1238-2012 **Resolution approving a motion to file pursuant to withdrawal of the petition for a revocable consent for an unenclosed sidewalk café located at 68 Bergen Street, Borough of Brooklyn (20125008 TCK; L.U. No. 557).**

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

Filed pursuant to a Letter of Withdrawal.

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

LU 0558-2012 **Application no. 20125051 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Basil LLC d.b.a Basil, to establish, maintain and operate an unenclosed sidewalk café located at 268 Kingston Avenue, Borough of Brooklyn, Council District no.35. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.**

Attachments: Land Use Calendar - Week of February 6, 2012 - February 10, 2012, Land Use Calendar - February 9, 2012, Hearing Testimony - Zoning 2/8/12, Hearing Transcript - Zoning 2-8-12, Hearing Transcript - Land Use 2-9-12, Committee Report, Resolution, Hearing Transcript - Stated Meeting 2-29-12

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

Res 1239-2012 **Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 268 Kingston Avenue, Borough of Brooklyn (20125051 TCK; L.U. No. 558).**

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

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

Report of the Committee on Parks and Recreation

Int 0761-2012 **A Local Law in relation to the naming of 32 thoroughfares and public places, Dra. Evelina Antonetty Way, Borough of the Bronx, Lenny Kobren Circle, Borough of Brooklyn, Ozzie Brown Triangle, Borough of the Bronx, Dr. Michael Lancelot Marcano Way, Borough of the Bronx, Detective Kevin Czartoryski Place, Borough of Queens, Cheyenne Baez Way, Borough of Manhattan, Rev. John B. Elliott Way, Borough of Brooklyn, Jim Buckley Way, Borough of Brooklyn, Meg Charlop Way, Borough of the Bronx, The Chords-Hit Record "Sh-Boom" 1954, Borough of the Bronx, Frank Griffin Way, Borough of Brooklyn, Joe 'The Great' Rollino Corner, Borough of Brooklyn, Raoul Wallenberg Way, Borough of Brooklyn, Lt. Peter J. Farrenkopf Place, Borough of Queens, Reginald Nero's Way, Borough of Brooklyn, First United Methodist Church Way, Borough of Queens, Police Officer Eric Hernandez Memorial Corner, Borough of the Bronx, Thomas X. Winberry Way, Borough of Queens, Julian Brennan Way, Borough of Brooklyn, John Davenport Way, Borough of Brooklyn, Alain Schaberger Way, Borough of Brooklyn, Sgt. Nicholas Aleman Way, Borough of Brooklyn, Miriam Friedlander Way, Borough of Manhattan, Officer Glen Pettit Corner, Borough of Manhattan, Jonathan M. Acierno Way, Borough of Staten Island, Manolo Tavarez Justo Way, Borough of Manhattan, Joseph Mandarino Way, Borough of Staten Island, Det. Raymond "Pally" Taylor Way, Borough of Staten Island, Peggy Braverman Way, Borough of the Bronx, Bishop Moses Taylor Way, Borough of Queens, Charles C. Pinn Triangle, Borough of Brooklyn, Shirley N. Moore Street, Borough of Queens and the repeal of sections 27 and 52 of local law number 47 for the year 2011 and section 22 of local law number 3 for the year 2011.**

Attachments: Int. No. 761 - 2/1/12, Committee Report 2/10/12, Hearing Testimony 2/10/12, Hearing Transcript 2/10/12, Committee Report 2/28/12, Hearing Transcript 2/28/12, Fiscal Impact Statement, Mayor's Letter, Hearing Transcript - Stated Meeting 2-29-12

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

Affirmative: 47 -

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

Excused: 3 -

Dickens, Fidler and Gonzalez

Abstain: 1 -

Lappin

Enactment No: 2012/014

Report of the Committee on Rules, Privileges, and Elections

M 0741-2012 Communication from the Mayor - Submitting the name of Erika Thomas-Yuille to the Council for its advice and consent regarding her appointment to the New York City Conflicts of Interest Board, Pursuant to Section 2602 of the City Charter.

Attachments: Hearing Transcript - Stated Meeting 2-1-12, Committee Report, Resolution, Hearing Transcript - Stated Meeting 2-29-12

A motion was made that this Mayor's Message be Approved, by Council approved by Consent Roll Call.

Res 1240-2012 RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF ERIKA THOMAS-YUILLE AS A MEMBER OF THE NEW YORK CITY CONFLICTS OF INTEREST BOARD.

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

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

M 0748-2012 Communication from the Mayor - Submitting the name of Thomas Shpetner to the Council for its advice and consent regarding his appointment to the Environmental Control Board, Pursuant to Section 31 and 1049-a of the City Charter.

Attachments: Committee Report, Resolution, Hearing Transcript - Stated Meeting 2-29-12

A motion was made that this Mayor's Message be Approved, by Council approved by Consent Roll Call.

Res 1241-2012 RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF THOMAS D. SHPETNER AS A MEMBER OF THE NEW YORK CITY ENVIRONMENTAL CONTROL BOARD.

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

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

M 0768-2012 Bishop Mitchell G. Taylor- Council Candidate for re-designation to serve as a member of the Civilian Complaint Review Board, Pursuant to § 440(b)(1) of the New York City Charter.

Attachments: Committee Report, Resolution, Hearing Transcript - Stated Meeting 2-29-12

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

Res 1242-2012 RESOLUTION APPROVING THE RE-DESIGNATION BY THE COUNCIL OF BISHOP MITCHELL G. TAYLOR AS A MEMBER OF THE NEW YORK CITY CIVILIAN COMPLAINT REVIEW BOARD.

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

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

Report of the Committee on Technology

Int 0029-2010 A Local Law to amend the administrative code of the city of New York, in relation to publishing open data.

Attachments: Int. No. 29 - 2/11/10, Committee Report 6/21/10, Hearing Testimony 6/21/10, Hearing Transcript 6/21/10, Committee Report 2/28/12, Hearing Transcript 2/28/12, Fiscal Impact Statement, Mayor's Letter, Hearing Transcript - Stated Meeting 2-29-12

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

Enactment No: 2012/011

Int 0790-2012 A Local Law to amend the administrative code of the city of New York, in relation to parking violations issued for the failure to display a muni-meter receipt.

Attachments: Committee Report 2/15/12, Hearing Transcript 2/15/12, Committee Report 2/28/12, Fiscal Impact Statement, Mayor's Letter, Hearing Transcript - Stated Meeting 2-29-12

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

Enactment No: 2012/015

12. General Orders Calendar

T2010-0002 Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/6/10, Hearing Transcript - Stated Meeting 1/21/10, Hearing Transcript - Stated Meeting 2/3/10, Hearing Transcript - Stated Meeting 2/11/10, Hearing Transcript - Stated Meeting 3/3/10, Hearing Transcript - Stated Meeting 3/25/10, Hearing Transcript - Stated Meeting 4/14/10, Hearing Transcript - Stated Meeting 4/29/10, Hearing Transcript - Stated Meeting 5/12/10, Hearing Transcript - Stated Meeting 5/25/10, Hearing Transcript - Stated Meeting 6/9/10, Hearing Transcript - Stated Meeting 6/29/10, Hearing Transcript - Stated Meeting 7/29/10, Hearing Transcript - Stated Meeting 8/25/10, Hearing Transcript - Stated Meeting 9-16-10, Hearing Transcript - Stated Meeting 9-29-10, Hearing Transcript - Stated Meeting 10-13-10, Hearing Transcript - Stated Meeting 10-27-10, Hearing Transcript - Stated Meeting 11-17-10, Hearing Transcript - Stated Meeting 11-30-10, Hearing Transcript - Stated Meeting 12-8-10, Hearing Transcript - Stated Meeting 12-20-10, Hearing Transcript - Stated Meeting 1/5//11, Hearing Transcript - Stated Meeting 1-18-11, Hearing Transcript - Stated Meeting 2-2-11, Hearing Transcript - Stated Meeting 2-16-11, Hearing Transcript - Stated Meeting 3-2-11, Hearing Transcript - Stated Meeting 3-23-11, Hearing Transcript - Stated Meeting 4-6-11, Hearing Transcript - Stated Meeting 4-28-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Stated Meeting 5-26-11, Hearing Transcript - Stated Meeting 6-14-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript - Stated Meeting 6-29-11, Hearing Transcript - Stated Meeting 7-28-11, Hearing Transcript - Stated Meeting 8-17-11, Hearing Transcript - Stated Meeting 9-8-11, Hearing Transcript - Stated Meeting 9-21-11, Hearing Transcript - Stated Meeting 10-5-11, Hearing Transcript - Stated Meeting 10-17-11, Hearing Transcript - Stated Meeting 11-3-11, Hearing Transcript - Stated Meeting 11-29-11, Hearing Transcript - Stated Meeting 12-19-11, Hearing Transcript - Stated Meeting 12-8-11, Hearing Transcript - Charter Meeting 1-4-12, Hearing Transcript - Stated Meeting 1-18-12, Hearing Transcript - Stated Meeting 2-1-12, Hearing Transcript - Stated Meeting 2-29-12

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

Coupled on General Order Calendar

Finance

Int 0644-2011 A Local Law to amend the administrative code of the city of New York, in relation to the establishment of the Westchester Square business improvement district.

Attachments: Memo In Support, Committee Report 10/17/11, Hearing Testimony 10/17/11, Hearing Transcript 10-17-11, Committee Report 11/29/11, Hearing Testimony 11/29/11, Hearing Transcript 11/29/11, Committee Report 1/3/12, Hearing Testimony 1/3/12, Hearing Transcript 1/3/12, Committee Report 2/29/12, Fiscal Impact Statement, Mayor's Letter, Hearing Transcript - Stated Meeting 2-29-12

Enactment No: 2012/012

Governmental Operations

Int 0698-2011 A Local Law to amend the New York city charter, in relation to modernizing the notice requirements for public hearings on proposed rules.

Attachments: Int. No. 698 - 11/3/11, Committee Report 12/14/11, Hearing Testimony 12/14/11, Hearing Transcript 12/14/11, Committee Report 2/28/12, Hearing Transcript 2/28/12, Fiscal Impact Statement, Mayor's Letter, Hearing Transcript - Stated Meeting 2-29-12

Enactment No: 2012/013

Land Use

Res 1237-2012 Resolution approving an Urban Development Action Area Project located at 106 Hopkinson Avenue (Block 1520/Lot 41), 237 Sumpter Street (Block 1520/Lot 69), 220 McDougal Street (Block 1533/Lot 35), 2019 Fulton Street (Block 1537/Lot 1), 728 Madison Street (Block 1647/Lot 19), 766 Herkimer Street (Block 1708/Lot 37), 516 Crescent Street (Block 4234/Lot 23), Borough of Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 499; 20125161 HAK).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

Res 1238-2012 Resolution approving a motion to file pursuant to withdrawal of the petition for a revocable consent for an unenclosed sidewalk café located at 68 Bergen Street, Borough of Brooklyn (20125008 TCK; L.U. No. 557).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

Res 1239-2012 **Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 268 Kingston Avenue, Borough of Brooklyn (20125051 TCK; L.U. No. 558).**

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

Int 0761-2012 **A Local Law in relation to the naming of 32 thoroughfares and public places, Dra. Evelina Antonetty Way, Borough of the Bronx, Lenny Kobren Circle, Borough of Brooklyn, Ozzie Brown Triangle, Borough of the Bronx, Dr. Michael Lancelot Marcano Way, Borough of the Bronx, Detective Kevin Czartoryski Place, Borough of Queens, Cheyenne Baez Way, Borough of Manhattan, Rev. John B. Elliott Way, Borough of Brooklyn, Jim Buckley Way, Borough of Brooklyn, Meg Charlop Way, Borough of the Bronx, The Chords-Hit Record "Sh-Boom" 1954, Borough of the Bronx, Frank Griffin Way, Borough of Brooklyn, Joe 'The Great' Rollino Corner, Borough of Brooklyn, Raoul Wallenberg Way, Borough of Brooklyn, Lt. Peter J. Farrenkopf Place, Borough of Queens, Reginald Nero's Way, Borough of Brooklyn, First United Methodist Church Way, Borough of Queens, Police Officer Eric Hernandez Memorial Corner, Borough of the Bronx, Thomas X. Winberry Way, Borough of Queens, Julian Brennan Way, Borough of Brooklyn, John Davenport Way, Borough of Brooklyn, Alain Schaberger Way, Borough of Brooklyn, Sgt. Nicholas Aleman Way, Borough of Brooklyn, Miriam Friedlander Way, Borough of Manhattan, Officer Glen Pettit Corner, Borough of Manhattan, Jonathan M. Acierno Way, Borough of Staten Island, Manolo Tavaréz Justo Way, Borough of Manhattan, Joseph Mandarino Way, Borough of Staten Island, Det. Raymond "Pally" Taylor Way, Borough of Staten Island, Peggy Braverman Way, Borough of the Bronx, Bishop Moses Taylor Way, Borough of Queens, Charles C. Pinn Triangle, Borough of Brooklyn, Shirley N. Moore Street, Borough of Queens and the repeal of sections 27 and 52 of local law number 47 for the year 2011 and section 22 of local law number 3 for the year 2011.**

Attachments: Int. No. 761 - 2/1/12, Committee Report 2/10/12, Hearing Testimony 2/10/12, Hearing Transcript 2/10/12, Committee Report 2/28/12, Hearing Transcript 2/28/12, Fiscal Impact Statement, Mayor's Letter, Hearing Transcript - Stated Meeting 2-29-12

Enactment No: 2012/014

Rules, Privileges, and Elections

Res 1240-2012 RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF ERIKA THOMAS-YUILLE AS A MEMBER OF THE NEW YORK CITY CONFLICTS OF INTEREST BOARD.

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

Res 1241-2012 RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF THOMAS D. SHPETNER AS A MEMBER OF THE NEW YORK CITY ENVIRONMENTAL CONTROL BOARD.

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

Res 1242-2012 RESOLUTION APPROVING THE RE-DESIGNATION BY THE COUNCIL OF BISHOP MITCHELL G. TAYLOR AS A MEMBER OF THE NEW YORK CITY CIVILIAN COMPLAINT REVIEW BOARD.

Attachments: Committee Report, Hearing Transcript - Stated Meeting 2-29-12

Technology

Int 0029-2010 A Local Law to amend the administrative code of the city of New York, in relation to publishing open data.

Attachments: Int. No. 29 - 2/11/10, Committee Report 6/21/10, Hearing Testimony 6/21/10, Hearing Transcript 6/21/10, Committee Report 2/28/12, Hearing Transcript 2/28/12, Fiscal Impact Statement, Mayor's Letter, Hearing Transcript - Stated Meeting 2-29-12

Enactment No: 2012/011

Int 0790-2012 A Local Law to amend the administrative code of the city of New York, in relation to parking violations issued for the failure to display a muni-meter receipt.

Attachments: Committee Report 2/15/12, Hearing Transcript 2/15/12, Committee Report 2/28/12, Fiscal Impact Statement, Mayor's Letter, Hearing Transcript - Stated Meeting 2-29-12

Enactment No: 2012/015

General Order Calendar

T2010-0002

Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/6/10, Hearing Transcript - Stated Meeting 1/21/10, Hearing Transcript - Stated Meeting 2/3/10, Hearing Transcript - Stated Meeting 2/11/10, Hearing Transcript - Stated Meeting 3/3/10, Hearing Transcript - Stated Meeting 3/25/10, Hearing Transcript - Stated Meeting 4/14/10, Hearing Transcript - Stated Meeting 4/29/10, Hearing Transcript - Stated Meeting 5/12/10, Hearing Transcript - Stated Meeting 5/25/10, Hearing Transcript - Stated Meeting 6/9/10, Hearing Transcript - Stated Meeting 6/29/10, Hearing Transcript - Stated Meeting 7/29/10, Hearing Transcript - Stated Meeting 8/25/10, Hearing Transcript - Stated Meeting 9-16-10, Hearing Transcript - Stated Meeting 9-29-10, Hearing Transcript - Stated Meeting 10-13-10, Hearing Transcript - Stated Meeting 10-27-10, Hearing Transcript - Stated Meeting 11-17-10, Hearing Transcript - Stated Meeting 11-30-10, Hearing Transcript - Stated Meeting 12-8-10, Hearing Transcript - Stated Meeting 12-20-10, Hearing Transcript - Stated Meeting 1/5/11, Hearing Transcript - Stated Meeting 1-18-11, Hearing Transcript - Stated Meeting 2-2-11, Hearing Transcript - Stated Meeting 2-16-11, Hearing Transcript - Stated Meeting 3-2-11, Hearing Transcript - Stated Meeting 3-23-11, Hearing Transcript - Stated Meeting 4-6-11, Hearing Transcript - Stated Meeting 4-28-11, Hearing Transcript - Stated Meeting 5-11-11, Hearing Transcript - Stated Meeting 5-26-11, Hearing Transcript - Stated Meeting 6-14-11, Hearing Transcript - Stated Meeting 6-28-11, Hearing Transcript - Stated Meeting 6-29-11, Hearing Transcript - Stated Meeting 7-28-11, Hearing Transcript - Stated Meeting 8-17-11, Hearing Transcript - Stated Meeting 9-8-11, Hearing Transcript - Stated Meeting 9-21-11, Hearing Transcript - Stated Meeting 10-5-11, Hearing Transcript - Stated Meeting 10-17-11, Hearing Transcript - Stated Meeting 11-3-11, Hearing Transcript - Stated Meeting 11-29-11, Hearing Transcript - Stated Meeting 12-19-11, Hearing Transcript - Stated Meeting 12-8-11, Hearing Transcript - Charter Meeting 1-4-12, Hearing Transcript - Stated Meeting 1-18-12, Hearing Transcript - Stated Meeting 2-1-12, Hearing Transcript - Stated Meeting 2-29-12

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

Passed The Consent Agenda

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

Affirmative: 48 -

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

Excused: 3 -

Dickens, Fidler and Gonzalez

The following files were removed from the General Order Calendar and voted separately:

Int No. 761-A, 47-0-1.

See file for individual vote.

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

**Res 0094-2010 Resolution calling upon the New York State Legislature to pass
A.7347/S.2774, legislation that would legalize the medicinal use of
marijuana.**

Attachments: Res. No. 94 - 3/25/10, Committee Assignment Change, Committee Report 11/18/11, Hearing Testimony 11/18/11, Hearing Transcript 11/18/11, Committee Report 2/13/12, Hearing Transcript 2/13/12, Hearing Transcript - Stated Meeting 2-29-12

Pursuant to Rule 8.50 of the Council, The President Pro Tempore (Council Member Rivera) called for a voice vote. Hearing those in favor, the President Pro Tempore (Council Member Rivera) declared the Resolution to be adopted.

*The following Council Members formally voted against this item:
Council Members Gentile, Ignizio, and Vallone, Jr.*

*The following Council Members formally abstained to vote on this item:
Council Members Cabrera.*

Adopted by the Council by voice-vote.

**A motion was made that this Resolution be Approved, by Council approved by
Voice Vote.**

Res 1096-2011 Resolution calling upon the Department of Homeland Security to create a Haitian Family Reunification Parole Program, which would benefit Haitians recovering from the January 12, 2010 earthquake by allowing Haitians with approved family-sponsored immigrant visa petitions to come to the United States.

Attachments: Res. No. 1096 - 11/3/11, Committee Report 1/25/12, Hearing Testimony 1/25/12, Hearing Transcript 1/25/12, Committee Report 2/28/12, Hearing Transcript - Stated Meeting 2-29-12

Pursuant to Rule 8.50 of the Council, the President Pro Tempore (Council Member Rivera) called for a voice vote. Hearing those in favor, the President Pro Tempore (Council Member Rivera) declared the Resolution to be adopted.

*The following Council Members formally abstained to vote on this item:
Council Members Gentile, Halloran, Oddo, and Vallone, Jr.*

Adopted by the Council by voice-vote.

A motion was made that this Resolution be Approved, by Council approved by Voice Vote.

Res 1193-2012 Resolution supporting the Corporation Counsel's decision to join an amicus brief on behalf of New York City in support of Plaintiff-Appellee in the litigation captioned The United States of America v. The State of Arizona, Case No. CV 10-1413-PHX (SRB), which is currently pending before the United States Supreme Court.

Attachments: Res. No. 1193 - 1/4/12, Committee Report 1/25/12, Hearing Testimony 1/25/12, Hearing Transcript 1/25/12, Committee Report 2/28/12, Hearing Transcript - Stated Meeting 2-29-12

Pursuant to Rule 8.50 of the Council, The President Pro Tempore (Council Member Rivera) called for a voice vote. Hearing those in favor, the President Pro Tempore (Council Member Rivera) declared the Resolution to be adopted.

*The following Council Members formally voted against this item:
Council Members Halloran, Ignizio, Oddo, and Vallone, Jr.*

*The following Council Members formally abstained to vote on this item:
Council Members Gentile and Ulrich.*

Adopted by the Council by voice-vote.

A motion was made that this Resolution be Approved, by Council approved by Voice Vote.

- 16. General Discussion
- 17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Res 1217-2012 Resolution calling on the United States House of Representatives and the United States Senate to pass and for the President to sign into law S. 1773/ H.R. 3286, the Local Farms, Food and Jobs Act of 2011.

Sponsors: By Council Members Brewer, Chin, James, Koppell, Lander, Rose, Sanders Jr. and Palma

This Resolution was Referred to Comm by Council to the Committee on State and Federal Legislation

Res 1218-2012 **Resolution calling upon the New York State Assembly to pass A.8846, the New York State Senate to pass companion bill S.6077, and the Governor to sign such legislation into law, which would require the New York State Department of Corrections and Community Supervision to place incarcerated adults in correctional facilities located in proximity to the primary place of residence of such individuals' minor children.**

Sponsors: By Council Members Crowley, Brewer, Chin, Comrie Jr., Dromm, Gentile, James, Koslowitz, Rose, Sanders Jr., Williams, Wills and Mark-Viverito

This Resolution was Referred to Comm by Council to the Committee on Fire and Criminal Justice Services

Int 0786-2012 **A Local Law to require a plan for the phase-out of the use of typewriters in city government.**

Sponsors: By Council Members Dromm, James, Koo, Koslowitz, Sanders Jr., Palma and Halloran III

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

Res 1219-2012 **Resolution calling upon the New York State Legislature to pass and the Governor to sign legislation establishing the New York DREAM fund commission, which will advance the educational opportunities of children of immigrants through scholarship programs for higher education.**

Sponsors: By Council Members Dromm, Rodriguez, Arroyo, Brewer, Chin, Comrie Jr., Eugene, Ferreras, James, Koppell, Lander, Levin, Rose, Williams, Mark-Viverito and Palma

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

Res 1220-2012 **Resolution calling on the United States Congress to reject the Birthright Citizenship Act of 2011, which would end the recognition of automatic birthright citizenship for certain classes of people who are born in this country to non-citizen parents.**

Sponsors: By Council Members Dromm, Arroyo, Brewer, Chin, Comrie Jr., Eugene, James, Koppell, Koslowitz, Lander, Levin, Rose, Sanders Jr., Williams, Mark-Viverito and Palma

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

Res 1221-2012 **Resolution calling upon New York City's Board of Elections to promptly and fully comply with both the spirit and letter of the New York State Election Law by promoting the enfranchisement of New York City voters through the provision of Russian translations of voting materials.**

Sponsors: By Council Members Fidler, Recchia Jr., Greenfield, Nelson, Arroyo, Comrie Jr., Gonzalez, Jackson, Koo, Koslowitz, Lander, Lappin, Garodnick, Brewer, Chin, Dromm, Ferreras, Gentile, James, Koppell, Levin, Rose, Sanders Jr., Williams, Mark-Viverito and Palma

This Resolution was Referred to Comm by Council to the Committee on Governmental Operations

Res 1222-2012 **Resolution calling for civil discourse in presidential campaigns and debates, and condemning a candidate's statements claiming that children in poor neighborhoods lack work habits and have no one around them that work and referring to child labor laws as stupid.**

Sponsors: By Council Members Foster, Wills, Arroyo, Chin, Comrie Jr., Ferreras, James, Koslowitz, Lander, Rose, Seabrook, Vann, Williams and Palma

This Resolution was Referred to Comm by Council to the Committee on Governmental Operations

Res 1223-2012 **Resolution in support of A.6369, which would amend the Penal Law by increasing the penalties for certain offenses committed against an elderly person who is 60 or older, and calling on the Senate to introduce and pass a companion bill, and on the Governor to sign such legislation.**

Sponsors: By Council Members Foster, Arroyo, Cabrera, Comrie Jr., Gentile, James, Koo, Koslowitz, Levin, Sanders Jr., Seabrook, Vann, Williams, Palma and Halloran III

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

Int 0787-2012 **A Local Law to amend the administrative code of the city of New York, in relation to requiring secondhand automobile dealers to keep electronic records of purchases and sales.**

Sponsors: By Council Members Garodnick, Comrie Jr., Dromm, Eugene, Ferreras, James, Mealy, Rose, Seabrook, Williams, Mark-Viverito, Palma and Halloran III

Attachments: Committee Report 3/1/12, Hearing Testimony 3/1/12

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

Int 0788-2012 A Local Law to amend the administrative code of the city of New York, in relation to requiring secondhand automobile dealers to furnish bonds to the city.

Sponsors: By Council Members Garodnick, Comrie Jr., James, Seabrook and Williams

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

Int 0789-2012 A Local Law to amend the administrative code of the city of New York, in relation to prohibiting vending on the sidewalk abutting no standing zones adjacent to hospitals.

Sponsors: By Council Members Garodnick, Comrie Jr., Koo, Koppell and Koslowitz

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

Int 0790-2012 A Local Law to amend the administrative code of the city of New York, in relation to parking violations issued for the failure to display a muni-meter receipt.

Sponsors: By Council Members Garodnick, Chin, Comrie Jr., Gentile, Koppell, Lander, Recchia Jr., Rose, Williams, James and Halloran III

Attachments: Committee Report 2/15/12, Hearing Transcript 2/15/12, Committee Report 2/28/12, Fiscal Impact Statement, Mayor's Letter, Hearing Transcript - Stated Meeting 2-29-12

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

Enactment No: 2012/015

Int 0791-2012 A Local Law to amend the administrative code of the City of New York, in relation to extending the rent stabilization laws.

Sponsors: By Council Members Gonzalez, The Speaker (Council Member Quinn), Arroyo, Brewer, Chin, Dromm, Gentile, James, Koppell, Koslowitz, Lander, Lappin, Levin, Recchia Jr., Rose, Seabrook, Vann, Williams, Mark-Viverito, Palma, Vacca, Garodnick, Mendez, Gennaro, Van Bramer, Mealy, Rodriguez, Jackson, Barron, Dickens, Eugene, Koo, Reyna and Weprin

Attachments: Committee Report 3/2/12, Hearing Testimony 3/2/12, Committee Report 3/14/12, Committee Report - Stated Meeting 3/14/12, Fiscal Impact Statement

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

Int 0792-2012 A Local Law to amend the administrative code of the city of New York, in relation to the collection of waste and recyclables from not-for-profit corporations by the department of sanitation.

Sponsors: By Council Members Greenfield, Cabrera, Wills, Arroyo, Brewer, Chin, Comrie Jr., Eugene, Ferreras, Foster, Gentile, Jackson, James, Koo, Koslowitz, Levin, Mark-Viverito, Nelson, Palma, Reyna, Rose, Seabrook, Vann, Williams, Vacca, Halloran III and Ulrich

Attachments: Cover Sheet

This Introduction was Referred to Comm by Council to the Committee on Sanitation and Solid Waste Management

Res 1224-2012 Resolution calling upon the New York City Water Board to set water and sewer rates to cover only the capital and operating expenses related to operating, maintaining, protecting, and improving the City's drinking water and wastewater systems, and not to set these fees to pay money into the general fund of the city or for other functions undertaken by the Department of Environmental Protection not related to water and wastewater management.

Sponsors: By Council Members Halloran III, Comrie Jr., Gentile, Koo, Rose, Wills, Oddo and Ulrich

This Resolution was Referred to Comm by Council to the Committee on Environmental Protection

Int 0793-2012 A Local Law to amend the administrative code of the city of New York, in relation to requiring the Department of Consumer Affairs to establish a uniform rating system for retail food stores.

Sponsors: By Council Members Koppell, James, Lander, Rose, Seabrook, Vann, Williams, Dromm and Ulrich

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

Int 0794-2012 A Local Law to amend the administrative code of the city of New York, in relation to the sale and use of gas-powered leaf blowers.

Sponsors: By Council Members Koppell, Dromm, James, Williams and Palma

This Introduction was Referred to Comm by Council to the Committee on Environmental Protection

Res 1225-2012 **Resolution calling on the United States House of Representatives to restore the Mass Transit Account that would be eliminated by the American Energy and Infrastructure Jobs Act of 2012 (H.R. 7), and calling upon the United States House of Representatives to support Congressman Jerrold Nadler's bipartisan amendment to restore transit funding to H.R. 7, and calling on the United States Senate to not adopt H.R. 7 without such restoration.**

Sponsors: By Council Members Jackson, Arroyo, Brewer, Chin, Comrie Jr., Gentile, James, Koo, Koppell, Lander, Recchia Jr., Rose, Williams, Wills, Palma, Vacca, Levin, Gennaro, Van Bramer, Garodnick, Lappin, Mealy, Rodriguez, Barron and Halloran III

Attachments: Committee Report 3/13/12, Committee Report 3/14/12

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

Int 0795-2012 **A Local Law to amend the administrative code of the city of New York, in relation to doubling the civil penalty for illegally operating a motorized scooter.**

Sponsors: By Council Members Lappin, James, Nelson, Halloran III and Ulrich

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

Res 1226-2012 **Resolution calling on Village Voice Media to shut down the adult section of its online classified site, Backpage.com, because it serves as a platform to traffic minors for sex.**

Sponsors: By Council Members Lander, Mark-Viverito, Brewer, Chin, Crowley, James, Lappin, Levin, Recchia Jr., Rose, Palma and Ulrich

This Resolution was Referred to Comm by Council to the Committee on Women's Issues

Res 1227-2012 **Resolution calling upon the New York City Department of Education to phase out and eliminate the use of polystyrene food trays within two years through the use of biodegradable food trays or biodegradable food containers instead.**

Sponsors: By Council Members Levin, Brewer, Chin, Crowley, Dromm, James, Koppell, Koslowitz, Lander, Rose, Williams, Wills, Mark-Viverito and Palma

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

Res 1228-2012 **Resolution calling on the Metropolitan Transit Authority to investigate how the New York City Police Department is enforcing section 1050.7(j) of the MTA Rules of Conduct, regarding disorderly conduct in the subway.**

Sponsors: By Council Members Levin, Chin, James, Lander, Palma and Dromm

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

Res 1229-2012 **Resolution declaring the third Monday in September as “Teen Suicide Awareness Day” in the City of New York.**

Sponsors: By Council Members Levin, Oddo, Arroyo, Comrie Jr., Crowley, Dromm, Eugene, Ferreras, James, Koo, Koppell, Lander, Recchia Jr., Rose, Williams, Wills, Mark-Viverito, Palma and Halloran III

This Resolution was Referred to Comm by Council to the Committee on Mental Health, Mental Retardation, Alcoholism, Drug Abuse and Disability Services

Res 1230-2012 **Resolution determining that a public emergency requiring rent control in the City of New York continues to exist and will continue to exist on and after April 1, 2012.**

Sponsors: By Council Members Mark-Viverito, The Speaker (Council Member Quinn), Brewer, Chin, Dromm, James, Koo, Koppell, Koslowitz, Lander, Lappin, Levin, Rose, Williams, Palma, Vacca, Garodnick, Mendez, Gennaro, Mealy, Rodriguez, Jackson, Barron, Dickens and Eugene

Attachments: Committee Report 3/2/12, Hearing Testimony 3/2/12, Committee Report 3/14/12, Committee Report - Stated Meeting 3/14/12

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

Res 1231-2012 **Resolution calling on the United States Congress to pass, and the President to sign into law, the “Restore the American Dream for the 99% Act” to support job creation, increase revenue and savings and protect critical services.**

Sponsors: By Council Members Mark-Viverito, Comrie Jr., Dromm, James, Lander, Rose, Williams, Wills and Palma

This Resolution was Referred to Comm by Council to the Committee on State and Federal Legislation

Res 1232-2012 **Resolution calling upon the New York State Legislature to pass and the Governor to sign the Internet System for Tracking Over-Prescribing Act (A.8320/S.5720A), legislation that would create an online database to report and track the prescription and dispensing of certain controlled substances.**

Sponsors: By Council Members Nelson, Arroyo, The Speaker (Council Member Quinn), Koppell, Wills, Gonzalez, Fidler, Rose, Palma, Koslowitz, Vann, Gentile, Dickens, Halloran III, Cabrera, Comrie Jr., James and Levin

Attachments: Committee Report 2/16/12, Hearing Testimony 2/16/12, Hearing Transcript 2/16/12

This Resolution was Referred to Comm by Council to the Committee on Mental Health, Mental Retardation, Alcoholism, Drug Abuse and Disability Services

Int 0796-2012 **A Local Law to amend the administrative code of the city of New York, in relation to the sale of tax liens.**

Sponsors: By Council Members Recchia Jr., Comrie Jr. and Koo

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

Int 0797-2012 **A Local Law to amend the administrative code of the city of New York, in relation to requiring a sign at the main entrance of any place or provider of public accommodation giving directions to the nearest accessible entrance for persons with disabilities when such an entrance exists.**

Sponsors: By Council Members Rose, Eugene, James, Koo, Koppell, Koslowitz, Lander, Williams, Wills and Palma

Attachments: Committee Report 2/27/12, Hearing Testimony 2/27/12, Hearing Transcript 2/27/12

This Introduction was Referred to Comm by Council to the Committee on Mental Health, Mental Retardation, Alcoholism, Drug Abuse and Disability Services

Res 1233-2012 **Resolution calling on the New York State Department of Labor to eliminate all banking fees on Direct Payment Cards used for unemployment insurance benefit payments.**

Sponsors: By Council Members Sanders Jr., Comrie Jr., Gentile, James, Lander, Levin, Mealy, Rose, Williams, Wills, Mark-Viverito, Palma and Dromm

This Resolution was Referred to Comm by Council to the Committee on Civil Service and Labor

Res 1234-2012 **Resolution calling on the New York State Legislature to introduce and enact, and the Governor to sign, legislation that would amend the New York State Penal Law to define advancing or profiting from prostitution of an individual less than the age of sixteen as sex trafficking.**

Sponsors: By Council Members Vallone Jr., Ferreras, Halloran III, Arroyo, Chin, Comrie Jr., Crowley, Gentile, James, Koo, Koppell, Koslowitz, Lappin, Levin, Nelson, Rose, Sanders Jr., Van Bramer, Williams, Wills, Mark-Viverito and Palma

This Resolution was Referred to Comm by Council to the Committee on Women's Issues

Int 0798-2012 **A Local Law to amend the administrative code of the City of New York and the New York City Charter, in relation to the disciplinary decisions made by the Commissioner of the New York City Police Department.**

Sponsors: By Council Members Vann, Comrie Jr., James, Rose, Williams, Wills, Dromm and Halloran III

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

Int 0799-2012 **A Local Law to amend the administrative code of the city of New York, in relation to requiring law enforcement officers to provide notice and obtain proof of consent to search individuals.**

Sponsors: By Council Members Williams, Mark-Viverito, Mendez, Lander, Jackson, Cabrera, Comrie Jr., Dromm, James, Koslowitz, Levin and Rose

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

Int 0800-2012 **A Local Law to amend the administrative code of the city of New York, in relation to prohibiting bias-based profiling by law enforcement officers.**

Sponsors: By Council Members Williams, Mark-Viverito, Mendez, Lander, Jackson, Cabrera, Comrie Jr., Dromm, James, Levin, Rose and Sanders Jr.

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

Int 0801-2012 A Local Law to amend the administrative code of the city of New York in relation to requiring law enforcement officers to identify themselves to the public.

Sponsors: By Council Members Williams, Mark-Viverito, Mendez, Lander, Jackson, Cabrera, Comrie Jr., Dromm, James, Koppell, Levin and Wills

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

Res 1235-2012 Resolution calling on the New York State Assembly to pass A.4382, the New York State Senate to introduce and pass similar legislation, and the Governor to sign such legislation into law, granting the New York State Attorney General jurisdiction to investigate and prosecute police misconduct upon the request of the Governor or the District Attorney of the county wherein such misconduct was committed.

Sponsors: By Council Members Williams, Dromm, James, Lander, Levin, Rose, Sanders Jr., Wills and Mark-Viverito

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

Res 1236-2012 Resolution calling on the New York State Senate to pass and the Governor to sign S.3921, which would amend the New York State Executive Law in relation to the duties of state police when an offense is committed by a police officer resulting in serious physical injury to another person.

Sponsors: By Council Members Williams, Comrie Jr., James, Koppell, Lander, Levin, Wills, Mark-Viverito and Dromm

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

LU 0567-2012 Application no. 20125036 TCK, pursuant to §20-225 of the Administrative Code of the City of New York, concerning the petition of Jhu Jhu Corp., d/b/a Khim's Café, to establish, maintain and use as an enclosed sidewalk café located at 324 Graham Avenue, Borough of Brooklyn, Council District 34. This application is subject to review and action by the Land Use Committee only if called-up by a vote of the Council pursuant to Rule 11.20b of the Council and §20-225(g) of the New York City Administrative Code.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Hearing Testimony - Zoning 3/6/12, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Hearing Testimony - Zoning 3/6/12, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

LU 0568-2012

Application no. 20125204 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of P.M.W. Inc., d.b.a. Spring Street Natural, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 62 Spring Street, Borough of Manhattan, Council District 1. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Land Use Calendar - March 8, 2012, Hearing Testimony - Zoning 3/6/12

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Land Use Calendar - March 8, 2012, Hearing Testimony - Zoning 3/6/12

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

LU 0569-2012

Application no. 20125234 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of PQ 53rd Street, Inc., d/b/a Le Pain Quotidien, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 7 East 53rd Street, Borough of Manhattan, Council District 3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Land Use Calendar - March 8, 2012, Hearing Testimony - Zoning 3/6/12

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Land Use Calendar - March 8, 2012, Hearing Testimony - Zoning 3/6/12

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

LU 0570-2012

Application no. 20125256 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of MRG Restaurant Corp., d/b/a Positano, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 122 Mulberry Street, Borough of Manhattan, Council District 1. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

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

Sponsors: By Council Member Comrie Jr.

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

LU 0571-2012

Application no. 20125382 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Smithfield Associates LLC, d/b/a Pastis, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 9-19 Ninth Avenue, Borough of Manhattan, Council District 3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Land Use Calendar - March 8, 2012, Hearing Testimony - Zoning 3/6/12

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Land Use Calendar - March 8, 2012, Hearing Testimony - Zoning 3/6/12

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

LU 0572-2012 **Application no. 20125306 HKX (N 120150 HKX), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Public School 102 (Later Public School 17- The City island School) located at 190 Fordham Street [Block 5643, Lot 7501,(previously Lots 1001-1018) (List No.450, LP-2487)], Borough of the Bronx, Community District 10, Council District 13.**

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Deferral of Landmarks Meeting - Scheduled for March 6, 2012, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Deferral of Landmarks Meeting - Scheduled for March 6, 2012, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0573-2012 **Application no. 20125307 HKM (N 120151 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Hotel Walcott located at 4 West 31st Street (Block 832, Lot 49) (List No.450, LP-2423), Borough of Manhattan, Community District 5, Council District 3.**

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Deferral of Landmarks Meeting - Scheduled for March 6, 2012, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Deferral of Landmarks Meeting - Scheduled for March 6, 2012, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0574-2012 **Application no. 20125308 HKM (N 120152 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Mutual Reserve Building located at 305 Broadway (Block 151, Lot 32) (List No.450, LP-2431), Borough of Manhattan, Community District 1, Council District 1.**

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Deferral of Landmarks Meeting - Scheduled for March 6, 2012, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Deferral of Landmarks Meeting - Scheduled for March 6, 2012, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0575-2012 **Application no. 20125309 HKM (N 120153 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the R.H. Macy & Co. store, 14th Street Annex, located at 56 West 14th Street (Block 577, Lot 12) (List No.450, LP-2474), Borough of Manhattan, Community District 2, Council District 3.**

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Deferral of Landmarks Meeting - Scheduled for March 6, 2012, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Deferral of Landmarks Meeting - Scheduled for March 6, 2012, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0576-2012 **Application no. 20125310 HKQ (N 120155 HKQ), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Daniel and Abbie B. Eldridge House, located at 87-61 111th Street (Block 9301, Lot 101) (List No.450, LP-2473), Borough of Queens, Community District 9, Council District 28.**

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Deferral of Landmarks Meeting - Scheduled for March 6, 2012, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Deferral of Landmarks Meeting - Scheduled for March 6, 2012, Land Use Calendar - Week of March 19, 2012 - March 23, 2012

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0577-2012 **Application no. 20125378 HAX, an Urban Development Action Area Project located at 1484 Inwood Avenue, Council District no. 16, Borough of The Bronx. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law and Section 694, at the request of the New York City Department of Housing Preservation and Development and pursuant to Section 577 of the Private Housing Finance Law for an exemption from real property taxes.**

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Land Use Calendar - March 8, 2012, Hearing Testimony - Planning 3/6/12

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 5, 2012 - March 9, 2012, Land Use Calendar - March 8, 2012, Hearing Testimony - Planning 3/6/12

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

LU 0578-2012 **Application no. 20125298 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Il Commendatore Restaurant Inc., d.b.a Casa Bella, to continue to maintain and operate an unenclosed sidewalk café located at 127 Mulberry Street, Borough of Manhattan, Council District no.1. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.**

Attachments: Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

LU 0579-2012 **Application no. 20125381 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Spunto, Inc., d.b.a Spunto, to continue to maintain and operate an unenclosed sidewalk café located at 65 Carmine Street, Borough of Manhattan, Council District no.3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.**

Attachments: Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

LU 0580-2012 **Application no. 20125076 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Four Green Fields LLC, d.b.a Agave, to establish, maintain and operate an unenclosed sidewalk café located at 140 Seventh Avenue South, Borough of Manhattan, Council District no.3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.**

Attachments: Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

Sponsors: By Council Member Comrie Jr.

Attachments: Land Use Calendar - Week of March 19, 2012 - March 23, 2012

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

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

Whereupon on motion of the Speaker (Council Member Quinn), the President Pro Tempore (Council Member Rivera) adjourned to meet again on Wednesday, March 14, 2012.

MICHAEL M. McSWEENEY, City Clerk

Clerk of the Council