



**THE COUNCIL  
THE CITY OF NEW YORK  
FINANCE DIVISION  
250 BROADWAY, 15<sup>TH</sup> FLOOR  
NEW YORK, N.Y. 10007-2594**

**(212) 788-6921**

**TO:** Honorable Melissa Mark-Viverito  
Speaker

Honorable Julissa Ferreras  
Chair, Finance Committee

**FROM:** Latonia McKinney, Acting Director, Finance Division  
Jeffrey Rodus, Deputy Chief of Staff, Speaker's Office  
Tanisha Edwards, Chief Counsel, Finance Division  
Rebecca Chasan, Assistant Counsel, Finance Division

**DATE:** August 21, 2014

**SUBJECT:** A budget modification (MN-6) for Fiscal Year 2014 to implement changes in the City's expense budget.

---

**INITIATION:** By letter dated August 18, 2014, 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 two agencies in the amount of \$51,744,955 to implement changes in the City's expense budget.

**BACKGROUND:** MN-6 reallocates appropriations that were reflected in the FY 2014 Adopted Budget to pay collective bargaining agreements in the Health and Hospitals Corporation.

**FISCAL IMPACT:** MN-6 represents the reallocation of appropriations. The net effect of this modification is zero.

Preconsidered Res. No.

**RESOLUTION APPROVING THE MODIFICATION  
(MN-6) 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

**Whereas**, at a meeting of the Committee on Finance of the City Council of the City of New York (the "City Council") on August 21, 2014, the Committee on Finance received a communication, dated August 18, 2014 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 A (the "Modification"), to modify units of appropriation and transfer city funds between two agencies in the amount of \$51,744,955 in the Fiscal Year 2014 expense budget as adopted by the Council on June 26, 2013, 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:

- 1. 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.
- 2. Effective Date.** This resolution shall take effect as of the date hereof.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by The Council of The City of New York on \_\_\_\_\_ file in this office.

**Clerk of the Council of the City of New York**

## **THE COUNCIL**

### **REPORT OF THE COMMITTEE ON FINANCE RESOLUTION APPROVING THE MODIFICATION (MN-6) 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**

The Committee on Finance, to which was referred the above-captioned resolution, respectfully submits to The Council of the City of New York the following

#### **REPORT**

Introduction. At a meeting of the Committee on Finance of the City Council of the City of New York (the “City Council”) on August 21, 2014, the Committee on Finance received a communication, dated August 18, 2014, from the Office of Management and Budget of the Mayor of The City of New York (the “Mayor”), of a proposed request, attached hereto (the “Modification”), to modify units of appropriation and transfer city funds between various agencies in the amount of \$51,744,955 in the Fiscal Year 2014 expense budget as adopted by the Council on June 26, 2013, pursuant to Section 107(b) of the New York City Charter (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, 2013, the Council adopted the expense budget for Fiscal Year 2014 (the “Fiscal 2014 Expense Budget”). This Modification reallocates appropriations that were reflected in the Fiscal 2014 Expense Budget to fund collective bargaining agreements in the Health and Hospitals Corporation.

Funding in the amount of \$51,744,955 will be allocated from the Reserve for Collective Bargaining to the Health and Hospitals Corporation.

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

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.