

CITY COUNCIL
CITY OF NEW YORK

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TRANSCRIPT OF THE MINUTES

of the

COMMITTEE ON ECONOMIC DEVELOPMENT

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December 9, 2008

Start: xx:xx am

Recess: xx:xx am

HELD AT: Council Chambers
City Hall

B E F O R E: THOMAS WHITE, Jr.
Chairperson

COUNCIL MEMBERS:
Alan J. Gerson
Letitia James
Mike McMann
Annabel Palma
Diana Reyna
Albert Vann
David I. Weprin
David Yassky

A P P E A R A N C E S [CONTINUED]

William Martin
Committee Clerk
Committee on Economic Development

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[Gavel banging]

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SERGEANT AT ARMS: Quiet please.

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CHAIRPERSON WHITE: good morning.

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I am Thomas Wright, Jr., Chairman of the Economic

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Development Committee. Today's hearing was

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focused on a Preconsidered introduction of a Local

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Law to amend the Administrative Code of the City

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of New York in relation to the participation of

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minority and women-owned businesses, enterprises

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and construction projects related to properties

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receiving tax benefits in accordance with the

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Industrial and Commercial Abatement Program.

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The Committee held a hearing on

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this legislation on December the 2nd, 2008. the

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Preconsidered introduction amends the

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Administrative Code to create an MWBE component in

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the Industrial and Commercial Abatement Program,

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ICAP, which provides abatements of local real

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estate taxes for eligible industrial and

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commercial buildings that are built, rehabilitated

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or expanded. With this legislation the Council is

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acting on legislation authorization provided by

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the State to create a program encouraging

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meaningful participation of MWBEs on the

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2 construction projects subject to the ICAP
3 benefits.

4 There are a number of components on
5 this legislation. One, all applicants of the ICAP
6 benefits, regardless of the size of the project,
7 will receive information on how to access the MWBE
8 directory and what the obligations are under the
9 program. Two, for projects between \$750,000 and
10 \$1.5 million, applicants are required to certify
11 that they accessed the MWBE directory and report
12 to the Department of Finance whether or not
13 efforts were made to include MWBEs in the
14 construction work, subject to ICAP benefits, and
15 if such efforts were made, to specify what those
16 efforts were.

17 For projects \$1.5 million and
18 above, in order to obtain the ICAP benefit, the
19 applicant must inform the Department of Small
20 Business Services of any contracting and
21 subcontracting opportunities at the construction
22 site subject to the ICAP benefits. SBS must then
23 post the opportunities on its weekly website.

24 Review of the MWBE directory to
25 identify firms that are qualified to perform the

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2 available work, solicit or arrange for the
3 solicitation of bids from at least three MWBEs on
4 each subcontracting opportunity available at the
5 project, maintain records demonstrating the
6 applicant's compliance with the requirements and
7 verify that the applicants have complied with the
8 MWBE requirements and include in the certification
9 the name and the contract information of every
10 MWBE that bids, were solicited from and were
11 awarded contracts.

12 Finally the legislation grants SBS
13 the authority to order the records maintained by
14 each ICAP applicant to ensure compliance.

15 I want to thank everyone who
16 testified at the December 2nd hearing on this
17 legislation. Do any of my colleagues have any
18 questions? There being none, I would like to call
19 for a vote on this Preconsidered introduction.

20 MR. WILLIAM MARTIN: William
21 Martin, Committee Clerk. Preconsidered
22 Introduction, Council Member White.

23 COUNCIL MEMBER WHITE: Aye.

24 MR. MARTIN: Reyna.

25 COUNCIL MEMBER REYNA: I vote aye.

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MR. MARTIN: McMann.

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COUNCIL MEMBER JAMES: He's

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outside.

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MR. MARTIN: Vann.

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COUNCIL MEMBER VANN: Aye.

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MR. MARTIN: James.

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COUNCIL MEMBER JAMES: Aye.

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MR. MARTIN: Palma.

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COUNCIL MEMBER PALMA: I would like

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my name to be added to the bill and I vote aye.

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MR. MARTIN: Council Member McMann.

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CHAIRPERSON WHITE: Council Member

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McMann.

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COUNCIL MEMBER McMANN: Aye.

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MR. MARTIN: By a vote of six in

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the affirmative, zero in the negative and no

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abstentions, the item is adopted. Members please

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sign the Committee report.

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CHAIRPERSON WHITE: Keep the record

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open for a half hour.

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[Pause]

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[Gavel banging]

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MR. MARTIN: Council Member Gerson.

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COUNCIL MEMBER GERSON: I vote aye.

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MR. MARTIN: Council Member Weprin.

COUNCIL MEMBER WEPRIN: Aye.

MR. MARTIN: Council Member Yassky.

COUNCIL MEMBER YASSKY: Aye.

MR. MARTIN: Final vote on the
Committee on Economic Development now stands at
nine in the affirmative, zero in the negative, no
abstentions. Council Members, please sign the
Committee reports, thank you.

[Gavel banging]


CHAIRPERSON WHITE: Meeting of the
Economic Development Committee is adjourned.

[Gavel banging]

[END 1002.MP3]

C E R T I F I C A T E

I, Laura L. Springate certify that the foregoing transcript is a true and accurate record of the proceedings. I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

A handwritten signature in cursive script that reads "Laura L. Springate". The signature is written in black ink on a light-colored background.

Signature _____Laura L. Springate_____

Date _____September 14, 2009_____