

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Wednesday, June 19, 2002

8:30 PM

Recessed Meeting of June 5, 2002

Council Chambers - City Hall

City Council

A. Gifford Miller, Speaker

Members: Joseph P. Addabbo, Jr., Tony Avella, Maria Baez, Charles Barron, Tracy L. Boyland, Gale A. Brewer, Yvette D. Clarke, Leroy G. Comrie, James E. Davis, Bill de Blasio, Ruben Diaz, Erik Martin Dilan, Simcha Felder, Lewis A. Fidler, Helen D. Foster, Dennis P. Gallagher, James F. Gennaro, Alan J. Gerson, Eric N. Gioia, Martin J. Golden, Robert Jackson, Allan W. Jennings, Melinda R. Katz, G. Oliver Koppell, Andrew J. Lanza, John C. Liu, Margarita Lopez, Miguel Martinez, Michael E. McMahon, Hiram Monserrate, Eva S. Moskowitz, Michael C. Nelson, James Oddo, William Perkins, Madeline Provenzano, Christine C. Quinn, Philip Reed, Domenic M. Recchia, Jr., Diana Reyna, Joel Rivera, Angel Rodriguez, James Sanders, Larry B. Seabrook, Helen Sears, Jose M. Serrano, Kendall B. Stewart, Peter F. Vallone, Jr., Albert Vann, David I. Weprin, David Yassky.

Recessed Meeting of June 5, 2002 held on June 19, 2002

1 The Public Advocate (Ms. Gotbaum) called the meeting to order.

2. ROLL CALL

Present:

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Davis, Diaz, Dilan, Felder, Fidler, Foster, Gallagher, Gennaro, Gerson, Gioia, Golden, Jackson, Jennings Jr., Katz, Koppell, de Blasio, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Nelson, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Reyna, Rivera, Rodriguez, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin, Yassky and Oddo

Excused:

Moskowitz

3. The Clerk announced the presence of a quorum.

1. Adoption of Minutes

Council Member Baez moved that the Minutes of the Stated Meeting of April 24, 2002 be adopted as printed.

2. Messages and Papers from the Mayor

M 0211-2002 Communication from the Mayor - "An act to amend the local finance law, in relation to the sale of bonds and notes of the city of New York, the refunding of bonds and the down payment for projects financed by bonds; and to amend the New York state financial emergency act for the city of New York, in relation to a pledge and agreement of the state". S.7529/A.11553

Attachments: Fiscal Impact Statement, Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

Preconsidered

M 0212-2002 Communication from the Mayor - "An act to amend chapter 130 of the laws of 1998, amending the general municipal law relating to temporary investments by local governments, in relation to the effective date of such chapter". S.7530/A.11552

Attachments: Fiscal Impact Statement, Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

Preconsidered

M 0213-2002

Communication from the Mayor - "An act to amend the real property tax law and the administrative code of the city of New York, in relation to the mailing requirements for documents required to be filed and payments required to be made in connection with certain taxes in the city of New York; to amend the tax law, in relation to the power of the commissioner of taxation and finance to compromise taxes or warrants or judgments for taxes; to amend the New York city charter, in relation to the power of the department of finance of the city of New York to compromise excise or nonproperty taxes or annual vault charges; to amend the tax law and the administrative code of the city of New York, in relation to authorizing the commissioner of taxation and finance and the commissioner of finance of the city of New York to vacate tax warrants; to amend the administrative code of the city of New York, in relation to the definition of partnership for purposes of title 11 of the administrative code of the city of New York and in relation to the banking corporation tax of taxpayers who elect to be taxed under subchapter s of chapter one of the internal revenue code and in relation to the treatment of qualified subchapter s subsidiaries under the banking corporation tax and the general corporation tax; to amend the administrative code of the city of New York, in relation to conforming the general corporation tax and unincorporated business tax allocation provisions for receipts of broadcasters and publishers and in relation to revising the allocation provisions for subscription receipts and to repeal subdivision 1-a of section 11-645 of the administrative code of the city of New York relating to the computation of the estimated tax". S.6553-A/A.3823-A

Attachments: Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

Preconsidered

- M 0214-2002** **Communication from the Mayor - "AN ACT to amend the New York city charter, in relation to imposing civil penalties for violations of the rules of the battery park city authority and the Hudson river park trust relating to the government and protection of park and recreational property held by such authority and trust, providing for the adjudication of such violations by the environmental control board and clarifying the authority of the New York city department of parks and recreation with respect to such property". S.7350-A/A.11776**

Attachments: Fiscal Impact Statement, Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

Preconsidered

- M 0215-2002** **Communication from the Mayor - "AN ACT to amend the administrative code of the city of New York, in relation to the funding of certain cost-of-living adjustments payable to retired members of the New York city employees' retirement system, the New York city teachers' retirement system, the New York city police pension fund, the New York city fire department pension fund and the New York city board of education retirement system". S.7740/ A.11800**

Attachments: Fiscal Impact Statement, Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

Preconsidered

- M 0216-2002** **Communication from the Mayor - "AN ACT to amend chapter 69 of the laws of 2002 relating to providing a temporary retirement incentive for certain public employees; and to provide an age 55/25 temporary incentive for certain public employees, in relation to providing additional service credit for certain employees of New York city who retire pursuant to a retirement incentive". A.11773**

Attachments: Fiscal Impact Statement, Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

Preconsidered

3. Communications from City, County, and Borough Offices
4. Petitions and Communications
5. Land Use Call-Ups

None.

6. Communications from the Speaker

7. Discussion of General Orders

8. Report of Special Committees

None.

9. Reports of Standing Committees

Report of the Committee on State and Federal Legislation

SLR 0038-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Hassell-Thompson, S.6492, and Assembly Member Davis, A.10411, "AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of the Bronx to former owner, Estate of Elia Figueroa, without public auction and notwithstanding expiration of the two year period within which application may be made to the city of release its interest in property thus acquired; Block No. 3062, Lot No. 3 on tax map for the borough of the Bronx ".

Attachments: Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0042-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Smith, S.6282, and Assembly Member Cook, A.9855, "AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Queens to former owner Florence Timmons, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 11975, Lot No. 29 on tax map for the borough of Queens".

Attachments: Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0053-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Padavan, Maltese and Marchi, S.6314-A, and Assembly Members Abbate, M. Cohen, Colton, Cymbrowitz, Ortiz, Pheffer and Seddio, et al A.9914-A, "AN ACT to amend the administrative code of the city of New York, in relation to the establishment of a twenty year retirement program for members of the New York city employees' retirement system employed as investigators by district attorneys' offices; and to amend the retirement and social security law, in relation to the establishment of twenty year retirement programs for such members who are subject to articles 11 and 15 of such law".

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0070-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Montgomery, S.6410, and Assembly Member Boyland, A.10255, "AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired April 18, 1979 by in rem tax foreclosure in the borough of Brooklyn, to the distributees or devisees of prior owner Frances Drakes as of April 29, 1972, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 1658, Lot No. 76, section 6 on the tax map for the borough of Brooklyn".

Attachments: Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0079-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.1544-A, and Assembly Member Seminerio, A.2470-A, "AN ACT to amend the retirement and social security law, in relation to employee contributions to the twenty year improved benefit retirement programs for New York city correction members".

Attachments: Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0091-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.7344, and by Committee on Rules, A.11392, "AN ACT to amend the administrative code of the city of New York and the retirement and social security law, in relation to the establishment of a twenty-five year retirement program for members of the New York city employees' retirement system or New York city board of education retirement system".

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0093-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Gentile, S.5418-A, and Assembly Member Mirones, A.10696, "AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Staten Island to the former owner Eleanor E. Sniffen, without public auction and notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 2857, Lot No. 3 on the tax map for the borough of Staten Island".

Attachments: Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0096-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7377, and Assembly Members Abbate, Lavelle, Cymbrowitz and Seddio, et al, A.10291, "AN ACT to amend the civil service law, in relation to provisional appointments".

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0099-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Committee on Rules, S.7598-A, and Committee on Rules, A.11540-B, "AN ACT to amend the retirement and social security law and the administrative code of the city of New York, in relation to the establishment of a twenty-five year/age fifty retirement program for members of the New York city employees' retirement system employed in automotive positions; and in relation to providing for employer pick up, pursuant to provisions of the internal revenue code, of certain additional member contributions required to be made by certain participants in the twenty-five year/age fifty retirement programs and repealing certain provisions of the retirement and social security law relating thereto".

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0100-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Smith, S.7447-A, and Committee on Rules, A.11439-A, "AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Brooklyn to former owner Richard Bothwell, notwithstanding expiration to the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 3868, Lots No. 20 and 22 on tax map for the borough of Brooklyn also known as 891-895 Mother Gaston Boulevard in the borough of Brooklyn".

Attachments: Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0101-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Maltese, Alesi, Leibell, Libous, McGee, Morahan, Spano and Velella, S.7367-A, and Committee on Rules, A.11320-A, "AN ACT to amend the general municipal law, in relation to benefits for employees of governmental entities performing emergency medical services in the city of New York who suffer any condition or impairment of health caused by diseases of the heart resulting in disability or death".

Attachments: Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0102-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.6101-B, and Assembly Member Abbate, A.9633-B, "AN ACT to amend the retirement and social security law, in relation to deputy sheriffs of the city of New York who are injured in the performance of their duties".

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0103-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Maltese, Padavan, Vellella, Marchi, Spano, Leibell, Skelos, Balboni, Fuschillo, Hannon, Johnson, Lack, Lavalle, Marcellino, Trunzo and Morahan, S.5852-C, and Assembly Member Abbate, A.10373-B, "AN ACT to amend the administrative code of the city of New York, in relation to increasing benefits payable by the police and fire variable supplements funds to pension fund beneficiaries".

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0108-2002 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Committee on Rules, S.7772, and Committee on Rules, A.11799, "AN ACT to amend the general municipal law, the administrative code of the city of New York, the retirement and social security law and the education law, in relation to providing special accidental death benefits and accidental death benefits to registered domestic partners of deceased members of the New York city police pension fund, subchapter two, the New York city fire department pension fund, subchapter two, the New York city employees' retirement system, the New York city teachers' retirement system and the board of education retirement system of the city of New York".

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

Affirmative: 46 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Davis, Dilan, Fidler, Foster, Gennaro, Gerson, Gioia, Jackson, Jennings Jr., Katz, Koppell, de Blasio, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Nelson, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Reyna, Rivera, Rodriguez, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin, Yassky and Oddo

Negative: 3 -

Felder, Gallagher and Golden

Excused: 1 -
Moskowitz

Abstain: 1 -
Diaz

M 0180-2002 **Communication from the Mayor - "AN ACT to amend the county law and the New York city charter, in relation to the adjudication of violations of laws enforced by the New York city department of consumer affairs". S.7319-A/A.11201-A**

Attachments: Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

Affirmative: 43 -
Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Davis, Felder, Fidler, Foster, Gallagher, Gennaro, Gerson, Gioia, Golden, Jackson, Jennings Jr., Katz, Koppell, de Blasio, Lanza, Liu, McMahon, Nelson, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin, Yassky and Oddo

Excused: 1 -
Moskowitz

Abstain: 7 -
Diaz, Dilan, Lopez, Martinez, Monserrate, Reyna and Rodriguez

M 0181-2002 **Communication from the Mayor - "AN ACT to amend the general city law, chapter 772 of the laws of 1996, relating to enabling a city having a population of one million or more to raise tax revenue, and the administrative code of the city of New York, in relation to tax credits authorized under the relocation and employment assistance program". S.4331-A/A.8536-A**

Attachments: Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

M 0182-2002 **Communication from the Mayor - "AN ACT to amend the vehicle and traffic law and the administrative code of the city of New York, in relation to the number of intersections at which traffic control signal photo-monitoring devices may be installed". S.6727/A.7266-A**

Attachments: Fiscal Impact Statement, Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

M 0211-2002 **Communication from the Mayor - "An act to amend the local finance law, in relation to the sale of bonds and notes of the city of New York, the refunding of bonds and the down payment for projects financed by bonds; and to amend the New York state financial emergency act for the city of New York, in relation to a pledge and agreement of the state". S.7529/A.11553**

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M 0212-2002 **Communication from the Mayor - "An act to amend chapter 130 of the laws of 1998, amending the general municipal law relating to temporary investments by local governments, in relation to the effective date of such chapter". S.7530/A.11552**

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10. General Order Calendar

Coupled on General Order

State and Federal Legislation

SLR 0038-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Hassell-Thompson, S.6492, and Assembly Member Davis, A.10411, "AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of the Bronx to former owner, Estate of Elia Figueroa, without public auction and notwithstanding expiration of the two year period within which application may be made to the city of release its interest in property thus acquired; Block No. 3062, Lot No. 3 on tax map for the borough of the Bronx "**

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Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

Preconsidered

SLR 0100-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Smith, S.7447-A, and Committee on Rules, A.11439-A, "AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Brooklyn to former owner Richard Bothwell, notwithstanding expiration to the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 3868, Lots No. 20 and 22 on tax map for the borough of Brooklyn also known as 891-895 Mother Gaston Boulevard in the borough of Brooklyn".**

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Attachments: Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

Preconsidered

SLR 0102-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.6101-B, and Assembly Member Abbate, A.9633-B, "AN ACT to amend the retirement and social security law, in relation to deputy sheriffs of the city of New York who are injured in the performance of their duties".**

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

Preconsidered

SLR 0103-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Maltese, Padavan, Vellella, Marchi, Spano, Leibell, Skelos, Balboni, Fuschillo, Hannon, Johnson, Lack, Lavallo, Marcellino, Trunzo and Morahan, S.5852-C, and Assembly Member Abbate, A.10373-B, "AN ACT to amend the administrative code of the city of New York, in relation to increasing benefits payable by the police and fire variable supplements funds to pension fund beneficiaries".**

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Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

Preconsidered

M 0180-2002 **Communication from the Mayor - "AN ACT to amend the county law and the New York city charter, in relation to the adjudication of violations of laws enforced by the New York city department of consumer affairs". S.7319-A/A.11201-A**

Attachments: Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

M 0181-2002 **Communication from the Mayor - "AN ACT to amend the general city law, chapter 772 of the laws of 1996, relating to enabling a city having a population of one million or more to raise tax revenue, and the administrative code of the city of New York, in relation to tax credits authorized under the relocation and employment assistance program". S.4331-A/A.8536-A**

Attachments: Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

M 0182-2002 **Communication from the Mayor - "AN ACT to amend the vehicle and traffic law and the administrative code of the city of New York, in relation to the number of intersections at which traffic control signal photo-monitoring devices may be installed". S.6727/A.7266-A**

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M 0211-2002 **Communication from the Mayor - "An act to amend the local finance law, in relation to the sale of bonds and notes of the city of New York, the refunding of bonds and the down payment for projects financed by bonds; and to amend the New York state financial emergency act for the city of New York, in relation to a pledge and agreement of the state". S.7529/A.11553**

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M 0212-2002 **Communication from the Mayor - "An act to amend chapter 130 of the laws of 1998, amending the general municipal law relating to temporary investments by local governments, in relation to the effective date of such chapter". S.7530/A.11552**

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Preconsidered

M 0213-2002

Communication from the Mayor - "An act to amend the real property tax law and the administrative code of the city of New York, in relation to the mailing requirements for documents required to be filed and payments required to be made in connection with certain taxes in the city of New York; to amend the tax law, in relation to the power of the commissioner of taxation and finance to compromise taxes or warrants or judgments for taxes; to amend the New York city charter, in relation to the power of the department of finance of the city of New York to compromise excise or nonproperty taxes or annual vault charges; to amend the tax law and the administrative code of the city of New York, in relation to authorizing the commissioner of taxation and finance and the commissioner of finance of the city of New York to vacate tax warrants; to amend the administrative code of the city of New York, in relation to the definition of partnership for purposes of title 11 of the administrative code of the city of New York and in relation to the banking corporation tax of taxpayers who elect to be taxed under subchapter s of chapter one of the internal revenue code and in relation to the treatment of qualified subchapter s subsidiaries under the banking corporation tax and the general corporation tax; to amend the administrative code of the city of New York, in relation to conforming the general corporation tax and unincorporated business tax allocation provisions for receipts of broadcasters and publishers and in relation to revising the allocation provisions for subscription receipts and to repeal subdivision 1-a of section 11-645 of the administrative code of the city of New York relating to the computation of the estimated tax". S.6553-A/A.3823-A

Attachments: Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

M 0214-2002

Communication from the Mayor - "AN ACT to amend the New York city charter, in relation to imposing civil penalties for violations of the rules of the battery park city authority and the Hudson river park trust relating to the government and protection of park and recreational property held by such authority and trust, providing for the adjudication of such violations by the environmental control board and clarifying the authority of the New York city department of parks and recreation with respect to such property". S.7350-A/A.11776

Attachments: Fiscal Impact Statement, Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

M 0215-2002 **Communication from the Mayor - "AN ACT to amend the administrative code of the city of New York, in relation to the funding of certain cost-of-living adjustments payable to retired members of the New York city employees' retirement system, the New York city teachers' retirement system, the New York city police pension fund, the New York city fire department pension fund and the New York city board of education retirement system". S.7740/ A.11800**

Attachments: Fiscal Impact Statement, Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

M 0216-2002 **Communication from the Mayor - "AN ACT to amend chapter 69 of the laws of 2002 relating to providing a temporary retirement incentive for certain public employees; and to provide an age 55/25 temporary incentive for certain public employees, in relation to providing additional service credit for certain employees of New York city who retire pursuant to a retirement incentive". A.11773**

Attachments: Fiscal Impact Statement, Hearing Transcript - Stated Meeting - 6/19, Hearing Transcript

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

Affirmative: 50 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., Davis, Diaz, Dilan, Felder, Fidler, Foster, Gallagher, Gennaro, Gerson, Gioia, Golden, Jackson, Jennings Jr., Katz, Koppell, de Blasio, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Nelson, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Reyna, Rivera, Rodriguez, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin, Yassky and Oddo

Excused: 1 -

Moskowitz

The following files were removed from the General Order Calendar and voted separately: M-180 and SLR No. 108. See files for individual votes.

11. Introduction and Reading of Bills
See Attached
12. General Discussion
13. Extension of Remarks

INTRODUCTION AND READING OF BILLS

SLR 0099-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Committee on Rules, S.7598-A, and Committee on Rules, A.11540-B, "AN ACT to amend the retirement and social security law and the administrative code of the city of New York, in relation to the establishment of a twenty-five year/age fifty retirement program for members of the New York city employees' retirement system employed in automotive positions; and in relation to providing for employer pick up, pursuant to provisions of the internal revenue code, of certain additional member contributions required to be made by certain participants in the twenty-five year/age fifty retirement programs and repealing certain provisions of the retirement and social security law relating thereto".**

Sponsors: By Council Member Baez

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0100-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Smith, S.7447-A, and Committee on Rules, A.11439-A, "AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Brooklyn to former owner Richard Bothwell, notwithstanding expiration to the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 3868, Lots No. 20 and 22 on tax map for the borough of Brooklyn also known as 891-895 Mother Gaston Boulevard in the borough of Brooklyn".**

Sponsors: By Council Member Baez

Attachments: Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0101-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Maltese, Alesi, Leibell, Libous, McGee, Morahan, Spano and Verella, S.7367-A, and Committee on Rules, A.11320-A, "AN ACT to amend the general municipal law, in relation to benefits for employees of governmental entities performing emergency medical services in the city of New York who suffer any condition or impairment of health caused by diseases of the heart resulting in disability or death".**

Sponsors: By Council Member Baez ; also Council Members Monserrate and Sears

Attachments: Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0102-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.6101-B, and Assembly Member Abbate, A.9633-B, "AN ACT to amend the retirement and social security law, in relation to deputy sheriffs of the city of New York who are injured in the performance of their duties".**

Sponsors: By Council Member Baez ; also Council Member Monserrate

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0103-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Maltese, Padavan, Velella, Marchi, Spano, Leibell, Skelos, Balboni, Fuschillo, Hannon, Johnson, Lack, Lavallo, Marcellino, Trunzo and Morahan, S.5852-C, and Assembly Member Abbate, A.10373-B, "AN ACT to amend the administrative code of the city of New York, in relation to increasing benefits payable by the police and fire variable supplements funds to pension fund beneficiaries".**

Sponsors: By Council Member Baez ; also Council Members Addabbo Jr. and Monserrate

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

SLR 0104-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Skelos, S.6840, and Assembly Member DiNapoli, et al, A.10541, "AN ACT to amend the retirement and social security law, in relation to allowing the transfer of membership from the New York city police pension fund to the metropolitan transportation authority police pension fund".**

Sponsors: By Council Member Baez

SLR 0105-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Leibell, S.7272, and Committee on Rules, A.11394, "AN ACT to amend the retirement and social security law and the administrative code of the city of New York, in relation to the establishment of twenty-five year retirement programs for members of the New York city employees' retirement system employed as water supply police; and to amend the retirement and social security law and the general municipal law, in relation to benefits for such members who are injured in the performance of their duties".**

Sponsors: By Council Member Baez ; also Council Member Gioia

Attachments: Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting - July 10, 2002

SLR 0106-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Maltese, Balboni, Hannon, Johnson, Lavalle, Leibell, Marcellino, Marchi, Morahan, Padavan, Spano, Trunzo and Velella, S.6473-B, and Assembly Member Abbate, A.10407-B, "AN ACT to amend the administrative code of the city of New York and the retirement and social security law, in relation to the determination of retirement benefits of certain members of the New York city police pension fund, subchapter two and the New York city department pension fund, subchapter two".**

Sponsors: By Council Member Baez

SLR 0107-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.72-B, and Assembly Members Perry, Jacobs, McLaughlin, P. Rivera, Seddio, Heastie and A. Cohen, et al, A.6337-B, "AN ACT to amend the New York city charter, the vehicle and traffic law and the administrative code of the city of New York, in relation to the environmental control board adjudication of disputes concerning the blocking of a driveway; and providing for the repeal of such provisions upon expiration thereof".**

Sponsors: By Council Member Baez

SLR 0108-2002 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Committee on Rules, S.7772, and Committee on Rules, A.11799, "AN ACT to amend the general municipal law, the administrative code of the city of New York, the retirement and social security law and the education law, in relation to providing special accidental death benefits and accidental death benefits to registered domestic partners of deceased members of the New York city police pension fund, subchapter two, the New York city fire department pension fund, subchapter two, the New York city employees' retirement system, the New York city teachers' retirement system and the board of education retirement system of the city of New York".**

Sponsors: By Council Member Baez ; also Council Members Boyland, Monserrate, Reed, Gerson and Sears

Attachments: Fiscal Impact Statement, Stated Meeting - Hearing Transcript - 6/19, Hearing Transcript

Int 0223-2002 **A Local Law to amend the administrative code of the city of New York, in relation to amending the obligations of owners to provide notice to their tenants for non-emergency repairs.**

Sponsors: By Council Members Brewer, Provenzano, Jackson, Nelson and Sears ; also Council Member Gerson and The Speaker (Quinn)

Int 0224-2002 **A Local Law to amend the New York City charter and the administrative code of the city of New York, in relation to reimbursement for health services provided to persons under the jurisdiction of the department of juvenile justice and the department of correction.**

Sponsors: By Council Members Clarke and Gerson ; also Council Member Stewart

Int 0225-2002 **A Local Law to amend the New York city charter, in relation to the provision of reports that detail the effects of the preliminary budget and the executive budget on the city's youth.**

Sponsors: By Council Members Gerson, Felder and Jackson ; also Council Member Stewart

Int 0226-2002 A Local Law to amend the administrative code of the city of New York, in relation to plating and decking during street openings and excavations.

Sponsors: By Council Members Gerson, Felder, Jackson and Brewer ; also The Speaker (Quinn)

Attachments: Committee Report, Hearing Transcript

Res 0335-2002 Resolution calling upon the New York State Legislature to authorize the City of New York to sell new taxicab medallions conditioned upon their exclusive use with wheelchair-accessible vehicles, or in the alternative, calling upon the State Legislature to authorize the sale of new taxicab medallions and allow the City of New York to impose such condition.

Sponsors: By Council Member Nelson ; also Council Members Gerson and Jackson

Int 0227-2002 A Local Law to amend the New York City charter and the administrative code of the city of New York, in relation to changing the name of the department of public health to the department of health and mental hygiene.

Sponsors: By Council Members Perkins and Felder (by request of the Mayor); also Council Member Stewart

Attachments: Committee Report, Fiscal Impact Statement, Hearing Transcript 7/1, Hearing Transcript - Stated Meeting - July 10, 2002, Local Law

Enactment No: 2002/022

Res 0336-2002 Resolution calling upon the State Legislature to enact Assembly Bill A9912, acknowledging the tragedy of slavery in New York State, and to establish a commemorative day to pay tribute to persons enslaved in this State.

Sponsors: By Council Members Perkins, Barron and Sanders Jr. ; also Council Members Gerson and Stewart

Res 0337-2002 Resolution calling upon the State Legislature to enact Assembly Bill A9286-B, establishing a New York State commission to quantify the debt owed to people of African descent and permitting certain claims and making an appropriation therefor.

Sponsors: By Council Members Perkins, Barron and Sanders Jr. ; also Council Member Stewart

- Int 0228-2002** **A Local Law in relation to a plaza name, Osvaldo Vega Plaza, Borough of Manhattan.**
- Sponsors:** By Council Member Reed
- Attachments:** Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting - July 10, 2002
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- Int 0229-2002** **A Local Law in relation to a street name, Robert Rodriguez Place, Borough of Manhattan.**
- Sponsors:** By Council Member Reed
- Attachments:** Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting - July 10, 2002
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- Res 0338-2002** **Resolution calling upon the President of the United States and the United States Congress to enforce compliance with Executive Order 13170 which increased access to federal contracts for disadvantaged businesses.**
- Sponsors:** By Council Members Seabrook, Jackson and Gennaro ; also Council Member Gerson
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- Int 0230-2002** **A Local Law to amend the administrative code of the city of New York, in relation to increasing the rate of tax on cigarettes.**
- Sponsors:** By Council Member Weprin (by request of the Mayor)
- Attachments:** Committee Report, Local Law, Hearing Transcript 6/21, Hearing Transcript - Stated Meeting 6/21
- Enactment No:** 2002/010
-
- Res 0339-2002** **Resolution to establish that the discount rate for the prepayment of real estate taxes be continued at 2% per annum for Fiscal Year 2003.**
- Sponsors:** By Council Member Weprin ; also Council Member Stewart
- Attachments:** Hearing Transcript 6/21, Hearing Transcript - Stated Meeting 6/21

Res 0340-2002 **Resolution to establish that the interest rate be 18% per annum for Fiscal Year 2003 for non-payment of taxes on real property where the annual tax on the parcel is more than \$2,750 or where, irrespective of the annual tax, the parcel consists of vacant or unimproved land; and for non-payment of charges for work performed pursuant to orders of the Board of Health or Department of Health.**

Sponsors: By Council Member Weprin

Attachments: Hearing Transcript 6/21, Hearing Transcript - Stated Meeting 6/21

Res 0341-2002 **Resolution to establish that the interest rate to be charged for non-payment of taxes on real property where the annual tax on the parcel, other than a parcel that consists of vacant or unimproved land, is not more than \$2,750, be 18% per annum for Fiscal Year 2003 in the case of any such parcel where the real property taxes are held in escrow and paid to the Commissioner of Finance by a mortgage escrow agent; and 9% per annum in the case of all other such parcels.**

Sponsors: By Council Member Weprin ; also Council Member Stewart

Attachments: Hearing Transcript 6/21, Hearing Transcript - Stated Meeting 6/21

Res 0342-2002 **Resolution to establish that the interest rate to be charged for Fiscal Year 2003 for non-payment of water rents and sewer rents be 18% per annum for any parcel where the annual real estate tax is more than \$2,750 or where the real estate taxes are held in escrow and paid to the Commissioner of Finance by a mortgage escrow agent or where the parcel consists of vacant or unimproved land; and 9% per annum in all other cases.**

Sponsors: By Council Member Weprin ; also Council Member Stewart

Attachments: Hearing Transcript 6/21, Hearing Transcript - Stated Meeting 6/21

Res 0343-2002 **Resolution calling upon the New York State legislature to enact legislation to protect persons from discrimination based on actual or perceived sexual orientation and from discrimination based on gender identity, self image, appearance, behavior or expression.**

Sponsors: By Council Members Yassky, The Speaker (Quinn), Reed, Lopez, Gerson and Jackson

- LU 0198-2002** **Uniform land use review procedure application no. C 020547 HAM, an Urban Development Action Area Designation and Project, generally located at 755/765 10th Avenue, and the disposition of such property, Borough of Manhattan, Council District no. 3. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**
- Sponsors:** By Council Member Katz
- Sponsors:** By Council Member Katz
- LU 0199-2002** **Uniform land use review procedure, application no. C 020548 HUM pursuant to §197-c and §197-d of the Charter of the City of New York and §505 of the General Municipal Law concerning the approval of an amendment to the Clinton Urban Renewal Plan, Borough of Manhattan, Council District no. 3.**
- Sponsors:** By Council Member Katz
- Sponsors:** By Council Member Katz
- LU 0200-2002** **Uniform land use review procedure application no. C 020591 HAM, an Urban Development Action Area Designation and Project, located at 225-241 East 118th Street, and the disposition of such property, Borough of Manhattan, Council District no. 8. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**
- Sponsors:** By Council Member Katz
- Sponsors:** By Council Member Katz
- LU 0201-2002** **Uniform land use review procedure application no. C 020177 PPQ, pursuant to §197-c and §197-d of the New York City Charter concerning the disposition of four city-owned properties, located in Community Board 3, Borough of Queens, Council Districts no. 21 and 25. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d(b)(2) of the Charter or called up by vote of the Council pursuant to §197-d(b)(3) of the Charter.**
- Sponsors:** By Council Member Katz
- Sponsors:** By Council Member Katz

LU 0202-2002 **Uniform land use review procedure application no. C 020590 HAK, an Urban Development Action Area Designation and Project, located at 68-84 Harrison Avenue, and the disposition of such property, Borough of Brooklyn, Council District no. 33. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**

Sponsors: By Council Member Katz

Sponsors: By Council Member Katz

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

Whereupon on motion of the Speaker (Council Member Miller), the Public Advocate (Ms. Gotbaum) declared the Meeting to be in recess.