

# THE COUNCIL

STATED MEETING OF

WEDNESDAY, MARCH 12, 2014

## THE COUNCIL

*Minutes of the Proceedings for the  
STATED MEETING*

*of*

Wednesday, March 12, 2014, 1:58 p.m.

The Public Advocate (Ms. James)

*Acting President Pro Tempore and Presiding Officer*

### Council Members

Melissa Mark-Viverito, Speaker

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

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

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

*There were 51 Council Members marked present at this Stated Meeting held in the Council Chambers of City Hall, New York, N.Y.*

### INVOCATION

The Invocation was delivered by Rev. Dr. Karen Daughtry, Pastor of The House Of The Lord Church, 415 Atlantic Avenue, Brooklyn, New York 11217.

*[Editor's Note: The comments before the prayer below refer to a gas explosion that took place in East Harlem during the morning hours of March 12, 2014; also mentioned is the missing Malaysian Airlines Flight MH370 plane that disappeared on March 8, 2014]*

Before we do the Invocation, I'm sure that we all know about the events that happened this morning; two people are dead, other are missing and injured.

Let's just have a moment of silence that we might remember whatever is going on there.

[Moment of Silence]

Thank you.

Giving honor to God this morning and He's the head of my life; thank God for being invited here today to give this Invocation.

I want to pay special tribute to the Speaker

and to the Public Advocate for this auspicious occasion.

We also want to remember the events of the missing plane, those people that we don't know what happened to;

they're somebody's relatives and so we want to remember them this morning

Let us bow our heads -

O God, our help in ages past, our hope for years to come;

Our shelter from the stormy blast and our eternal home;

Most gracious God, first I want to say thank you

on behalf of all of those who are gathered here today.

Thank you for life itself;

Thank you for the many blessings you have bestowed on us;

thank you for food, shelter and raiment; and thank you for the measure of health

that we enjoy which enables us to fulfill our callings;

thank you for meaningful family, friends and for all of the bountiful blessings;

thank you for giving us creative minds and for the ability

to make decisions that will affect this society in which we live;

thank you for the opportunity to be involved in useful work

and for the honor of bearing appropriate responsibilities.

In the Scripture, you said that you have established governing bodies in order to promote peace, order, and justice,

therefore I pray for our Mayor, for the various levels of city officials, and in particular for this assembled Council.

I'm asking that you would graciously grant them wisdom

to govern amid the conflicting interest and issues of our time.

Grant them a sense of the welfare and the needs of our people;

grant them a keen sense, a keen thirst for justice and righteousness;

grant them confidence to know what's good and fitting;

grant them the ability to work together in harmony

even when there is honest disagreement.

Help them, O God, to strive for all that is within themselves;

to be mindful of your command to remember the widows, the orphans;

help them to be mindful of those that are numbered

among the oppressed, the downtrodden, the left out and the locked out.

Help them to be mindful that God

requires both justice and mercy -Hallelujah;

and help them to make decisions

that will alleviate oppression wherever it is found;

help them to lift up the downtrodden, embrace the locked out and the left out.

I pray for the Agenda set before them today.  
I ask you and I beseech you to give them, without a shadow of a doubt, that things that they will govern on today will benefit those with whom we live and work around in our beloved city; and Lord, at the end of this day and at the end of this day, particularly, With all that's going on, even during these past weeks, give each one of them personal peace in their lives and joy in their task Knowing that you are pleased with their labor

For we ask these blessings and we give these thanks  
in the name of our Creator and let us all say  
Amen, Amen, Amen.

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

#### ADOPTION OF MINUTES

On behalf of Council Member Mendez, the Public Advocate (Ms. James) moved that the Minutes of the Stated Meetings of January 8 (Charter), January 22 (Recessed Meeting), January 22 and February 4, 2014 be adopted as printed.

#### MESSAGES & PAPERS FROM THE MAYOR

M-35

**Communication from the Mayor - Submitting the name of Meera Joshi to the Council for its advice and consent regarding her appointment as a member of the New York City Taxi and Limousine Commission, Pursuant to Sections 31 and 2301 of the City Charter.**

March 7, 2014

The Honorable Melissa Mark-Viverito  
Council Speaker  
City Hall  
New York, NY 10007

Dear Speaker Mark-Viverito:

Pursuant to Sections 31 and 2301 of the City Charter, I am pleased to present the name of Meera Joshi to the City Council for advice and consent regarding her appointment as a member of the New York City Taxi and Limousine Commission.

When appointed to the Commission, Ms. Joshi will fill a vacancy and serve for the remainder of a seven-year term that began on February 1, 2010 and will expire on January 31, 2017.

I am grateful to the City Council for considering this nomination.

Sincerely,

Bill de Blasio  
Mayor

Referred to the Committee on Rules, Privileges and Elections.

#### LAND USE CALL UPS

M-36

By the Chair of the Land Use Committee Council Member Greenfield:

**Pursuant to Rule 11.20(c) of the Council Rules and Section 197-d (b)(3) of the New York City Charter and Section 62-822(a) of the New York City Zoning Resolution, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Review Procedure (ULURP) application nos. C 140132 ZSK, C 140133 ZSK, C 140134 ZSK, C 140135 ZSK and non-ULURP Application no. C 140136 ZAK shall be subject to Council review. These items are related to Application no. N 140131 ZRK which is subject to Council review pursuant to Section 197-d of the New York City Charter.**

Coupled on Roll Call.

#### LAND USE CALL UP VOTE

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

**Affirmative** – Arroyo, Barron, Cabrera, Chin, Cohen, Constantinides, Cornegy, Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras, Garodnick, Gentile, Gibson, Greenfield, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Matteo, Mealy, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Weprin, Williams, Wills, Ignizio, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **51**.

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

#### REPORTS OF THE STANDING COMMITTEES

##### Reports of the Committee on Finance

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

Report for Res. No. 109

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

The Committee on Finance, to which the annexed resolution was referred on March 12, 2014, respectfully

#### REPORTS:

Introduction. The Council of the City of New York (the "Council") annually adopts the City's budget covering expenditures other than for capital projects (the "expense budget") pursuant to Section 254 of the Charter. On June 27, 2013, the Council adopted the expense budget for fiscal year 2014 with various programs and initiatives (the "Fiscal 2014 Expense Budget"). On June 28, 2012, the Council adopted the expense budget for fiscal year 2013 with various programs and initiatives (the "Fiscal 2013 Expense Budget").

Analysis. This Resolution, dated March 12, 2014, approves new designations and changes in the designation of certain organizations receiving local, aging, and youth discretionary funding in accordance with the Fiscal 2014 and Fiscal 2013 Expense Budgets, and approves the new designations and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in such budgets, and amends the description for the Description/Scope of Services of certain organizations receiving local, aging and youth discretionary funding in accordance with the Fiscal 2014 and Fiscal 2013 Expense Budgets.

In an effort to continue to make the budget process more transparent, the Council is providing a list setting forth new designations and/or changes in the designation of certain organizations receiving local, aging, and youth discretionary funding, as well as new designations and/or changes in the designation of certain organizations to receive funding pursuant to certain initiatives in the Fiscal 2014 and Fiscal 2013 Expense Budgets.

This resolution sets forth new designations and specific changes in the designation of certain organizations receiving local initiative funding pursuant to the Fiscal 2014 Expense Budget, as described in Chart 1; sets forth new designations and changes in the designation of youth discretionary funding pursuant to the Fiscal 2014 Expense Budget, as described in Chart 2; sets forth new designations and changes in the designation of aging discretionary funding pursuant to the Fiscal 2014 Expense Budget, as described in Chart 3; sets forth the new designations and changes in the designation of certain organizations that will receive funding pursuant to certain initiatives in the Fiscal 2014 Expense Budget, as described in Charts 4-7; sets forth new designations and specific changes in the designation of certain organizations receiving local initiative funding pursuant to the Fiscal 2013 Expense Budget, as described in Chart 8; sets forth new designations and specific changes in the

designation of certain organizations receiving youth discretionary funding pursuant to the Fiscal 2013 Expense Budget, as described in Chart 9; amends the description for the Description/Scope of Services for certain organizations receiving local, aging, youth, and initiative discretionary funding pursuant to the Fiscal 2014 Expense Budget as described in Chart 10; and amends the description for the Description/Scope of

Services for certain organizations receiving local, aging, youth, and initiative discretionary funding pursuant to the Fiscal 2013 Expense Budget as described in Chart 11.

The charts, attached to the Resolution, contain the following information: name of the council member(s) designating the organization to receive funding or name of the initiative, as set forth in Adjustments Summary/Schedule C/ Fiscal 2014 Expense Budget, dated June 27, 2013, and Adjustments Summary/Schedule C/ Fiscal 2013 Expense Budget, dated June 28, 2012.

Specifically, Chart 1 sets forth the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2014 Expense Budget.

Chart 2 sets forth the new designation and changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2014 Expense Budget.

Chart 3 sets forth the new designation and changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2014 Expense Budget.

Chart 4 sets forth the new designation and changes in the designation of a certain organization receiving funding pursuant to the Cultural After School Adventure Initiative in accordance with the Fiscal 2014 Expense Budget.

Chart 5 sets forth the new designation and changes in the designation of a certain organization receiving funding pursuant to Food Pantries Initiative in accordance with the Fiscal 2014 Expense Budget.

Chart 6 sets forth the new designation and changes in the designation of certain organizations receiving funding pursuant to the HIV Prevention – Evidence-Based Behavioral Interventions Initiative in accordance with the Fiscal 2014 Expense Budget.

Chart 7 sets forth the new designation and changes in the designation of certain organizations receiving funding pursuant to the Infant Mortality Initiative in accordance with the Fiscal 2014 Expense Budget.

Chart 8 sets forth the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2013 Expense Budget.

Chart 9 sets forth the new designation and changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2013 Expense Budget.

Chart 10 amends the description for the Description/Scope of Services for certain organizations receiving local, aging, youth and initiative discretionary funding in accordance with the Fiscal 2014 Expense Budget.

Chart 11 amends the description for the Description/Scope of Services for certain organizations receiving local and aging discretionary funding in accordance with the Fiscal 2013 Expense Budget.

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

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

Description of Above-captioned Resolution. In the above-captioned Resolution, the Council would approve the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2014 and 2013 Expense Budgets. Such Resolution would take effect as of the date of adoption.

*Accordingly, this Committee recommends its adoption.*

**(The following is the text of Res. No. 109:)**

Res. No. 109

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

By Council Member Ferreras.

**Whereas,** On June 27, 2013 the Council of the City of New York (the “City Council”) adopted the expense budget for fiscal year 2014 with various programs and initiatives (the “Fiscal 2014 Expense Budget”); and

**Whereas,** The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving the new

designation and changes in the designation of certain organizations receiving local, aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

**Whereas,** The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving new Description/Scope of Services for certain organizations receiving local, aging, and youth discretionary funding; and

**Whereas,** On June 28, 2012 the Council of the City of New York (the “City Council”) adopted the expense budget for fiscal year 2013 with various programs and initiatives (the “Fiscal 2013 Expense Budget”); and

**Whereas,** The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving the new designation and changes in the designation of certain organizations receiving local, aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

**Whereas,** The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2013 Expense Budget by approving new Description/Scope of Services for certain organizations receiving local and aging discretionary funding; now therefore be it

**Resolved,** That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 1; and be it further

**Resolved,** That the City Council approves the new designation and changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 2; and be it further

**Resolved,** That the City Council approves the new designation and changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 3; and be it further

**Resolved,** That the City Council approves the new designation and changes in the designation of a certain organization receiving funding pursuant to the Cultural After School Adventure Initiative in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 4; and be it further

**Resolved,** That the City Council approves the new designation and changes in the designation of a certain organization receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 5; and be it further

**Resolved,** That the City Council approves the new designation and changes in the designation of certain organizations receiving funding pursuant to HIV Prevention – Evidence-Based Behavioral Interventions Initiative in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 6; and be it further

**Resolved,** That the City Council approves the new designation and changes in the designation of certain organizations receiving funding pursuant to the Infant Mortality Initiative in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 7; and be it further

**Resolved,** That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2013 Expense Budget, as set forth in Chart 8; and be it further

**Resolved,** That the City Council approves the new designation and changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2013 Expense Budget, as set forth in Chart 9; and be it further

**Resolved,** That the City Council approves the new Description/Scope of Services for certain organizations receiving local, aging, and youth discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 10; and be it further

**Resolved,** That the City Council approves the new Description/Scope of Services for certain organizations receiving local and aging discretionary funding in accordance with the Fiscal 2013 Expense Budget, as set forth in Chart 11.



CHART 4: Cultural After School Adventure Initiative - Fiscal 2014

Member	Organization	EIN Number	Agency	Amount	Agy #	UJA *
Koo	Godwin Tembach Museum	11-6080521	DCLA	(\$20,000.00)	126	003
Koo	Queens College Foundation - Godwin Tembach Museum	11-6080521	DCLA	\$20,000.00	126	003

\* Indicates pending completion of pre-qualification review.

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

CHART 5: DYCD Food Pantries - Fiscal 2014

Member	Organization	EIN Number	Agency	Amount	Agy #	UJA *
Brooklyn	St. Mark Church Sheepshead Bay Food Pantry	11-1694941	DYCD	(\$11,250.00)	260	005
Brooklyn	St. Mark Church Sheepshead Bay Food Pantry	11-2202247	DYCD	\$11,250.00	260	005

\* Indicates pending completion of pre-qualification review.

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

CHART 6: HIV Prevention - Evidence-Based Behavioral Interventions - Fiscal 2014

Member	Organization	EIN Number	Agency	Amount	Agy #	UJA *
Sunset Park Family Health Center, Inc.		20-2508411	DOHMH	(\$84,062.00)	816	112
Sunset Park Health Council, Inc. dba Lutheran Family Health Centers		20-2508411	DOHMH	\$84,062.00	816	112

\* Indicates pending completion of pre-qualification review.

CHART 7: Infant Mortality Initiative - Fiscal 2014

Member	Organization	EIN Number	Agency	Amount	Agy #	UJA *
Sunset Park Health Council dba Lutheran Family Health Centers		11-1839567	DOHMH	(\$22,320.42)	816	113
Sunset Park Health Council dba Lutheran Family Health Centers		20-2508411	DOHMH	\$22,320.42	816	113

\* Indicates pending completion of pre-qualification review.

CHART 8: Local Initiatives - Fiscal 2013

Member	Organization	EIN Number	Agency	Amount	Agy #	UA	Fiscal Conduit/Sponsoring Organization	Conduit EIN *
Vann	Paul J Cooper Center For Human Services	11-2245967	O.C.I.C	(\$7,000.00)	098	002		
Vann	Center for NUL Leadership on Urban Solutions	45-4988344	O.C.I.C	\$7,000.00	098	002		
Wegrin	South Asian Council for Social Services	11-3232920	DYCD	(\$5,000.00)	280	005		
Wegrin	South Asian Council for Social Services	11-3832920	DYCD	\$5,000.00	280	005		

\* Indicates pending completion of pre-qualification review.

CHART 9: Youth Initiatives - Fiscal 2013

Member	Organization	EIN Number	Agency	Amount	Agy #	UA	Fiscal Conduit/Sponsoring Organization	Conduit EIN *
Williams	Paul J Cooper Center For Human Services	11-2245967	DYCD	(\$6,214.00)	280	312		
Williams	Center for NUL Leadership on Urban Solutions	45-4988344	DYCD	\$6,214.00	280	312		
Vivierlo	Paul J Cooper Center For Human Services	11-2245967	DYCD	(\$5,000.00)	280	312		
Vivierlo	Center for NUL Leadership on Urban Solutions	45-4988344	DYCD	\$5,000.00	280	312		

\* Indicates pending completion of pre-qualification review.

CHART 10: Purpose of Funds Changes - Fiscal 2014 (Continued)

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds
Local	Chin	Downtown Community Television Center, Inc.	13-2742777	DYCD	(\$3,500.00)	DCTV is requesting support for a series of evening public film screenings at the Downtown Community Television Center, Inc.
Local	Chin	Downtown Community Television Center, Inc.	13-2742777	DYCD	\$3,500.00	To support a Therapeutic and Recreational Summer Camp Program at PS 146 for children ages 5 to 12 with emotional and behavioral challenges. This funding will also support an art-making initiative in East Harlem.
Local	Vivierlo	Union Settlement Association	13-1825230	DYCD	(\$1,000.00)	To support Therapeutic and Recreational Summer Camp Program at PS 146 for children ages 5 to 12 with emotional and behavioral challenges. This funding will also support the work of the East Harlem Homeless LGBT Taskforce.
Local	Vivierlo	Union Settlement Association	13-1825230	DYCD	\$1,000.00	To host an annual parade in the Bronx.
Local	Cabrera	Mi Primo Herencia	20-029246	DYCD	(\$10,000.00)	To support the Puerto Rican Day Parade in the Bronx. The parade is the largest and most vibrant cultural celebration in the Bronx which includes but is not limited to: the improvement and advancement of our culture, the arts, the coordination of various musical productions and community events, and the promotion of Puerto Rican heritage.
Local	Cabrera	Mi Primo Herencia	20-029246	DYCD	\$10,000.00	To support the Puerto Rican Day Parade in the Bronx. The parade is the largest and most vibrant cultural celebration in the Bronx which includes but is not limited to: the improvement and advancement of our culture, the arts, the coordination of various musical productions and community events, and the promotion of Puerto Rican heritage.
Local	Wills	Morris Brown Helping Hand New York, Ltd.	46-1869303	DYCD	(\$7,000.00)	To support the Soap Kitchen and Food Party's lower level facility by 5,000 sq. feet to include a computer lab and library.
Local	Wills	Morris Brown Helping Hand New York, Ltd.	46-1869303	DYCD	\$7,000.00	To support the Soap Kitchen and Food Party's lower level facility by 5,000 sq. feet to include a computer lab and library.
Youth	Wills	Amity Baptist Church	11-2014198	DYCD	(\$5,000.00)	Funding will support the cost of running the soap kitchen/party.
Youth	Wills	Amity Baptist Church	11-2014198	DYCD	\$5,000.00	To provide the Summer Exposure Program and Day Camp by providing stipends to participants aged 13-15 and staff as well as arts and crafts.
Aging	Gardnick	Carnegie Hall Corporation	13-1928296	DFTA	(\$5,000.00)	Funding will support the cost of running the soap kitchen/party.
Aging	Gardnick	Carnegie Hall Corporation	13-1928296	DFTA	\$5,000.00	To provide the Summer Exposure Program and Day Camp by providing stipends to participants aged 13-15 and staff as well as arts and crafts.
Local	Gardnick	Seventh Regiment Armory Conservancy, Inc. dba. Park Avenue Armory	13-096800	DCLA	(\$3,500.00)	Funding will support the Seventh Regiment Armory's ongoing neighborhood beautification and maintenance program in collaboration with the Doe Fund.
Local	Gardnick	Seventh Regiment Armory Conservancy, Inc. dba. Park Avenue Armory	13-096800	DCLA	\$3,500.00	Funding will support the Seventh Regiment Armory's ongoing neighborhood beautification and maintenance program in collaboration with the Doe Fund.
Local	Comrie	Museum of Jewish Heritage	13-3376265	DYCD	(\$3,500.00)	Funding will support the Seventh Regiment Armory's ongoing neighborhood beautification and maintenance program in collaboration with the Doe Fund.
Local	Comrie	Museum of Jewish Heritage	13-3376265	DYCD	\$3,500.00	Funding will support the Seventh Regiment Armory's ongoing neighborhood beautification and maintenance program in collaboration with the Doe Fund.

\* Indicates pending completion of pre-qualification review.

CHART 10: Purpose of Funds Changes - Fiscal 2014

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds
Local	Wills	American Bangali Hindu Foundation, Inc	28-0741506	DYCD	(\$3,500.00)	To teach children music, how to play instruments, the arts, help immigrants with their language skills, and to teach the Bengali language (read and write).
Local	Wills	American Bangali Hindu Foundation, Inc	28-0741506	DYCD	\$3,500.00	To support programmatic cost for Language Training.
Local	Wills	Federation of Hindu Mandals USA Inc.	11-3278818	DYCD	(\$5,000.00)	To support the Hindu Women's Forum, Hindu Youth Forum, and the Mahatma Mahatma Gandhi Peace March.
Local	Wills	Federation of Hindu Mandals USA Inc.	11-3278818	DYCD	\$5,000.00	To support the Hindu Women's Forum, Hindu Youth Forum, and the Mahatma Mahatma Gandhi Peace March.
Local	Wills	No Doubt, Inc.	04-3668397	DYCD	(\$7,000.00)	To provide Leadership and Character Development workshops, academic counseling, and entrepreneurial training to the public. Funding to cover the costs of events, speakers, program instructions, equipment, utilities, space rental, and office supplies.
Local	Wills	No Doubt, Inc.	04-3668397	DYCD	\$7,000.00	To support programmatic costs for Leadership and Character Development workshops, academic counseling, and entrepreneurial training to the public. Funding to cover the costs of events, speakers, program instructions, equipment, utilities, space rental, and office supplies.
Local	Wills	NURJU-ISLAM	03-0417877	DYCD	(\$5,000.00)	To provide meals for the poor and needy.
Local	Wills	NURJU-ISLAM	03-0417877	DYCD	\$5,000.00	To provide meals for the poor and needy.
Local	Wills	Amity Baptist Church	11-2014198	DYCD	(\$20,000.00)	To offset cost for summer food program for the needy.
Local	Wills	Amity Baptist Church	11-2014198	DYCD	\$20,000.00	To provide stipends to participants and staff of the Summer Exposure Program for young people ages 13-15. Also to provide snacks and arts and crafts for the Day Camp for ages 6-15.
Local	Wills	Amity Baptist Church	11-2014198	DYCD	\$20,000.00	To offset programmatic costs for Summer and Day Camp Program including stipends to participants.
Youth	Gennaro	Young Israel of Kew Gardens Hills	11-1948880	DYCD	(\$10,000.00)	Funding will be used to pay for the salary of the Young Israel of Kew Gardens Hills Youth Department Director.
Youth	Gennaro	Young Israel of Kew Gardens Hills	11-1948880	DYCD	\$10,000.00	Funding will be used to pay for the salary of the Young Israel of Kew Gardens Hills Youth Department Director.
Local	Fidler	Bergen Basin Community Development Corporation dba Millennium Development	11-1948880	DYCD	(\$140,000.00)	To operate community programs for older adults at 22 satellite sites that meet throughout southern Brooklyn, providing a range of services including health and wellness programs, nutritional workshops and healthy eating alternatives and social activities.
Local	Fidler	Bergen Basin Community Development Corporation dba Millennium Development	11-1948880	DYCD	\$140,000.00	Funding will be used for youth and community programming including the operation of various sports clinics, recreational center activities, events and intergenerational services to the elderly.
Youth	King	National Council of Negro Women, Inc.	91-1917517	DYCD	(\$4,000.00)	The specific program is a college preparatory program targeting youth between the ages of 14-18 to prepare them for the PSAT and ACT examinations. The funds will be used for Consultants/teachers, computer equipment such as a computer, a computer car, a projector and teaching equipment. The program is being offered for the first time so the funds are also being used for more books and supplies towards this change.
Youth	King	National Council of Negro Women, Inc.	91-1917517	DYCD	\$4,000.00	The specific program is a college preparatory program targeting youth between the ages of 14-18 to prepare them for the PSAT and ACT examinations. The funds will be used for Consultants/teachers, computer equipment such as a computer, a computer car, a projector and teaching equipment. The program is being offered for the first time so the funds are also being used for more books and supplies towards this change.

\* Indicates pending completion of pre-qualification review.

CHART 10: Purpose of Funds Changes - Fiscal 2014 (Continued)

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds
Local	Fidler	Bergen Basic Community Development Corporation aka Millennium Development	11-3199040	DYCD	(\$14,000.00)	To operate community programs for older adults at 22 satellite sites that meet the needs of the community. Funds will be used for: wellness programs, nutritional workshops and healthy eating alternatives and social activities.
Local	Fidler	Bergen Basin Community Development Corporation aka Millennium Development	11-3199040	DYCD	\$14,000.00	Funds will be used for youth and community programming including the operation of professional center activities, events and intergenerational services to the elderly.
Youth	Eugene	Relay Cultural Arts Academy, Inc.	11-3027538	DYCD	(\$6,000.00)	To provide services for youth of african descent to assist them in dealing with poverty, violence, drug abuse, immigration issues, drug abuse and domestic violence.
Youth	Eugene	Relay Cultural Arts Academy, Inc.	11-3027538	DYCD	\$6,000.00	The Rites of Passage after-school program to serve youth between the ages of 8 and 21 that provides intensive programming and mentoring, African values, cultural awareness and global community, financial education and asset building.
Local	Eugene	South Brooklyn Community Emergency Response Team (CERT)	87-0788980	OEM	(\$4,000.00)	Funds are to purchase communication equipment to CERT. Can keep track of any emergency events in the community. Funds will be used for: medical supplies and emergency food to feed the team during prolonged operations and possible to feed the elderly and inform in the community district.
Local	Eugene	South Brooklyn Community Emergency Response Team (CERT)	87-0788980	OEM	\$4,000.00	Funding to maintain its Domestic Violence Services at current levels, supporting the program. Funds will be used for: medical supplies and emergency food to feed the team during prolonged operations and possible to feed the elderly and inform in the community district.
Local	CC	Greenhope Services for Women	13-2813350	DYCD	(\$50,000.00)	To fund a program to increase Program to assist formerly incarcerated women and their children with the mission of child care and supervision services. Our Philip Reed Child Development Center will provide structured child care, individualized education, parental consultations, meals, family services, and job training. Funds will be used for: program materials, staff salaries, and other program expenses.
Local	Levin	Brooklyn Heights Association Inc.	11-1594005	DPR	(\$3,500.00)	To support the work of the Promenade Garden Conservancy. Funds will be used to help underwrite the gardener's compensation, to purchase plant material, and to develop print and on-line materials.
Local	Levin	Brooklyn Heights Association Inc.	11-1594005	DPR	\$3,500.00	To support the work of the Promenade Garden Conservancy. Funds will be used to help underwrite the gardener's compensation, to purchase plant material, and to develop print and on-line materials.
Local	Levin	Outreach Project	11-2518292	DYCD	(\$8,000.00)	Our Greenpoint unit, a fully-integrated trilingual (English, Spanish, and Polish) facility, supports a highly trained multidisciplinary treatment team that provides critical services funding from the Council would support a part time Training and Outreach Coordinator.
Local	Levin	Outreach Project	11-2518292	DYCD	\$8,000.00	Our Greenpoint unit, a fully-integrated trilingual (English, Spanish, and Polish) facility, supports a highly trained multidisciplinary treatment team that provides critical services funding from the Council would support a part time Training and Outreach Coordinator.

\* Indicates pending completion of pre-qualification review.

CHART 10: Purpose of Funds Changes - Fiscal 2014 (Continued)

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds
Boro	Rose	Daughters of Africa, Inc.	13-4175519	DYCD	(\$5,000.00)	To support Daughters of Africa, providing youth with workshops on bullying and police interactions.
Boro	Rose	Daughters of Africa, Inc.	13-4175519	DYCD	\$5,000.00	Daughters of Africa aids in the efficient use of existing services to help young people become positive role models. It also works on the development of the next generation of leadership through its various programs. Funds will be used for: program materials, staff salaries, and other program expenses.
Local	Rose	Peace Action Fund of New York State, Inc.	010865806	DYCD	(\$5,000.00)	To support a student chapter at the College of Staten Island and to support Staten Island activities, including anti-gun violence programs and an annual Make Food Not War dinner.
Local	Rose	Peace Action Fund of New York State, Inc.	010865806	DYCD	\$5,000.00	Funds will be used to develop a student chapter at the College of Staten Island and to support Staten Island activities, including anti-gun violence programs and an annual Make Food Not War dinner.
Aging	Cabrera	Kittay House Jewish Home Lifecare Inc.	13-2919576	DFTA	(\$5,000.00)	To provide the residents of Kittay House 5 256 apartments activities on and off-site throughout the year, including a choir commemorating Dr. Martin Luther King, Jr., a Hispanic Heritage celebration, classes, concerts, museum visits, and off-site activities.
Aging	Cabrera	Kittay House Jewish Home Lifecare Inc.	13-2919576	DFTA	\$5,000.00	To provide the residents of Kittay House 5 256 apartments activities on and off-site throughout the year, including a choir commemorating Dr. Martin Luther King, Jr., a Hispanic Heritage celebration, classes, concerts, museum visits, and off-site activities.
Local	Eugene	CAMBA, Inc.	11-2480338	DYCD	(\$4,000.00)	To provide for the Infant Mortality Reduction initiative that does outreach concerning preconception, pregnancy assistance, developmental issues and child abuse and neglect.
Local	Eugene	CAMBA, Inc.	11-2480338	DYCD	\$4,000.00	Funds will be used to support Community Development and will provide programming for sanitation receptacles & supplies, economic development, and community gardening.
Local	Barron	United Community Centers	11-1950787	DYCD	(\$100,000.00)	UCC will provide free immigration legal services, expanding existing services, as well as provide English language classes, focusing on language and literacy workplace skills.
Local	Barron	United Community Centers	11-1950787	DYCD	\$100,000.00	Funding will be used to improve UCC's immigration assistance services by creating a free immigration clinic, to expand its offerings of Civics classes, and to conduct community-wide outreach to increase the reach of its services. The funding will also be used to implement a SH Prep and College Readiness program targeted to the immigrant community.
Local	Fidler	New Way Circus Center, Inc.	11-3271965	DYCD	(\$3,000.00)	To support curriculum based theater field trips for students in Council District 4E.
Local	Fidler	New Way Circus Center, Inc.	11-3271965	DYCD	\$3,000.00	Fund be used for services performed for the CSO by the World Famous Harlem Wizard Basketball Game Show. The award funding will be used to cover artists payments for 2 show dates: 7.15.13 and 7.16.13

\* Indicates pending completion of pre-qualification review.

CHART 10: Purpose of Funds Changes - Fiscal 2014 (Continued)

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds
Local	Greenfield	American Friends of Chasidai Lev	20-3033966	DYCD	(\$5,000.00)	Funds will support Holiday Food Program. The program helps provide food to seniors and under-served seniors during the holiday seasons. In this case, funds will be used for food and supplies for the program. Funds will be used to support the organization's food program. Specifically, it will fund the purchase of food and supplies for the program. Funds will be used to support the organization's food program. Specifically, it will fund the purchase of food and supplies for the program.
Local	Greenfield	American Friends of Chasidai Lev	20-3033966	DYCD	\$5,000.00	Funds will support the organization's food program. Specifically, it will fund the purchase of food and supplies for the program. Funds will be used to support the organization's food program. Specifically, it will fund the purchase of food and supplies for the program.
Local	Greenfield	Department of Transportation	13-4004934	DOT	(\$5,000.00)	Funds will be used for administrative office costs that will enable us to streamline our programs and services.
Local	Greenfield	Department of Transportation	13-4004934	DOT	\$5,000.00	Funds will be used for administrative office costs that will enable us to streamline our programs and services.
Youth	Greenfield	Mekind	55-8070419	DYCD	(\$15,000.00)	The funds will be used for safety education as well as providing free bike helmet fittings to adults and children.
Youth	Greenfield	Mekind	55-8070419	DYCD	\$15,000.00	Funding used for: snacks, parties, trips, gifts, and other services for the sick patient and support and stress relief. Funds will also be used to train volunteers.
Youth	Greenfield	Civil Aid Services, Inc.	20-3025823	DYCD	(\$3,500.00)	Funds will be used to provide uniforms and CPR/first-aid training to our members.
Youth	Greenfield	Civil Aid Services, Inc.	20-3025823	DYCD	\$3,500.00	Funds will be used to provide uniforms and CPR/first-aid training to our members.
Local	Greenfield	Congregation Bnei Yosef	11-1994182	DFTA	(\$10,000.00)	Funds are used to provide nutritious food to people who visit the facility on a daily basis. Funds will be used to provide nutritious food to people who visit the facility on a daily basis.
Local	Greenfield	Congregation Bnei Yosef	11-1994182	DFTA	\$10,000.00	Funds are used to provide nutritious food to people who visit the facility on a daily basis. Funds will be used to provide nutritious food to people who visit the facility on a daily basis.
Local	Vicco	Catholic Widows and Widowers of the Bronx	13-3715149	DYCD	(\$1,000.00)	To provide funds for widows and widowers to meet with each other and socialize and adjust to single life.
Local	Vicco	Catholic Widows and Widowers of the Bronx	13-3715149	DYCD	\$1,000.00	To provide funds for widows and widowers to meet with each other and socialize and adjust to single life.
Local	Vicco	Chester Civic Improvement Association	13-3906592	DYCD	(\$5,000.00)	To offset civic meeting costs, mailings, newsletters, and insurance costs.
Local	Vicco	Chester Civic Improvement Association	13-3906592	DYCD	\$5,000.00	To offset civic meeting costs, mailings, newsletters, and insurance costs.
Youth	Gentile	Learn My History, Inc.	20-2794552	DYCD	(\$1,000.00)	To provide mentorship, presentations and performances by volunteers from the organization, business and entertainment world, for middle and high school students.
Youth	Gentile	Learn My History, Inc.	20-2794552	DYCD	\$1,000.00	To provide mentorship, presentations and performances by volunteers from the organization, business and entertainment world, for middle and high school students.
Local	Gentile	HS of Telecommunication Arts & Technology	13-4004934	DOE	(\$1,000.00)	To support the activities of the public high school's Parent Teacher Association as they host the school for both students and their parents and guardians.
Local	Gentile	HS of Telecommunication Arts & Technology	13-4004934	DOE	\$1,000.00	To support the activities of the public high school's Parent Teacher Association as they host the school for both students and their parents and guardians.
Local	Gentile	New Utrecht High School	13-4004934	DOE	(\$1,000.00)	To support PTA activities to benefit both children and parents, including the purchase of supplies for the school.
Local	Gentile	New Utrecht High School	13-4004934	DOE	\$1,000.00	To support PTA activities to benefit both children and parents, including the purchase of supplies for the school.

\* Indicates pending completion of pre-qualification review.

CHART 11: Purpose of Funds Changes - Fiscal 2013

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds
Local	Wills	New Jerusalem Community Development Corp.	20-4172472	DYCD	(\$9,000.00)	To support the food pantry program which currently serves seniors and community residents in District 28. The program is open to the community two days per week.
Local	Wills	New Jerusalem Community Development Corp.	20-4172472	DYCD	\$9,000.00	To support the food pantry program which currently serves seniors and community residents in District 28. The program is open to the community two days per week.
Aging	Greenfield	St. Athanasius Golden Age Club	11-639837	DFTA	(\$15,250.00)	The funding will cover the costs for the catered meals, refreshments and tips for seniors.
Aging	Greenfield	St. Athanasius Golden Age Club	11-639837	DFTA	\$15,250.00	The funding will cover the costs for the catered meals, refreshments and tips for seniors.
Local	Greenfield	St. Athanasius Golden Age Club	11-639837	DFTA	(\$4,750.00)	Funds will be used to provide congregants luncheons to seniors as well as tips to NYC cultural institutions, exposing seniors to events that honor their heritages.
Local	Greenfield	St. Athanasius Golden Age Club	11-639837	DFTA	\$4,750.00	Funds will be used to provide congregants luncheons to seniors as well as tips to NYC cultural institutions, exposing seniors to events that honor their heritages.

\* Indicates pending completion of pre-qualification review.

JULISSA FERRERAS, Chairperson; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, VINCENT M. IGNIZIO; Committee on Finance, March 12, 2014.

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

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

Report for L.U. No. 25

**Report of the Committee on Finance in favor of approving Section 202 Supportive Housing Program For The Elderly, Artsbridge Senior Housing 1446-1458 Plimpton Avenue & 1416-1426 Edward L. Grant Highway, Bronx, Blocks 2874, Lots 3, 6, 8, 10 & 27, Bronx, Community District No. 4, Council District No. 16.**

The Committee on Finance, to which the annexed resolution was referred on March 12, 2014, respectfully

#### REPORTS:

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

March 12, 2014

TO: Hon. Julissa Ferreras  
Chair, Finance Committee

Members of the Finance Committee

FROM: Sarah Gastelum, Finance Division

RE: Finance Committee Agenda of March 12, 2014- Resolution approving a tax exemption for two Land Use Items (Council District 16).

1600 Sedgwick Avenue (Block 2880, Lot 29) consists of one multi-family residential building with 383 units of rental housing for persons and families of low income. Riverview Redevelopment Company, L.P. ("Company"), a limited partnership formed pursuant to Article V of the Private Housing Finance Law ("PHFL"), will be the beneficial owner and will operate the Exemption Area. Upon dissolution of the current Owner, any future owner will become the fee owner of the Exemption Area. The Company developed the project under Section 221(d)(3) Below Market Interest Rate Program with affordable housing financing and operating subsidies from the United States Department of Housing and Urban Development ("HUD Mortgage") and tax exemption from the City.

On January 14, 1971 (Cal. No. 239), June 17, 1971 (Cal. No. 377), March 9, 1972 (Cal. No. 231), September 14, 1972 (Cal. No. 420) and December 19, 1974 (Cal. No. 189), the Board of Estimate approved a tax exemption pursuant to Section 125(1)(a) of the Private Housing Tax Law for a forty-year period ("Original Exemption"). In 2009, the Company prepaid the HUD Mortgage. In 2012, the Company and HPD entered into an Amended and Restated Redevelopment Agreement to reflect changes in the status of the Exemption Area since the original Redevelopment Agreement was executed in 1972 and amended in 1975. The Exemption Area currently receives a partial exemption from real property taxation pursuant to Section 33 of the Private Housing Finance Law. This partial exemption will expire once the Exemption Area is no longer owned or operated by a Redevelopment Company pursuant to Article V of the PHFL. In order to maintain the Exemption Area as affordable housing, HPD is requesting an additional 40 year tax exemption pursuant to Section 125(1)(a-3) of the PHFL.

This item has the approval of Council Member Gibson.

Artsbridge Senior Housing (Block 2874, Lots 3, 6, 8, 10 & 27) in the Bronx consists of one multi-family building with 61 units of rental housing for elderly persons of low income, and approximately 22,557 square feet of community facility space. The proposed project is comprised of four City-owned properties and one privately owned property that the Department of Housing Preservation and Development

("HPD") will acquire and then dispose of to a qualified and eligible sponsor designated by HPD ("Sponsor"). Sponsor will then convey the Acquisition Area to Artsbridge Housing Development Fund Corporation ("HDFC") who will construct the project, consisting of one, new 7-story elevator building, a community facility, accessory parking, and adjacent open space, under the Section 202 Supportive Housing Program for the Elderly. The project will receive financing and operating subsidies from the United States Department of Housing and Urban Development ("HUD") and eligible tenants will receive Section 8 rental assistance. On February 4, 2014 (Res. No. 41), the Council approved a designation of the Project Area as an urban development action area project, pursuant to Section 691, 693 and 694 of the General Municipal Law. In addition, the HDFC and HPD will enter into a Regulatory Agreement establishing certain controls upon the operation of the exemption area. In order to facilitate the project, HPD respectfully requests that the Council approve, pursuant to Section 422 of the Private Housing Finance Law ("PHFL"), a 40 year, partial tax exemption from real property taxation.

This item has the approval of Council Member Gibson.

**(For text of the coupled resolution for LU No. 26, please see the Report of the Committee on Finance for LU No. 26 printed in these Minutes; for text of the coupled resolution for LU No. 25, please see below)**

*Accordingly, this Committee recommends the adoption of LU No. 25 and 26.*

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

Res. No. 124

**Resolution approving an exemption from real property taxes for property located at (Block 2874, Lots 3, 6, 8, p/o 10 & 27) the Bronx, pursuant to Section 422 of the Real Property Tax Law (Preconsidered L.U. No 25).**

By Council Member Ferreras.

**WHEREAS**, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council its request dated January 17, 2014 that the Council take the following action regarding a housing project located at (Block 2874, Lots 3, 6, 8, p/o 10 & 27) the Bronx ("Exemption Area"):

Approve a partial exemption of the Project from real property taxes pursuant to Section 422 of the Real Property Tax Law (the "Tax Exemption");

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

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

#### RESOLVED:

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

1. All of the value of the property included in the housing project, including both Disposition Area and improvements, shall be exempt from real property taxes, other than assessments for local improvements, from the date of conveyance of the land to the Sponsor until the date of issuance of the temporary or permanent Certificate of Occupancy for the housing project.

2. All of the value of the property included in the housing project (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxes, other than assessments for local improvements, commencing upon the date of issuance of the temporary or permanent Certificate of Occupancy for the housing project (or, if the housing project is constructed in stages, upon the date of issuance of the temporary or permanent Certificate of Occupancy for each such stage) ("Effective Date") and terminating upon the earlier to occur of (i) the date the HUD mortgage is satisfied, or (ii) a date which is forty (40) years from the Effective Date ("Expiration Date"); provided, however, that the Sponsor shall make an annual real estate tax payment commencing upon the Effective Date and terminating upon the Expiration Date.

3. Commencing upon the Effective Date and during each year thereafter until the Expiration Date, the Sponsor shall make real estate tax payments in the sum of (i) \$45,146, which is ten percent (10%) of the annual shelter rent for the housing project, as determined by HPD in accordance with the formula agreed upon with HUD, plus (ii) an additional amount equal to twenty-five percent (25%) of the



amount by which the total contract rents applicable to the housing project for that year (as adjusted and established pursuant to Section 8 of the United States Housing Act of 1937, as amended) exceed the total contract rents which are authorized as of the Effective Date. Notwithstanding the foregoing, the total annual real estate tax payment by the Sponsor shall not at any time exceed the lesser of either (i) seventeen percent (17%) of the contract rents, or (ii) the amount of real estate taxes that would otherwise be due in the absence of any form of tax exemption or abatement provided by any existing or future local, state, or federal law, rule or regulation.

4. In consideration of such tax exemption, the Sponsor, for so long as the partial tax exemption provided hereunder shall remain in effect, shall waive the benefits, if any, of additional or concurrent real property tax abatement and/or tax exemption which may be authorized under any existing or future local, state, or federal law, rule or regulation.

JULISSA FERRERAS, Chairperson; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, VINCENT M. IGNIZIO; Committee on Finance, March 12, 2014.

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

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

Report for L.U. No. 26

**Report of the Committee on Finance in favor of approving Riverview House, Block 2880, Lot 29, Bronx, Community District No. 5, Council District No. 16.**

The Committee on Finance, to which the annexed resolution was referred on March 12, 2014, respectfully

#### REPORTS:

(For text of report, please see the Report of the Committee on Finance for LU No. 25 printed above in these Minutes)

*Accordingly, this Committee recommends its adoption.*

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

Res. No. 125

**Resolution approving an exemption from real property taxes for property located at (Block 2880, Lot 29) the Bronx, pursuant to Section 125 of the Private Housing Finance Law (Preconsidered L.U. No. 26).**

By Council Member Ferreras.

**WHEREAS**, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council its request dated December 6, 2013 that the Council take the following action regarding a housing project located at (Block 2880, Lot 29) the Bronx ("Exemption Area"):

Approve an exemption of the Project from real property taxes pursuant to Section 125 of the Private Housing Finance Law (the "Tax Exemption");

**WHEREAS**, the project description that HPD provided to the Council states that the owner of the Project (the "Company") is a duly organized redevelopment company under Article V of the Private Housing Finance Law;

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

#### RESOLVED:

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

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

- a) "Company" shall mean Riverview Redevelopment Company, L.P.
- b) "Effective Date" shall mean January 11, 2013.
- c) "Exemption" shall mean the exemption from real property taxation provided hereunder.
- d) "Exemption Area" shall mean the real property located in the Borough of Bronx, City and State of New York, identified as Block 2880, Lot 29 on the Tax Map of the City of New York.
- e) "Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, (iii) the date upon which the Exemption Area ceases to be owned by the Owner or, with the prior written approval of HPD, another redevelopment company organized pursuant to Article V of the Private Housing Finance Law, (iv) the date upon which the City terminates the partial tax exemption pursuant to the terms of the Regulatory Agreement, or (v) the date of the expiration or termination of the Exemption Area's Section 8 Housing Assistance Payments Contract.
- f) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.
- g) "Owner" shall mean the Company or, with the prior written approval of HPD, any future owner of the Exemption Area that is a redevelopment company organized pursuant to Article V of the Private Housing Finance Law.
- h) "Regulatory Agreement" shall mean the Amended and Restated Redevelopment Agreement dated February 13, 2012 between HPD and the Owner establishing certain controls upon the operation of the Exemption Area in accordance with Private Housing Finance Law Section 114.
- i) "Shelter Rent" shall mean the total rents received from the commercial and residential occupants of the Exemption Area, including any federal subsidy (including, but not limited to, Section 8, rent supplements, and rental assistance), less the cost of providing electricity, gas, heat, and other utilities to such occupants.
- j) "Shelter Rent Tax" shall mean an amount equal to 3.51 percent of the Shelter Rent.

2. All of the value of the property in the Exemption Area, including both the land and any improvements, shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.

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

4. Notwithstanding any provision hereof to the contrary:

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

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

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

JULISSA FERRERAS, Chairperson; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, VINCENT M. IGNIZIO; Committee on Finance, March 12, 2014.

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

#### Report of the Committee on Land Use

Report for L.U. No. 19

**Report of the Committee on Land Use in favor of approving Application No. C 120178 ZMQ submitted by Zirk Union turnpike, LLC pursuant to Section 197-c and 200 of the New York City Charter for an amendment of the Zoning Map, Section No. 14c, to rezone a portion of an R3-2 district and an R3-2/C1-1 district to an R5D/C1-3, in the Hillcrest neighborhood of the Borough of Queens, Community Board 8, Council District 24.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on February 26, 2014 (Minutes, page 538), respectfully

#### REPORTS:

##### SUBJECT

QUEENS CB - 8

C 120178 ZMQ

City Planning Commission decision approving an application submitted by Zirk Union Tpk, LLC pursuant to Sections 197-c and 200 of the New York City Charter for an amendment of the Zoning Map, Section No. 14c:

1. eliminating from within an existing R3-2 District a C1-2 District bounded by 79<sup>th</sup> Avenue, a line 100 feet easterly of Parsons Boulevard, Union Turnpike, and Parsons Boulevard;
2. changing from an R3-2 District to an R5D District property bounded by 79<sup>th</sup> Avenue, a line 540 feet easterly of Parsons Boulevard, Union Turnpike, and Parsons Boulevard; and
3. establishing within a proposed R5D District a C1-3 District bounded by 79<sup>th</sup> Avenue, a line 540 feet easterly of Parsons Boulevard, Union Turnpike, and Parsons Boulevard;

as shown on a diagram (for illustrative purposes only) dated September 23, 2013 and subject to the conditions of CEQR Declaration E-321.

##### INTENT

To rezone a portion of an R3-2 district and an R3-2/C1-2 district to an R5D/C1-3 district to facilitate the construction of a four-story mixed-use commercial and residential building in the Hillcrest neighborhood of Queens Community District 8.

##### PUBLIC HEARING

DATE: March 4, 2014

Witnesses in Favor: Two

Witnesses Against: None

##### SUBCOMMITTEE RECOMMENDATION

DATE: March 4, 2014

**The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.**

**In Favor:** Weprin, Garodnick, Wills, Reynoso, Torres, Ignizio

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

##### COMMITTEE ACTION

DATE: March 6, 2014

The Committee recommends that the Council approve the attached resolution.

**In Favor:** Greenfield, Gentile, Palma, Arroyo, Dickens, Garodnick, Mealy, Mendez, Rodriguez, Levin, Weprin, Williams, Wills, Richards, Barron, Kallos, Reynoso, Treyger, Ignizio

**Against:** None

**Abstain:** None

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

Res. No. 126

**Resolution approving the decision of the City Planning Commission on ULURP No. C 120178 ZMQ, a Zoning Map amendment (L.U. No. 19).**

By Council Members Greenfield and Weprin.

**WHEREAS**, the City Planning Commission filed with the Council on February 7, 2014 its decision dated February 5, 2014 (the "Decision"), on the application submitted by Zirk Union Tpk, LLC, pursuant to Sections 197-c and 200 of the New York City Charter, for an amendment of the Zoning Map, Section No. 14c, to rezone a portion of an R3-2 district and an R3-2/C1-2 district to an R5D/C1-3 district to facilitate the construction of a four-story mixed-use commercial and residential building in the Hillcrest neighborhood of Queens Community District 8, (ULURP No. C 120178 ZMQ), Borough of Queens (the "Application");

**WHEREAS**, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

**WHEREAS**, upon due notice, the Council held a public hearing on the Decision and Application on March 4, 2014;

**WHEREAS**, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

**WHEREAS**, the Council has considered the relevant environmental issues, the negative declaration (CEQR No. 12DCP096Q) issued on September 23, 2013 (the "Negative Declaration");

##### **RESOLVED:**

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration and subject to CEQR Declaration E-321.

Pursuant to Section 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 120178 ZMQ, incorporated by reference herein, the Council approves the Decision.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended by changing the Zoning Map, Section No. 14c:

1. eliminating from within an existing R3-2 District a C1-2 District bounded by 79<sup>th</sup> Avenue, a line 100 feet easterly of Parsons Boulevard, Union Turnpike, and Parsons Boulevard;
2. changing from an R3-2 District to an R5D District property bounded by 79<sup>th</sup> Avenue, a line 540 feet easterly of Parsons Boulevard, Union Turnpike, and Parsons Boulevard; and
3. establishing within a proposed R5D District a C1-3 District bounded by 79<sup>th</sup> Avenue, a line 540 feet easterly of Parsons Boulevard, Union Turnpike, and Parsons Boulevard;

as shown on a diagram (for illustrative purposes only) dated September 23, 2013 and subject to the conditions of CEQR Declaration E-321, Community District 8, Borough of Queens.

DAVID G. GREENFIELD, Chairperson; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, RUBEN WILLS, DONOVAN J. RICHARDS, INEZ D. BARRON,

BEN KALLOS, ANTONIO REYNOSO, MARK TREYGER, VINCENT M. IGNIZIO; Committee on Land Use, March 6, 2014.

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

#### Reports of the Committee on Rules, Privileges and Elections

Report for M-18

#### Report of the Committee on Rules, Privileges and Elections approving the appointment of Richard Briffault as a member of the New York City Conflicts of Interest Board.

The Committee on Rules, Privileges and Elections, to which the annexed resolution was referred on February 4, 2014 (Minutes, page 91), respectfully

#### REPORTS:

**Topic:** *New York City Conflicts of Interest Board – (Candidates for appointment by the Mayor upon the advice and consent of the Council)*

- **Richard Briffault [M-18]**
- **Fernando Bohorquez [M-19]**

In a letter dated January 30, 2014, Mayor Bill de Blasio formally submitted the names of Richard Briffault and Fernando Bohorquez to the Council of the City of New York, for its advice and consent, regarding their appointments to the New York City Conflicts of Interest Board (“COIB”).

COIB promulgates rules as necessary to implement and interpret the provisions of Chapter 68 of the New York City Charter, Conflicts of Interest (Chapter 68). COIB is required to inform the public servants and City employees of Chapter 68 and other related interpretive rules. COIB is furthermore required to administer an on-going program to educate public servants on Chapter 68.

COIB shall also provide training to all individuals who become public servants, to inform them of Chapter 68 and assist City agencies in conducting on-going training programs regarding Chapter 68.

COIB is also authorized to hear and decide violations of Chapter 68, impose fines of up to \$25,000 per violation and recommend penalties, including suspensions or removal from office, to the appointing authority or the body charged with the responsibility of imposing such penalties, where COIB deems it appropriate.

COIB is moreover required to issue and publish advisory opinions regarding matters covered under Chapter 68 that address proposed future conduct. COIB is furthermore required to issue report of the board, annually. COIB’s mandate covers the Council as well as mayoral agency employees. COIB also collects and reviews financial disclosure reports.<sup>1</sup>

COIB consists of five members who are appointed by the mayor, with the advice and consent of the City Council. The mayor must also designate one of these members as the Chair. COIB members serve a six (6) year term. COIB members are prohibited from serving more than two consecutive six-year terms.<sup>2</sup> Two members of COIB constitute a quorum and all actions of COIB must be by the affirmative vote of at least two members.<sup>3</sup>

COIB members are mandated to meet at least once per month. The *Charter* states that these members should be chosen for their “independence, integrity, civic commitment and high ethical standards. Members are prohibited from holding public office, seeking election to any public office, being a public employee in any jurisdiction, holding political party office, or appearing as a lobbyist before the city.”<sup>4</sup>

COIB members are compensated on a per diem basis, for each calendar day, when performing work for COIB. Pursuant to Chapter 68, the compensation shall be no less than the highest amount paid to an official appointed to a board or commission, with the advice and consent of the Council.

The mayor has the authority to remove COIB members for substantial neglect of duty, gross misconduct of office, inability to discharge powers or duties of the office or violation of this section, following written notice of such removal and an

for the Lower Ma\_\_\_\_\_

<sup>1</sup> *Charter* §§ 2602 and 2603.

<sup>2</sup> *Charter* § 2602(c).

<sup>3</sup> *Charter* § 2602 (h)

<sup>4</sup> *Charter* § 2602(b).

opportunity for the member to reply.<sup>5</sup>

Pursuant to the *Charter*, COIB is authorized to appoint a Counsel to serve at its pleasure and employ or retain other such officers, employees and consultants as are necessary to exercise its powers and fulfill its obligations. The authority of the Counsel may be defined in writing, provided that neither the Counsel, nor any other officer, employee or consultant of COIB, shall be authorized to issue advisory opinions, promulgate rules, issue subpoenas, issue final determinations concerning violations of Chapter 68 of the *Charter*, or recommend or impose penalties. Also, COIB may, and has, delegated its authority to issue advisory opinions under *Charter* § 2604(e) to its Chair [*Charter* § 2602(g), and as per COIB’s Executive Director].

**If appointed, Mr. Briffault, a Manhattan resident, will fill the vacant position previously held by COIB’s former Chair, Nicholas Scopetta, and serve a six-year term that expires on March 31, 2020.**

**If appointed, Mr. Bohorquez, a Brooklyn resident, will succeed Burton Lehman, and serve for the remainder of a six-year term that expires on March 31, 2018.**

Copies of the candidate’s résumés, their answers to the Committee’s pre-hearing questions, and the reports/resolutions message notice are annexed to this briefing paper.

#### PROJECT STAFF

Amatullah Booth, Esq., Counsel to the Committee on Rules Privileges and Elections

Charles W. Davis III, Director

Diandra S. Johnson, Legislative Investigator

Alycia Vassell, Legislative Clerk

The Committee on Rules, Privileges and Elections respectfully reports:

*(After interviewing the candidates and reviewing the relevant submissions, this Committee decided to approve the appointment of the nominees; for text of the coupled resolution regarding nominee Fernando Bohorquez [M-19], please see the Report of the Committee on Rules, Privileges and Elections for M-19 printed in these Minutes; for text of the coupled resolution for nominee Richard Briffault [M-18], please see below)*

Pursuant to pursuant to § 2602 of the *New York City Charter*, the Committee on Rules, Privileges and Elections, hereby approves the appointment by the Mayor of Richard Briffault as a member of the New York City Conflicts of Interest Board to serve for a six-year term that will expire on March 31, 2020.

This matter was referred to the Committee on February 4, 2014.

In connection herewith, Council Member Lander offered the following resolution:

Res. No. 127

#### RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF RICHARD BRIFFAULT AS A MEMBER OF THE NEW YORK CITY CONFLICTS OF INTEREST BOARD.

By Council Member Lander.

**RESOLVED**, that pursuant to § 2602 of the *New York City Charter*, the Council does hereby approve the appointment of Richard Briffault as a candidate for appointment by the Mayor as a member of the New York City Conflicts of Interest Board to serve for a six-year term that will expire on March 31, 2020

BRADFORD S. LANDER, Chairperson; INEZ E. DICKENS, DANIEL R. GARODNICK, YDANIS A. RODRIGUEZ, MARGARET S. CHIN, DEBORAH L. ROSE, JUMAANE D. WILLIAMS, RAFAEL L. ESPINAL, Jr., MARK LEVINE, VINCENT M. IGNIZIO, MELISSA MARK-VIVERITO; Committee on Rules, Privileges and Elections, March 12, 2014.

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

for the Lower Ma\_\_\_\_\_

<sup>5</sup> *Charter* § 2602(f).

Report for M-19

**Report of the Committee on Rules, Privileges and Elections approving the appointment of Fernando A. Bohorquez, Jr. as a member of the New York City Conflicts of Interest Board.**

The Committee on Rules, Privileges and Elections, to which the annexed resolution was referred on February 4, 2014 (Minutes, page 92), respectfully

**REPORTS:**

(For text of Briefing Paper, please see the Report of the Committee on Rules, Privileges and Elections for M-18 printed above in these Minutes)

The Committee on Rules, Privileges and Elections respectfully reports:

Pursuant to § 2602 of the *New York City Charter*, the Committee on Rules, Privileges and Elections, hereby approves the appointment by the Mayor of Fernando Bohorquez as a member of the New York City Conflicts of Interest Board to serve for the remainder of a six-year term that will expire on March 31, 2018.

This matter was referred to the Committee on February 4, 2014.

In connection herewith, Council Member Lander offered the following resolution:

Res. No. 128

**RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF FERNANDO A. BOHORQUEZ, JR AS A MEMBER OF THE NEW YORK CITY CONFLICTS OF INTEREST BOARD**

By Council Member Lander.

**RESOLVED**, that pursuant to § 2602 of the *New York City Charter*, the Council does hereby approve the appointment of Fernando A. Bohorquez, Jr. as a candidate for appointment by the Mayor as a member of the New York City Conflicts of Interest Board to serve for the remainder of a six-year term that will expire on March 31, 2018

BRADFORD S. LANDER, Chairperson; INEZ E. DICKENS, DANIEL R. GARODNICK, YDANIS A. RODRIGUEZ, MARGARET S. CHIN, DEBORAH L. ROSE, JUMAANE D. WILLIAMS, RAFAEL L. ESPINAL, Jr., MARK LEVINE, VINCENT M. IGNIZIO, MELISSA MARK-VIVERITO; Committee on Rules, Privileges and Elections, March 12, 2014.

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

**GENERAL ORDER CALENDAR**

**Resolution approving various persons Commissioners of Deeds**

By the Presiding Officer –

**Resolved**, that the following named persons be and hereby are appointed Commissioners of Deeds for a term of two years:

*Approved New Applicant's Report*

<u>Name</u>	<u>Address</u>	<u>District #</u>
Jonathan Chan	101 Chrystie Street #24 New York, N.Y. 10002	1
Alex Tuminello	645 East 14 <sup>th</sup> Street #3H New York, N.Y. 10009	4
Antoinette Harris-McMahon	244 West 104 <sup>th</sup> Street #5D New York, N.Y. 10025	8
Desiree Whitlow	400 St. Nicholas Avenue #4D New York, N.Y. 10027	9

Dedra Wade	3227 Mickle Avenue Bronx, N.Y. 10469	12
Glenda Willock	2910 Wallace Avenue #1A Bronx, N.Y. 10467	13
Jennifer Ferrer	1721 Unionport Road Bronx, N.Y. 10462	15
Quiana Howe	271 East 164 <sup>th</sup> Street #B Bronx, N.Y. 10452	16
Evi N. Belters	1444 Beach Avenue #18 Bronx, N.Y. 10460	18
Christopher Vitoratos	60-28 54 <sup>th</sup> Place Queens, N.Y. 11378	26
Vivienne Sarjeant	1011 Nameoke Street #4G Far Rockaway, N.Y. 11691	31
Miriam Lamboy	171A Cooper Street Brooklyn, N.Y. 11207	37
Anthony Watts	708 Ocean Avenue #28 Brooklyn, N.Y. 11226	40
Tracey R. Jennings	105 Sutter Avenue #2B Brooklyn, N.Y. 11212	41
Shaquana Creswell	130 Vandalia Avenue #17A Brooklyn, N.Y. 11239	42
Galina Shapiro	2750 Homecrest Avenue #316 Brooklyn, N.Y. 11235	48
Largime Duka	44 Dudley Avenue Staten Island, N.Y. 10301	49
Aaron Ceder	70 Rupert Avenue #1 Staten Island, N.Y. 10314	50
Robert Zahn	141 Fairbanks Avenue Staten Island, N.Y. 10306	51

*Approved New Applicants and Reapplicants*

<u>Name</u>	<u>Address</u>	<u>District #</u>
Gabriel Colon	140 Columbia Street #11E New York, N.Y. 10002	2
Stephen L. D'Andrilli	40 First Avenue #11C New York, N.Y. 10009	2
Glida Schoenholtz	330 Third Avenue #7E New York, N.Y. 10010	2
Leonard Taubenblatt	150 East 69 <sup>th</sup> Street New York, N.Y. 10021	4
Idris Dalhi	411 East 57 <sup>th</sup> Street #2B New York, N.Y. 10022	5
Carmen Gonzalez	75 East 116 <sup>th</sup> Street #2J New York, N.Y. 10029	8
Diana Rodriguez-Clark	200 Manhattan Avenue New York, N.Y. 10025	8
Melanie J. Wright	875 Amsterdam Avenue #8F New York, N.Y. 10025	8
Carmen P. Montano	504 West 186 <sup>th</sup> Street #C6 New York, N.Y. 10033	10
Karyl J. Miller	2400 Hunter Avenue #10C Bronx, N.Y. 10475	12
Edith Blizter	2141 Holland Avenue #3H Bronx, N.Y. 10462	13
Doreen Richardson	1491 Grand Concourse #2B Bronx, N.Y. 10452	14
Madelyn Vasquez	266 Bedford Park Blvd #7A Bronx, N.Y. 10458	15
Ronald Wilcox	1971 Webster Avenue #3H Bronx, N.Y. 10457	15
Linda Brown	2147 Starling Avenue #431 Bronx, N.Y. 10462	18
Alexander Lai	3223 Bell Blvd Bayside, N.Y. 11361	19
Germain Difo	26-80 30 <sup>th</sup> Street #5B Astoria, N.Y. 11102	22
John A. Boduch	223-50 56 <sup>th</sup> Avenue #2 Oakland Gardens, N.Y. 11364	23
Lois M. Sutherland	211-02 73 <sup>rd</sup> Avenue Queens, N.Y. 11364	23
Liza Yordan	88-82 192 <sup>nd</sup> Street	23

Taniqua S. Mathis	Hollis, N.Y. 11413 89-44 162 <sup>nd</sup> Street #5F Jamaica, N.Y. 11432	24
Peter J. Sammarco	82-40 166 <sup>th</sup> Street Queens, N.Y. 11432	24
Paul Bader	33-17 73 <sup>rd</sup> Street Jackson Heights, N.Y. 11372	25
Marcia Greenberg	35-20 Leverich Street #C740 Jackson Heights, N.Y. 11372	25
Arlene E. Bailey	216-37 117 <sup>th</sup> Road Queens, N.Y. 11411	27
Jean Yvette Parrish-Chenault	186-09 Ilion Avenue Saint Albans, N.Y. 11412	27
Senaida Monica Arguelles	69-39 56 <sup>th</sup> Road Maspeth, N.Y. 11378	30
Joseph Martino	64-19 Metropolitan Avenue Queens, N.Y. 11379	30
Norian Bertram	137-40 169 <sup>th</sup> Street Queens, N.Y. 11434	31
Jose L. Diaz	89-48 Gold Road Queens, N.Y. 11417	32
Antonin Pellerito	88-16 155 <sup>th</sup> Avenue Queens, N.Y. 11414	32
Patricia Leonardelli	30 Third Avenue #845 Brooklyn, N.Y. 11209	33
Eric P. Payne	215 Hoyt Street #2D Brooklyn, N.Y. 11217	33
Nicholas F. Cutrone	113 Ainslie Street Brooklyn, N.Y. 11211	34
Lisa D. Leshore	827 St. Johns Place #1R Brooklyn, N.Y. 11216	35
William Rodriguez	115 Ashland Place #12B Brooklyn, N.Y. 11201	35
Millie T. Amo	396 3 <sup>rd</sup> Street #8 Brooklyn, N.Y. 11215	39
Veronica H. Julien	2150 Bedford Avenue #D2S Brooklyn, N.Y. 11226	40
Monica D. Haile	1240 Sutter Avenue #1E Brooklyn, N.Y. 11208	41
Courtney Rumble	429 East 92 <sup>nd</sup> Street Brooklyn, N.Y. 11212	41
Cassandra M. Russell	216 Rockaway Avenue #15B Brooklyn, N.Y. 11233	41
Velma Pitts	830 Ashford Street #4B Brooklyn, N.Y. 11207	42
Marie J. Ortel	7119 Shore Road #2G Brooklyn, N.Y. 11209	43
Paula Lubin	712 East 27 <sup>th</sup> Street #5H Brooklyn, N.Y. 11210	45
Zinaida Karasik	3323 Kings Highway #3B Brooklyn, N.Y. 11234	46
Jose L. Rivera	1826 East 37 <sup>th</sup> Street Brooklyn, N.Y. 11234	46
Agnes Shapiro	2451 East 70 <sup>th</sup> Street Brooklyn, N.Y. 11234	46
Seth Shapiro	2451 East 70 <sup>th</sup> Street Brooklyn, N.Y. 11234	46
Katrine Adaven	30 Bay 25 <sup>th</sup> Street #A2 Brooklyn, N.Y. 11214	47
Cynthia R. Klein	45 Bay 35 <sup>th</sup> Street #1A Brooklyn, N.Y. 11214	47
Fern Riback	3743 Nautilus Avenue Brooklyn, N.Y. 11224	47
Sofiya Lumelski	1580 East 18 <sup>th</sup> Street #5F Brooklyn, N.Y. 11230	48
Luis LaLuz	30 Doreen Drive Staten Island, N.Y. 10303	49
Thomas Mazzella	559 Britton Avenue Staten Island, N.Y. 10303	49
Rosanne Colasuonno	28 Berry Avenue West Staten Island, N.Y. 10312	51
Paula Mancinelli	81 Abingdon Avenue Staten Island, N.Y. 10308	51

Anne Marie Schmidt	374 Lyndale Avenue Staten Island, N.Y. 10312	51
Jason Sherman	27 Ivy Court Staten Island, N.Y. 10309	51

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

**ROLL CALL ON GENERAL ORDERS FOR THE DAY  
(Items Coupled on General Order Calendar)**

- (1) **M 18 & Res 127 -** **Richard Briffault** - as a member of the New York City Conflicts of Interest Board.
- (2) **M 19 & Res 128 -** **Fernando A. Bohorquez, Jr.** - as a member of the New York City Conflicts of Interest Board.
- (3) **Res 109 -** Approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget (**Transparency Resolution**).
- (4) **L.U. 25 & Res 124 -** Section 202 Supportive Housing Program For The Elderly, Council District No. 16.
- (5) **L.U. 26 & Res 125 -** Riverview House, Block 2880, Lot 29, Bronx, Community District No. 5, Council District No. 16.
- (6) **L.U. 19 & Res 126 -** **App. C 120178 ZMQ** Hillcrest neighborhood of the Borough of Queens, Community Board 8, Council District 24.
- (7) **Resolution approving various persons Commissioners of Deeds.**

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

**Affirmative** – Arroyo, Barron, Cabrera, Chin, Cohen, Constantinides, Cornegy, Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras, Garodnick, Gentile, Gibson, Greenfield, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Matteo, Mealy, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Weprin, Williams, Wills, Ignizio, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **51**.

**The General Order vote recorded for this Stated Meeting was 51-0-0 as shown above.**

**INTRODUCTION AND READING OF BILLS**

Int. No. 125

By The Speaker (Council Member Mark-Viverito) and Council Members Arroyo, Barron, Chin, Constantinides, Dromm, Ferreras, Johnson, Koo, Lancman, Lander, Palma, Reynoso, Richards, Rose, Torres, Van Bramer, Williams and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to licensing car wash facilities.**

*Be it enacted by the Council as follows:*

Section 1. Chapter 2 of title 20 of the administrative code of the city of New York is amended by adding a new subchapter 33 to read as follows:

*Subchapter 33  
CAR WASHES*

§ 20-539 **Short Title.** *This local law shall be known as the car wash accountability act of 2014.*

§ 20-540 **Definitions.** a. “Applicant” means any individual, partnership, corporation, limited liability company, joint venture, association or other business entity that seeks a license to engage in the operation of a car wash.

b. “Car wash” means any individual, partnership, corporation, limited liability company, joint venture, association, or other business entity that engages in cleaning, detailing, drying, polishing, vacuuming, washing, or otherwise providing cosmetic care to vehicles, including waterless or dry wash systems.

1. For purposes of this subchapter, “car wash” does not include:

i. Any business entity that is engaged in selling, leasing, renting or repairing motor vehicles and that conducts car washing and polishing ancillary to its primary business of selling, leasing, renting or repairing vehicles.ii. Any charitable, service, sports, veteran, or youth association, club or group that conducts car washing and polishing on an intermittent basis to raise funds for charitable, educational, or religious purposes.

c. Laboratory analysis” shall mean the measurements and tests of the characteristics of water and waste water in accordance with the methods contained in the latest edition at the time of any such measurements, tests and analysis, of “standard methods for examination of water and waste water,” a joint publication of the American public health association, the American water works association and the water pollution control federation or in accordance with any other methods prescribed by the rules of the commissioner.

d. “Licensee” means any individual, partnership, corporation, limited liability company, joint venture, association or other business entity that is currently licensed by the commissioner to engage in the operation of a car wash.

e. “Sludge” means the residual grit and materials that collect in the filtration system of a car wash.

§ 20-541 **License.** a. It shall be unlawful for any car wash to operate without a license.

b. All licenses issued pursuant to this subchapter shall be valid for one year unless sooner suspended or revoked.

c. Each applicant applying for a car wash license or renewal thereof shall file an application in such form and detail as the commissioner may prescribe and shall pay a fee of three hundred dollars for each location where a car wash shall be in operation.

d. In addition to any other information as the commissioner may require, an applicant for a car wash license or renewal shall furnish as part of his, her or its application the following information:

1. The name and home address of the applicant;

2. The name of the business entity and, if applicable, the entity’s fictitious or “doing business as” name;

3. The form of the business entity and, if a corporation, all of the following:

i. The date of incorporation;

ii. The state of incorporation;

iii. If a foreign corporation, the dates that an application for authority to do business in New York state was filed and approved by the New York secretary of state; and

iv. Whether the corporation is in good standing with the New York secretary of state.

4. The federal employer identification number of the business;

5. The address and telephone number of the principal place of business and, if applicable, the addresses and telephone numbers of any branch locations;

6. Whether the application is for a new or renewal license and, if the application is for a renewal license, the prior license number;

7. The names, residential addresses, telephone numbers, photo identifications, and social security numbers of the following individuals:

i. All corporate officers, if the business entity is a corporation;

ii. All individuals exercising management responsibility in the applicant’s office, regardless of form of business entity; and

iii. All individuals who have a financial interest of ten percent or more in the business, regardless of the form of business entity, and the actual percentage owned by each of those persons.

8. Written proof of compliance with all applicable laws, regulations and rules, including:

i. Verification that the applicant has received all necessary permits from the commissioner of environment protection for groundwater wastewater discharge pursuant to the United States clean water act at 33 U.S.C. §1251 et seq., and under such regulations at 40 C.F.R. §§ 403.3(v) and 403.8(f)(1)(iii) or any successor laws or regulations, or any rules of the commissioner of environmental protection, or verification that the applicant is exempt from said permits;

ii. Verification that the applicant is in compliance with any rules promulgated by the commissioner of environmental protection concerning the discharge of materials and substances into the public sewers; and

iii. Verification that the applicant seeking renewal has informed the commissioner of environmental protection immediately prior to filing an application of the following information through in a form and method prescribed by the commissioner, including:

(A) The source where the applicant car wash draws its water, whether from the public water supply or from well water or other;

(B) The amount of water drawn from public sources each month since the applicant last filled an application;

(C) The amount of water discharged into the public sewer system each month since the applicant last filled an application;

(D) The characteristics of the wastewater filtration system per construction drawings, which must attest to the volume of the filtration tank or tanks and to the maximum flow of wastewater that the system can filter and otherwise clarify efficiently; and

(E) The dates on which the car wash removed sludge from its filtration system, as well as the method or methods used to remove and dispose of the sludge, since the applicant last filed an application.

(F) A logbook of monitoring and inspection results and repair and maintenance activities with regard to wastewater systems and processes since the applicant last filed an application;

(G) Material safety data sheets or safety data sheets for the chemicals used in wash operations since the applicant last filed an application, when applicable; and

(H) A laboratory analysis of the characteristics of the wastewater discharged to a public sewer pursuant to the rules of the commissioner of environmental protection.

iv. Verification that the applicant has received all necessary permits from the department of health and mental hygiene to use non-potable ground water, or verification that the applicant is exempt from said permits.

9. Written proof of compliance with the surety bond requirement as described in section 20-542 of this subchapter;

10. Signed certification by the applicant that there are no outstanding judgments or warrants against the applicant, as provided in section 20-543 of this subchapter;

11. Certificates of insurance for workers’ compensation, unemployment insurance and disability insurance coverage; and

12. Original or true copies of liability insurance policies or certificates of insurance for liability insurance carried by the applicant.

e. Licensees shall keep a comprehensive log documenting complaints of damage to vehicles. Each such log entry shall include a detailed description of the damage and the manner and amount, if any, that the customer was compensated for the damage. Such records shall be kept for a period of at least three years and must be immediately provided to the department upon request.

f. The commissioner shall refuse to issue a license to an applicant who lacks good character, honesty and integrity. Notwithstanding section 20-543 of this subchapter, in making such determination, the commissioner may consider, but is not limited to considering, any of the following factors:

1. Failure by such applicant to provide truthful information or documentation in connection with the application;

2. A finding of liability in a civil or administrative action that bears a direct relationship to the fitness of the applicant to conduct the business for which the license is sought, including, but not limited to:

i. unpaid back taxes and related penalties;

ii. violations of federal, state, and city environmental, health, and other applicable regulations;

iii. unpaid back wages and related penalties;

iv. judgments for liability in tort; or

v. judgments for breach of contract.

3. A prior revocation by the commissioner of a car wash license held by the applicant;

4. A finding that the applicant is a successor, as such term is described in section 20-544 of this subchapter, to a previous car wash for which the commissioner, pursuant to the provisions of this subchapter has been denied the issuance or renewal of a license or revoked a license; or

5. A finding that the applicant is a successor, as such term is described in section 20-544 of this subchapter, to a previous car wash for which the commissioner, pursuant to the provisions of this subchapter, would have been authorized either to deny the issuance or renewal of a license or to revoke a license.

§ 20-542 **Surety bonds.** a. Prior to issuance of a car wash license, each applicant shall obtain a surety bond from a duly authorized surety company approved by the commissioner.

b. Such bond shall be payable to the people of the city, and shall be conditioned upon compliance with the provisions of this subchapter, and upon the further condition that the licensee will pay to the city, state, or federal government any fine, penalty or other obligation within thirty days of being ordered to do so. Such bond shall also be conditioned upon satisfaction of any final legal judgment recovered by any individual who had a claim against the licensee, or provided goods and services to the licensee and was damaged or had statutory rights violated thereby, or was employed by the licensee and was damaged by the licensee’s failure to pay wages or liquidated damages or interest associated with a claim for unpaid wages.

c. The principal sum of such bond shall be not less than three hundred thousand dollars.

§ 20-543 **Payment of judgments.** a. No license shall be issued or renewed pursuant to this subchapter, and every license already issued shall be subject to suspension or revocation, upon the failure of the applicant or licensee to pay or satisfy any judgment secured against him or her or it, provided that such judgment was secured in a court of competent jurisdiction against the applicant or licensee for acts of commission or omission with regard to the business maintained, operated or conducted by him, her, or it pursuant to the license issued hereunder.

b. This requirement shall be applicable to any applicant or licensee who is a successor, as such term is described in section 20-544 of this subchapter, to any predecessor car wash which has failed to pay or satisfy any judgment secured against him, her, or it according to the terms listed in subdivision a of this section.

§ 20-544 **Successor.** a. The commissioner shall review the documents submitted by a successor applicant, as well as any other available information on file with the department or the department of finance, for the purpose of making a finding pursuant to this section.

b. An applicant shall be considered a successor to a car wash for the purposes of sections 20-541 and 20-543 of this subchapter if such applicant satisfies two or more of the following criteria:

1. uses substantially the same facility, facilities or workforce to offer substantially the same services as the predecessor employer;

2. shares in the ownership, management, control of the labor relations, or interrelations of business operations with the predecessor car wash;

3. employs in a managerial capacity any person who directly or indirectly controlled the wages, hours, or working conditions of the affected employees of the predecessor car wash; or

4. is an immediate family member of any owner, partner, officer, or director of the predecessor employer of any person who had a financial interest in the predecessor car wash.

§ 20-545 **Enforcement.** a. The commissioner shall enforce the provisions of this subchapter pursuant to the commissioner's powers established in chapter one of this title, provided, however, that in the event of a conflict between the provisions of such chapter and the provisions of this subchapter, the provisions of this subchapter shall prevail.

b. Any license issued pursuant to the provisions of this subchapter may be suspended or revoked by the commissioner upon notice and hearing for any of the following causes:

1. Fraud, misrepresentation, or false statements contained in the application for the license;

2. Violation of any of the provisions of chapter one of this title, provided, however, that in the event of a conflict between the provisions of such chapter and the provisions of this subchapter, the provisions of this subchapter shall prevail;

3. Violation of any of the provisions of this subchapter;

4. Fraud, misrepresentation, or false statements made in the course of maintaining, operating, or conducting business pursuant to the license issued under the provisions of this subchapter; or

5. Failure to answer a summons or notice of violation, appear for a hearing, or pay a fine or civil penalty imposed pursuant to the operation of the car wash for which the license was issued.

c. Any individual or business entity operating a car wash without a valid license issued by the commissioner shall be liable for a civil penalty of two hundred dollars per day for every calendar day during which the unlicensed car wash operated, up to a maximum of fifteen thousand dollars.

d. Any applicant who knowingly or willingly submits false information to the commissioner as part of an application for a license under the provisions of section 20-541 of this subchapter shall be liable for a civil penalty of five thousand dollars in addition to any other civil or criminal penalties otherwise applicable under the law.

§ 2. Subchapter 4 of chapter 3 of title 24 of the administrative code of New York is amended to add a new section 24-367 to read as follows.

§ 24-367 **Car wash, standards.** a. **Definitions.** When used in this section the following terms shall be defined as follows: 1. "Applicant" means any individual, partnership, corporation, limited liability company, joint venture, association or other business entity that seeks a license to engage in the operation of a car wash.

2. "Car wash" means any individual, partnership, corporation, limited liability company, joint venture, association, or other business entity, that engages in cleaning, detailing, drying, polishing, vacuuming, washing, or otherwise providing cosmetic care to vehicles, including waterless or dry wash systems.

For purposes of this section, "car wash" does not include:

i. Any business entity that is engaged in selling, leasing, renting or repairing motor vehicles and that conducts car washing and polishing ancillary to its primary business of selling, leasing, renting or repairing vehicles.

ii. Any charitable, service, sports, veteran, or youth association, club or group that conducts car washing and polishing on an intermittent basis to raise funds for charitable, educational, or religious purposes.

3. "Laboratory analysis" shall mean the measurements and tests of the characteristics of water and waste water in accordance with the methods contained in the latest edition at the time of any such measurements, tests and analysis, of "standard methods for examination of water and waste water," a joint publication of the American public health association, the American water works association and the water pollution control federation or in accordance with any other methods prescribed by the rules of the commissioner.

4. "Sludge" means the residual grit and materials that collect in the filtration system of a car wash.

b. The commissioner shall establish that car washes are required to install and thereafter maintain in proper working order a wastewater filtration system with oil/water separators and sediment traps or to install and thereafter maintain in proper working order similar systems that serve the purpose of extracting oil and debris from wastewater with greater efficiency.

1. The commissioner shall establish procedures to ensure that the tank or tanks used by any car wash as part of its wastewater filtration system are of sufficient volume to handle the current and potential flow of wastewater at such car wash.

2. The commissioner shall establish procedures to ensure that car washes remove sludge from these tanks with appropriate frequency and through means in accordance with the resource conservation and recovery act, 42 U.S.C. § 6901 et seq. or any successor law or regulation.

3. Car washes shall be prohibited from discharging or causing to be discharged, including any run, leak, or escape into any public sewer, pipe, channel, pumping station, catch basins or any other sewer appurtenances, or waterway connecting with any public sewer, or into any private sewer connected with a public sewer, any of the following described materials, substances or wastes, except such small quantities as may be present in normal household wastes. Any still bottom or sludge residues resulting from car washing processes including, but not limited to, dirt, oil and any other deposits or residues extracted as a result of any car washing processes. The discharge of filters or filter media used in car washing processes shall also be prohibited.

4. The commissioner shall require that car washes maintain the following records for at least ten years and provide them to the department upon request:

i. Construction drawings and as-built plans, meaning the final set of drawings produced at the completion of construction, of wastewater filtration systems;

ii. Records specifying the dates and manners of sludge removal;

iii. A logbook of monitoring and inspection results and repair and maintenance activities with regard to wastewater systems and processes; and,

iv. Material safety data sheets or safety data sheets that indicate the chemicals used in wash operations.

c. Immediately before filing an application for a license to operate a car wash pursuant to subchapter 33 of chapter 2 of title 20 of the administrative code, an applicant shall provide the commissioner with the following information in a form and method prescribed by the commissioner: 1. All car wash applicants shall provide:

i. the source where the applicant draws or will draw its water, whether from the public water supply, well water or other source; and

ii. the characteristics of the wastewater filtration system per construction drawings, which shall attest to the volume of the filtration tank or tanks and to the maximum flow of wastewater that the system can filter and otherwise clarify efficiently.

2. An applicant shall also provide the following, except that an applicant for a new car wash shall provide such information between sixty and ninety days of operating after receiving a license from the department of consumer affairs:

i. the amount of water drawn from public sources each month since the applicant last filled an application;

ii. the amount of water discharged into the public sewer system each month since the applicant last filled an application;

iii. the dates on which the car wash removed sludge from its filtration system, as well as the way or ways in which the car wash removed and disposed of its sludge, since the applicant last filled an application;

iv. a logbook of monitoring and inspection results and repair and maintenance activities with regard to wastewater systems and processes since the applicant last filled an application;

v. material safety data sheets or safety data sheets that indicate the chemicals used in wash operations since the applicant last filled an application; and,

vi. a laboratory analysis in accordance with the rules of the commissioner of the characteristics of the wastewater discharged to a public sewer

d. Based on the information that a car wash submits to the commissioner pursuant to subdivision c of this section and in accordance with the rules of the commissioner, the commissioner shall assess whether the department will require such carwash to maintain an industrial wastewater discharge permit as a condition for acquiring and maintaining a license pursuant to subchapter 33 of chapter 2 of title 20 of the administrative code.

e. The commissioner shall consider car washes within the purview of the best management practices for non-residential direct and indirect dischargers of grease to the public sewer system, and shall determine whether car washes shall be required to use grease interceptors and may promulgate rules for the specifications of such interceptors.

§ 3. This local law shall take effect 180 days after enactment, except that prior to such date, the commissioners of consumer affairs and environmental protection shall take such actions, including the promulgating of rules and the processing of applications as provided herein in section 20-541 of the administrative code of the city of New York, as added by section one of this local law, as necessary to implement the provisions of this local law.

Referred to the Committee on Civil Service and Labor.

Res. No. 103

**Resolution urging Congress to pass and the President to sign H.R.1726 and S.1174, to award a Congressional Gold Medal to the 65<sup>th</sup> Infantry Regiment, known as Borinqueneers.**

By The Speaker (Council Member Mark-Viverito) and Council Members Arroyo, Barron, Chin, Constantinides, Dickens, Ferreras, Palma, Reynoso, Rose and Mendez.

**Whereas**, Today, there are 4.9 million United States (“U.S.”) citizens who are of Puerto Rican descent, of which 761,720 reside in New York City, according to the latest data reported by the U.S. Census Bureau; and

**Whereas**, On March 2, 1889, Congress passed the Army Appropriation Bill, which authorized the first body of native troops in Puerto Rico; and

**Whereas**, Puerto Rico became a U.S. Territory after the signing of the 1898 Treaty of Paris which ended the Spanish-American War; and

**Whereas**, The “Porto Rico Provisional Regiment of Infantry” was organized in 1901; and

**Whereas**, In 1917, Puerto Ricans were granted U.S. citizenship, and in that same year, the Puerto Rican military unit officially became part of the U.S. Army; and

**Whereas**, During World War I, the infantry defended the Panama Canal and upon their return to Puerto Rico in 1919, was renamed the “65th Infantry Regiment”; and

**Whereas**, During World War I, Lieutenant Teófilo Marxuach fired the first shots of the war on behalf of the United States at the Odenwald, an armed German supply ship, which was returned by force to San Juan Bay whereupon its contraband was confiscated; and

**Whereas**, During World War II, the 65th Infantry gallantly served in North Africa and Europe, winning the Maples-Foggian, Rome-Arne, Central Europe and Rhineland battle campaigns; and

**Whereas**, After the war, the 65th Infantry were assigned dangerous security, anti-sabotage and other occupation missions in Germany, and was among the last units to return home; and

**Whereas**, In 1950, after arriving in Pusan, Korea, the 65th Infantry joined the United States 3rd Infantry and were amongst the first to meet the enemy in the battlefields of Korea; and

**Whereas**, Throughout the course of the Korean War, Puerto Rico suffered more casualties than a majority of the states in the U.S.; and

**Whereas**, A total of 61,000 Puerto Ricans served in the U.S. military during the Korean War, of which more than 700 men were killed and more than 100 are still missing in action; and

**Whereas**, During the Korean War, members of 65th Infantry Regiment informally called themselves “Borinqueneers,” a term derived from Puerto Rico’s indigenous Taino name, Borikén, meaning “land of the brave lord”; and

**Whereas**, The 65th Infantry is credited with the last battalion-sized bayonet assault in United States Army history; and

**Whereas**, The 65th Infantry was awarded nine Korean Battle Campaign Awards, the Presidential and Meritorious Unit Commendations, two Korean Presidential Unit Citations, the Greek Gold Medal, Navy Unit Commendation and many other awards for bravery; and

**Whereas**, On March 18, 2014, Master Sergeant Juan E. Negron will receive the Medal of Honor, posthumously, for his courageous actions while serving as a member of Company L, 65th Infantry Regiment, 3d Infantry Division during combat operations against an armed enemy in Kalma-Eri, Korea on April 28, 1951; and

**Whereas**, Including the aforementioned award, individual members of the 65th Infantry Regiment would have earned one Medal of Honor, 10 Distinguished Service Crosses, 256 Silver Stars, 606 Bronze Stars, 2,771 Purple Hearts and many other individual awards over the span of World War I, World War II, and the Korean War; and

**Whereas**, The 65th Infantry Regiment has received other honors including a street co-naming in the Bronx, New York, called “La 65 de Infanteria Boulevard”; and

**Whereas**, Although the 65th Infantry has received many prestigious awards, it has never received a Congressional Gold Medal; and

**Whereas**, Other military units have received the Congressional Gold Medal including the Native American Marines, known as the Navajo Wind Talkers, World War II Japanese American intelligence soldiers, known as the Nisei Soldiers, and the first African American military aviators, known as the Tuskegee Airmen; and

**Whereas**, Given the contributions of these American citizens to the U.S. military, Borinqueneers deserve to be Congressional Gold Medal recipients among the other distinguished soldiers; and

**Whereas**, H.R.1726, sponsored by Congressman Bill Posey, and S.1174, sponsored by Senator Richard Blumenthal, would award a Congressional Gold Medal to the 65th Infantry Regiment, known as Borinqueneers; and

**Whereas**, The 65th Infantry fought bravely as they loyally defended America against all enemies while facing discrimination, segregation and unusual obstacles; and

**Whereas**, It is imperative that Congress pass H.R.1726 and S.1174 to recognize and honor the 65th Infantry’s outstanding service; now, therefore, be it

**Resolved**, That the Council of the City of New York urges Congress to pass and the President to sign H.R.1726 and S.1174, to award a Congressional Gold Medal to the 65th Infantry Regiment, known as Borinqueneers.

Referred to the Committee on Veterans.

Int. No. 126

By Council Members Cabrera, Barron, Chin, Cohen, Constantinides, Eugene, Ferreras, Koo, Lancman, Palma, Reynoso, Richards, Rose, Torres, Williams and Rosenthal.

**A Local Law to amend the administrative code of New York, in relation to requiring the reporting of environmental data regarding schools.**

*Be it enacted by the Council as follows:*

Section 1. The administrative code of the city of New York is amended by adding a new title 21-A to read as follows:

**Title 21-A Education**

**Chapter 1 Department of Education**

**Chapter 2 Reporting**

*Chapter 1 Department of Education*

§ 21-950 *Definitions. Whenever used in this title, the following terms shall have the following meanings:*

a. “Chancellor” shall mean the chancellor of the New York city department of education.

b. “Department” shall mean the New York city department of education.

c. “Student” shall mean any pupil under the age of twenty-one.

*Chapter 2 Reporting*

§ 21-951 *Environmental data reporting. a. For the purposes of this section:*

1. “Contaminant” shall mean any element, substance, compound or mixture that after release into the environment upon exposure, ingestion, inhalation, or assimilation into any organism will or may reasonably be anticipated to cause illness, death or deformation in any organism; “contaminant” shall also include any physical, chemical, biological, or radiological substance or matter in water.

2. “Department” shall mean the New York city department of education;

3. “Environmental inspection” shall mean any inspection conducted in or adjacent to any public school by or at the request of the department or the New York city school construction authority, including any such report conducted pursuant to a consent order or agreement with the United States environment protection agency, the United States department of labor, the New York state department of environmental conservation, the New York state department of health or the New York state department of labor, to determine the quality of the air, soil, or water, including, but not limited to, any visual or sampling test conducted to assess the presence of contaminants, hazardous substances, mold or pollutants.

4. “Environmental site assessment” shall mean a report concerning any public school prepared by or at the request of the department or the New York city school construction authority, including any such report conducted pursuant to a consent order or agreement with the United States environment protection agency, the United States department of labor, the New York state department of environmental conservation, the New York state department of health or the New York state department of labor, which identifies existing or potential environmental contamination including, but not limited to, sampling data.

5. “Hazardous substances” shall mean substances severely harmful to human health and the environment, as set forth in part 300 of title 40 of the code of federal regulations or any successor regulations.

6. “Maximum contaminant level” shall mean the maximum permissible level of a contaminant in water which is delivered to any user of a public water system, as set forth in part 141 of title 40 of the code of federal regulations or any successor regulations.

7. “Pollutant” shall mean any substance the emissions of which cause or contribute to air pollution which may be reasonably anticipated to endanger public health or welfare, as set forth in part 50 of title 40 of the code of federal regulations or any successor regulations.

8. “Public school” shall mean any school in a building owned or leased by the department, including charter schools, that contains any combination of grades from kindergarten through grade twelve.

b. The department shall notify parents of students and employees of any public school that has been the subject of any type of environmental inspection or environmental site assessment, including, but not limited to, any testing or inspection for contaminants, hazardous substances, mold or pollutants. Such notification shall include the results of any such inspection or testing. Such notification shall occur within seven days of receiving such results; provided that if such results are received during a scheduled school vacation period exceeding five days such notification shall occur no later than seven days following the end of such period. Such notification shall also include, but not be limited to, notification via United States postal mail.

c. Not later than the first day of November of the year 2014, and on a biannual basis thereafter, the chancellor shall submit to the council a report regarding the results of any environmental inspection or environmental site assessment performed on any public school. The report shall include, but not be limited to:

1. A summary of the test results of any environmental inspection or environmental site assessment conducted, including, but not limited to, the inspection and sampling of groundwater, ambient air, gas, soil, soil gas, and dust.



2. Information regarding any action taken by the department to mitigate the effects of water sampling tests that exceed one or more maximum contaminant levels, hazardous substances, mold, pollutants or other contaminants, the timeframe within which such action was taken, the timeframe within which parents of students and employees were notified of such action, and information regarding the result of such action.

3. Information regarding the overall progress of the department's efforts to improve air quality in public schools including any indoor air quality testing related to school renovations, including, but not limited to, asbestos, mold, and the replacement of ceilings.

4. All information required by this subdivision shall be aggregated citywide, as well as disaggregated by community school district, council district and borough.

d. The department shall post and update regularly, a link to any environmental inspection or environmental site assessment on the department's website within seven days of receiving such environmental inspection or environmental site assessment. Environmental site assessment information pertaining to any prospective leased school sites shall be posted at least 30 days prior to entering into any such lease agreement.

§ 2. This local law shall take effect ninety days after its enactment into law.

Referred to the Committee on Education.

Int. No. 127

By Council Members Cabrera, Barron, Dickens, Ferreras, Koo, Palma, Rose, Williams and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to designating high needs areas within New York City as "digital technology empowerment zones."**

Be it enacted by the Council as follows:

Section 1. Legislative intent and findings. The Council of the City of New York hereby finds that there are neighborhoods within New York City with high concentrations of poverty and joblessness. These neighborhoods typically have low use of and access to digital technology such as broadband Internet. Furthermore, these conditions within these distressed areas have also served to diminish the economic growth potential of area businesses and made the areas less attractive to digital technology companies. In order to remedy these conditions, the Council proposes to create a "digital technology empowerment zone" program. The legislation authorizes the designation of community districts as digital technology empowerment zones using a set of widely-recognized socio-economic indicators at designated thresholds that serve to increase the overall economic well-being, social welfare, and level of education and employment within distressed areas of the City.

§ 2. Title 22 of the administrative code of the city of New York is amended by adding a new chapter 9, to read as follows:

CHAPTER 9

TECHNOLOGY EMPOWERMENT ZONES

§22-901 Definitions

§22-902 Digital technology empowerment zones

§22-903 Statement of needs

§22-904 Action plans

§22-905 Implementation

§22-906 Progress reports

§22-901 Definitions. For the purposes of this section, the following definitions shall apply: "Action plan" means the digital technology empowerment zone action plan.

"Department" means the department of small business services.

"High level of poverty" means a community district where twenty-five percent or more of the population lives below the federal poverty threshold as established in the two thousand ten United States census.

"Low educational attainment" means a community district where fifteen percent or less of the individuals over the age of twenty five have earned a bachelor's degree or higher as determined by the two thousand ten United States census.

§22-902 Digital technology empowerment zones. a. Designation. A community district that suffers from a high level of poverty and low educational attainment shall be designated by the department as a digital technology empowerment zone.

b. De-designation. A community district may be de-designated by the department as a digital technology empowerment zone. The department shall only de-designate a community district as a digital technology empowerment zone where the community district no longer has a high level of poverty or low educational attainment for three consecutive calendar years.

§22-903 Statement of needs. a. For each digital technology

empowerment zone, the department shall prepare a statement of needs which shall include, but not be limited to, an analysis of the community's access to and use of broadband Internet, the number of digital technology companies within the community, employment services and workforce training services that focus on digital technology careers, business incentive programs, and such other components deemed appropriate for such community.

§22-904 Action plans. An action plan for each digital technology empowerment zone related to the needs identified pursuant to section 22-903 of this chapter shall be prepared by the department. Such action plans shall include an outline for how the department or other city agency intends to prioritize and address the needs identified in the digital technology empowerment zone statements of needs. Such action plans may include information regarding new and existing agency programs and services, interagency programs and services, and/or additional funding allocations which can be made to meet identified needs. Such action plans shall also include the name and location of for-profit and not-for-profit service providers, businesses and firms located within or providing services within each digital technology empowerment zone that have received city contracts awarded by a city agency the performance of which could substantially assist the achievement of priority needs outlined in the action plan for each digital technology empowerment zone.

§22-905 Implementation. The department shall:

1. Within seventy-five days of the enactment of the local law that added this chapter, designate the community districts that meet the requirements for inclusion in this program;

2. No later than thirty days following the designation of digital technology empowerment zones, provide notice of and publish a draft of a proposed digital technology empowerment zone statement of needs for each digital technology empowerment zone and provide notice of the date of a public hearing related to such statements;

3. No later than thirty days following the public hearing relating to statements of need, a final digital technology empowerment zone statement of needs for each digital technology empowerment zone shall be prepared and made available to the public on the department's website;

4. No later than thirty days following the final digital technology empowerment zone statement of needs, a draft action plan for each digital technology empowerment zone and notice of the public comment period related to such action plan shall be provided; and

5. Not earlier than thirty days following the end of the public comment period related to an action plan, the final action plan for each digital technology empowerment zone shall be prepared and made available to the public on the department's website.

§22-906 Progress reports. On or before January thirty first, two thousand eighteen, and every four years thereafter, the department shall provide a digital technology empowerment zone progress report for each digital technology empowerment zone to the mayor, speaker of the city council, each borough president and the chairpersons of each of the appropriate community boards in a digital technology empowerment zone. The progress report shall include whether and to what extent applicable action plans are being implemented and adequately addressing each zone's needs; whether such action plans should be revised to provide other appropriate services where progress has been made in addressing a community's needs; and whether such community may be de-designated for inclusion in the program in accordance with subdivision b of section 22-902 of this chapter.

§3. This local law shall take effect ninety days after its enactment.

Referred to the Committee on Technology.

Int. No. 128

By Council Members Cabrera, Barron, Dickens, Gentile, King, Koo, Miller, Palma, Rose and Rosenthal.

**A Local Law to amend the New York city charter, in relation to requiring that community planning boards receive an annual report submitted to the mayor with regard to projected and actual jobs created and retained in connection with projects undertaken by a certain contracted entity for the purpose of the creation or retention of jobs.**

Be it enacted by the Council as follows:

Section 1. Paragraph b of subdivision 1 of section 1301 of the New York city charter, as amended by local law number 102 for the year 2013, is amended to read as follows:

b. to serve as liaison for the city with local development corporations, other not-for-profit corporations and all other entities involved in economic development within the city. In furtherance of this function, the department shall include in any contract with a local development corporation or not-for-profit corporation of which a majority of its members are appointed by the mayor under which such contracted entity is engaged in providing or administering economic development benefits on behalf of the city and expending city capital appropriations in connection therewith, a

requirement that such contracted entity submit to the mayor, the council, the city comptroller, the public advocate, [and] the borough presidents *and community planning boards* by January 31 of each year, a report for the prior fiscal year in the form prescribed hereunder with regard to projected and actual jobs created and retained in connection with any project undertaken by such contracted entity for the purpose of the creation or retention of jobs, whether or not such project involves the expenditure of city capital appropriations, if in connection with such project assistance to a business entity was provided by such contracted entity in the form of a loan, grant or tax benefit in excess of one hundred fifty thousand dollars, or a sale or lease of city-owned land where the project is estimated to retain or create not less than twenty-five jobs. The report shall be for the period commencing on the date that the project agreement and any other documents applicable to such project have been executed through the final year that such entity receives assistance for such project, except that, as to projects consisting of a lease or sale of city-owned land, each annual report shall include only (1) a list of each existing lease, regardless of when such lease commenced, and a list of each sale of city-owned land that closed on or after January 1, 2005, and (2) for such leases or sales, any terms or restrictions on the use of the property, including the rent received for each leased property in the prior fiscal year, and for sales, the price for which the property was sold and any terms or restrictions on the resale of the property, and need not include any other information with regard to such lease or sale of a type required for reports for other projects hereunder. Information on any such lease shall be included until the lease terminates and information on sales of city-owned land shall be included for fifteen years following closing. The report, other than for leases or sales of city-owned land, shall contain, for the prior fiscal year, the following information with respect thereto: (i) the project's name; (ii) its location; (iii) the time span over which the project is to receive any such assistance; (iv) the type of such assistance provided, including the name of the program or programs through which assistance is provided; (v) for projects that involve a maximum amount of assistance, a statement of the maximum amount of assistance available to those projects over the duration of the project agreement, and for those projects that do not have a maximum amount, the current estimated amount of assistance over the duration of the project agreement, the amount of tax exempt bonds issued during the current reporting year and the range of potential cost of those bonds; project assistance to be reported shall include, but shall not be limited to, PILOT savings, which shall be defined for the purposes of this paragraph as the difference between the PILOT payments made and the property tax that would have been paid in the absence of a PILOT agreement, the amount of mortgage recording fees waived, related property tax abatements, sales tax abatements, the dollar value of energy benefits and an estimated range of costs to the city of foregone income tax revenues due to the issuance of tax exempt bonds; (vi) the total number of employees at all sites covered by the project at the time of the project agreement including the number of permanent full-time jobs, the number of permanent part-time jobs, the number of full-time equivalents, and the number of contract employee where contract employees may be included for the purpose of determining compliance with job creation or retention requirements; (vii) the number of jobs that the entity receiving benefits is contractually obligated to retain and create over the life of the project, except that such information shall be reported on an annual basis for project agreements containing annual job retention or creation requirements, and, for each reporting year, the base employment level the entity receiving benefits agrees to retain over the life of the project agreement, any job creation scheduled to take place as a result of the project, and where applicable, any job creation targets for the current reporting year; (viii) the estimated amount, for that year and cumulatively to date, of retained or additional tax revenue derived from the project, excluding real property tax revenue other than revenue generated by property tax improvements; (ix) the amount of assistance received during the year covered by the report, the amount of assistance received since the beginning of the project period, and the present value of the future assistance estimated to be given for the duration of the project period; (x) for the current reporting year, the total actual number of employees at all sites covered by the project, including the number of permanent full-time jobs, the number of permanent part-time jobs, the number of contract jobs, and, for entities receiving benefits that employ two hundred fifty or more persons, the percentage of total employees within the "exempt" and "non-exempt" categories, respectively, as those terms are defined under the United States fair labor standards act, and for employees within the "non-exempt" category, the percentage of employees earning up to twenty-five thousand dollars per year, the percentage of employees earning more than twenty-five thousand per year up to forty-thousand dollars per year and the percentage of employees earning more than forty thousand dollars per year up to fifty thousand dollars per year; (xi) whether the employer offers health benefits to all full-time employees and to all part-time employees; (xii) for the current reporting year, for employees at each site covered by the project in the categories of industrial jobs, restaurant jobs, retail jobs, and other jobs, including all permanent and temporary full-time employees, permanent and temporary part-time employees, and contract employees, the number and percentage of employees earning less than a living wage, as that term is defined in section 134 of title 6 of the administrative code of the city of New York. Reports with regard to projects for which assistance was received prior to July 1, 2012 need only contain such information required by this paragraph as is available to the city, can be reasonably derived from available sources, and can be reasonably obtained from the business entity to which assistance was provided; (xiii) for the current reporting year, with respect to the entity or entities receiving assistance and their affiliates, the number and percentage of employees at all sites covered by the project agreement who reside in the city of New York. For the purposes of this subparagraph, "affiliate" shall mean (i) a business entity in which more than fifty percent is owned by, or is subject to a power or right of control of, or is managed by, an entity which is a party to an active project agreement, or (ii) a business entity that owns more than fifty percent of an entity that is party to an active project agreement or that exercises a

power or right of control of such entity; (xiv) a projection of the retained or additional tax revenue to be derived from the project for the remainder of the project period; (xv) a list of all commercial expansion program benefits, industrial and commercial incentive program benefits received through the project agreement and relocation and employment assistance program benefits received and the estimated total value of each for the current reporting year; (xvi) a statement of compliance indicating whether, during the current reporting year, the contracted entity has reduced, cancelled or recaptured benefits for any company, and, if so, the total amount of the reduction, cancellation or recapture, and any penalty assessed and the reasons therefore; (xvii) for business entities for which project assistance was provided by such contracted entity in the form of a loan, grant or tax benefit of one hundred fifty thousand dollars or less, the data should be included in such report in the aggregate using the format required for all other loans, grants or tax benefits; and (xviii) an indication of the sources of all data relating to numbers of jobs. For projects in existence prior to the effective date of this local law, information that business entities were not required to report to such contracted entity at the time that the project agreement and any other documents applicable to such project were executed need not be contained in the report.

The report shall be submitted by the statutory due date and shall bear the actual date that the report was submitted. Such report shall include a statement explaining any delay in its submission past the statutory due date. Upon its submission, the report shall simultaneously be made available in electronic form on the website of the contracted entity or, if no such website is maintained, on the website of the city of New York, provided that reports submitted in 2012 or after shall simultaneously be made available in a commonly available non-proprietary database format on the website of the contracted entity or, if no such website is maintained, on the website of the city of New York, except that any terms and restrictions on the use or resale of city-owned land need not be included in such non-proprietary database format, and provided further that with respect to the report submitted in 2012 in the commonly available non-proprietary database format, the contracted entity shall include, in such format, the data included in the reports for the period from July 1, 2005 to June 30, 2010. Reports with regard to projects for which assistance was rendered prior to July 1, 2005, need only contain such information required by this subdivision as is available to the contracted entity, can be reasonably derived from available sources, and can be reasonably obtained from the business entity to which assistance was provided.

§2. This law shall take effect immediately upon enactment.

Referred to the Committee on Economic Development.

Res. No. 104

**Resolution calling upon the New York State Unified Court System to require the Integrated Domestic Violence Courts in New York City to issue regular reports on batterer intervention programs.**

By Council Members Cabrera, Barron, Chin, Eugene, Ferreras, Gibson, Levine, Palma, Rose, Williams, Rosenthal and Mendez.

**Whereas**, The Integrated Domestic Violence (IDV) courts in New York State are designed to have a family's multiple cases come before a single judge; and

**Whereas**, IDV courts provide judicial monitoring, access to advocacy and services, and close communication with outside agencies and programs; and

**Whereas**, These courts help to ensure consistency in judicial orders, which allows the court to respond on a particularized basis to each family's situation; and

**Whereas**, A Batters Intervention Program is an educational program for domestic violence offenders, which focuses on encouraging participants to take responsibility for abusive acts and explores the effects and impact of violence; and

**Whereas**, Although there are several possible ways to enter a batterer program, one of the more common is upon order from a court; and

**Whereas**, However, when batterers go through court-ordered programs, there is currently no readily accessible public record of outcomes to determine if there are identifiable changes in the behavior patterns of batterers and whether the programs are successful; and

**Whereas**, It is important batterer programs address the substantive issues behind domestic violence, and not simply act as a procedural requirement that the batterer must fulfill; and

**Whereas**, Reporting on the placement in and outcomes of batterer intervention programs would help researchers and advocates to measure the success of the programs and trends in changing the behavior of batterers; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Unified Court System to require the Integrated Domestic Violence Courts in New York City to issue regular reports on batterer intervention programs.

Referred to the Committee on Women's Issues.

Int. No. 129

By Council Members Chin, Williams, Barron, Johnson, Palma, Reynoso, Rose, Rosenthal and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to remedies for breach of the duty of an owner to refrain from harassment of tenants.**

*Be it enacted by the Council as follows:*

Section 1. Paragraph 2 of subdivision m of section 27-2115 of the administrative code of the city of New York is amended to read as follows:

(2) If a court of competent jurisdiction finds that conduct in violation of subdivision d of section 27-2005 of this chapter has occurred, it may determine that a class c violation existed at the time that such conduct occurred. Notwithstanding the foregoing, such court may also issue an order restraining the owner of the property from violating such subdivision and direct the owner to ensure that no further violation occurs, in accordance with section 27-2121 of this chapter. Such court shall impose a civil penalty in an amount not less than [one] *five* thousand dollars and not more than [five] *ten* thousand dollars for each dwelling unit in which a tenant or any person lawfully entitled to occupancy of such unit has been the subject of such violation, and such other relief as the court deems appropriate. It shall be an affirmative defense to an allegation by a tenant of the kind described in subparagraphs b, c and g of paragraph forty-eight of subdivision a of section 27-2004 of this chapter that (i) such condition or service interruption was not intended to cause any lawful occupant to vacate a dwelling unit or waive or surrender any rights in relation to such occupancy, and (ii) the owner acted in good faith in a reasonable manner to promptly correct such condition or service interruption, including providing notice to all affected lawful occupants of such efforts, where appropriate.

§ 2. Subdivision m of section 27-2115 of the administrative code of the city of New York is amended by adding a new paragraph 6 to read as follows:

(6) *The department shall post on its website information regarding any finding by a court of competent jurisdiction that conduct in violation of subdivision d of section 27-2005 of this chapter occurred, including, at a minimum: (i) the address of the unit that was the subject of such a violation; (ii) the name of the owner of such unit; (iii) the civil penalty imposed for such violation; (iv) the date such penalty was imposed; and (v) whether an order restraining the owner of such unit from violating subdivision d of section 27-2005 of this chapter was issued. Such information shall be posted no later than thirty days following an issuance of such a finding.*

§ 3. This local law shall take effect ninety days after its enactment, provided, however that the commissioner may promulgate any rules and take such actions as are necessary prior to such effective date.

Referred to the Committee on Housing and Buildings.

Res. No. 105

**Resolution calling upon the New York State Legislature to pass, and the Governor to sign A.7892 and S.6221, legislation authorizing banks to refuse payment of moneys when there is reason to believe that a vulnerable adult is being financially exploited.**

By Council Members Chin, Vallone, Arroyo, Constantinides, Ferreras, Koo, Miller, Palma, Rose and Mendez.

**Whereas**, Elder abuse, the intentional harming or creation of a serious risk of harm to a senior, includes physical and emotional abuse, as well as financial exploitation; and

**Whereas**, Financial exploitation is particularly detrimental to seniors as an elderly victim likely has far less time and ability to recover from financial losses than a younger target; and

**Whereas**, Financial exploitation of seniors is estimated to cost Americans \$2.9 billion each year; and

**Whereas**, Cases of financial exploitation of a senior are difficult to prove as victims are often hesitant to come forward because their abuser is a relative, may not be aware that the exploitation is occurring, or could be incapable of giving proper consent to those controlling their finances; and

**Whereas**, According to the New York State Bureau of Adult Services, 64 percent of reported perpetrators of financial exploitation of a senior were family members, spouses or significant others; and

**Whereas**, Banks and financial institutions may be reluctant to refuse to process transactions or share records with authorities where abuse is suspected due to concerns regarding privacy laws and potential liability; and

**Whereas**, New York State Assembly Member Joan Millman introduced A.7892 in June 2013 and New York State Senator David Valesky introduced S.6221 in January 2014, bills that would allow a banking organization to refuse to conduct transactions requiring the dispersal of moneys in the account of a vulnerable adult, or moneys held for the benefit of such adult, if the organization, a social services official, or a law enforcement agency reasonably believe that financial exploitation has occurred or may occur; and

**Whereas**, A.7892 and S.6221 would also authorize banks to provide access to or copies of historical records or recent transactions relevant to the suspected financial exploitation of a **vulnerable** adult to law enforcement agencies and social services agencies; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Legislature to pass, and the Governor to sign A.7892 and S.6221, legislation authorizing banks to refuse payment of moneys when there is reason to believe that a vulnerable adult is being financially exploited.

Referred to the Committee on Aging.

Res. No. 106

**Resolution calling upon the New York State Legislature to pass and the Governor to sign legislation requiring the mandatory reporting of suspected elder abuse.**

By Council Members Chin, Arroyo, Cohen, Constantinides, Ferreras, Gibson, Koo, Levine, Palma, Rose and Mendez.

**Whereas**, Elder abuse, the intentional harming or creation of a serious risk of harm to a senior, includes physical abuse, emotional abuse, sexual abuse, financial exploitation, and neglect; and

**Whereas**, In 2011, the New York State Office of Children and Family Services released a report estimating that 120,000 seniors in New York City had experienced abuse; and

**Whereas**, Investigating and resolving elder abuse cases can be particularly difficult as victims are hesitant to report abuse, in part due to the fact that perpetrators of elder abuse are often family members or caregivers; and

**Whereas**, According to the New York State Bureau of Adult Services, more than 85 percent of reported perpetrators of physical abuse of a senior were family members, with spouses or significant others comprising nearly a third of abusers; and

**Whereas**, According to the United States Government Accountability Office, as of 2011, New York was one of only four states that did not require any professionals to report suspected cases of elder abuse; and

**Whereas**, The State should require that health care workers, social services workers, mental health professionals, employees or volunteers of facilities providing care for seniors, law enforcement officials, attorneys and investigators of district attorney's offices, and financial professionals who, while acting in their professional or official capacity, have reasonable cause to suspect that a senior is abused to report such abuse to the State; and

**Whereas**, Requiring that certain professionals report suspected elder abuse would increase the likelihood that a victim of abuse will receive needed services and that abusers will be brought to justice; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Legislature to pass and the Governor to sign legislation requiring the mandatory reporting of suspected elder abuse.

Referred to the Committee on Aging.

Int. No. 130

By Council Members Constantinides, Koo and Rose.

**A Local Law to amend the administrative code of the city of New York, in relation to prohibiting jaywalking and providing for such violations to be adjudicated before the office of administrative trials and hearings.**

*Be it enacted by the Council as follows:*

Section 1. Title 19 of the administrative code of the city of New York is amended by adding a new section 19-190 to read as follows:

*§19-190. Restrictions on pedestrian crossings. a. No pedestrians shall: (1) enter or cross a roadway at any point where signs, fences, barriers, or other devices are erected to prohibit or restrict such crossing or entry; (2) cross any roadway at an intersection except within a crosswalk; or (3) cross a roadway except at a crosswalk on any block in which traffic control signals are in operation at both intersections bordering the block.*

*b. A person who violates subdivision a of this section may be issued a notice of violation and shall be liable for a civil penalty of not more than fifty dollars which may be recovered in a proceeding before the office of administrative trials and hearings.*

*c. The office of administrative trials and hearings shall promulgate rules and regulations as shall be necessary to carry out the purposes of this section, including but not limited to rules and regulations establishing procedures for persons who have been issued notices of violation to admit to the violation by mail or via the internet.*

§2. This local law shall take effect 60 days after its enactment into law.

Referred to the Committee on Transportation.

Res. No. 107

**Resolution to amend the Rules of the Council in relation to the availability of local laws for review By Council Member s.**

By Council Members Constantinides, Koo, Palma and Vacca.

6.70. Local Laws Available to Council Members – Council Members shall receive an e-mailed copy, to their official Council e-mail address and any others they designate, of a local law in its final form at least seven days, exclusive of Sundays, prior to its final passage, except that local laws for which the Mayor certifies as to the necessity of its immediate passage need not be e-mailed to Council Members prior to passage. Any Council Member may request that local laws be physically laid upon his or her desk within the same time period, but Council Members will not otherwise receive physical copies of local laws on their desks prior to the day on which such local law is on the stated meeting agenda. This rule shall not operate to invalidate the passage of any local law for which the procedures of section 36 of the New York City Charter are followed.

Referred to the Committee on Rules, Privileges and Elections.

Int. No. 131

By Council Members Cornegy, Deutsch, Constantinides, Johnson, Vallone, Ferreras, Lancman, Vacca, Espinal, Menchaca, Greenfield, Reynoso, Treyger, Gentile, Maisel, Cumbo, Eugene, Rosenthal, Lander, Levin, Barron, Arroyo, Palma, Koslowitz, Williams, Koo, Dickens, Chin, King, Levine, Miller, Richards, Rose, Torres, Van Bramer, Dromm, Cabrera, Cohen, Mealy, Mendez, Ulrich and Ignizio.

**A Local Law to amend the New York city charter, in relation to requiring the DOE to equip all exit doors with an alarm system in all elementary school buildings and buildings accommodating district 75 programs.***Be it enacted by the Council as follows:*

Section 1. Section 528 of the New York city charter is amended to read as follows:

§528. The installation and operation of security cameras *and other security measures* in New York City public schools. a. Installation of Security Cameras *and door alarm systems*. The New York City department of education, in consultation with the New York City police department, shall install security cameras *and door alarm systems* at schools and consolidated school locations operated by the department of education where the chancellor, in consultation with the New York City police department, deems such cameras *and door alarm systems* appropriate for safety purposes. Such cameras may be placed at the entrance and exit doors of each school and may be placed in any area of the school where individuals do not have a reasonable expectation of privacy. The number, type, placement, and location of such cameras within each school shall be at the discretion of the department of education, in consultation with the principal of each school and the police department. *Such door alarm systems shall be placed at the discretion of the department of education, in consultation with the principal of each school and the police department, at the entrance and exit doors of each school building under the jurisdiction of the department of education, including any building with pre-kindergarten through grade 5 or a district 75 program. Such alarm system shall alert school building staff of any unauthorized departure from the school building, and shall be activated at all times during the school day when students are on premises. For the purposes of this section “district 75 program” shall mean any educational, vocational, or behavioral support program under the authority of the department for students who are on the autism spectrum, or have significant cognitive delays, emotional challenges, sensory impairments, or multiple disabilities.*

b. Schedule of Installation, *cameras*. The department of education, in consultation with the police department, shall set the priorities for installation of cameras as set forth in subdivision a to include among other appropriate factors consideration of the level of violence in schools, as determined by the police department and the department of education. By the end of 2006, the potential installation of cameras shall have been reviewed for all schools under the jurisdiction of the department of education, including elementary schools. At the end of 2006, the department of education shall submit a report to the city council indicating, for each school under its jurisdiction, the findings of the review and the reasons for the findings contained therein.

c. *Schedule of Installation, door alarm systems*. The department of education, in consultation with the police department, shall set the priorities for installation of *door alarm systems* as set forth in subdivision a. *By the end of 2014, the potential installation of door alarm systems shall have been reviewed for all schools under the jurisdiction of the department of education, including any building with pre-kindergarten through grade 5 or a district 75 program. At the end of 2014, the department of education shall submit a report to the speaker of the city council indicating, for each school under its jurisdiction, the findings of the review and the reasons for the findings contained therein.*

§3. This local law shall take effect ninety days after its enactment.

Referred to the Committee on Education.

Int. No. 132

By Council Members Crowley, Johnson, Arroyo, Chin, Cohen, Gentile, Gibson, Koo, Levine, Palma, Richards, Rose, Vallone and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to requiring the New York City Police Department to report data regarding animal cruelty complaints.***Be it enacted by the Council as follows:*

Section 1. Title 14 of the administrative code of the city of New York is amended by adding a new section 14-155 to read as follows:

§14-155. *Data regarding animal cruelty complaints.* a. *For the purposes of this section, the term “animal cruelty” shall mean any violation of any of the provisions of article twenty-six of the new york state agriculture and markets law or sections 17-197 or 17-330 of the administrative code of the city of New York.*

b. *The department shall publish on its website on a semi-annual basis the following data regarding animal cruelty complaints: (1) the number of complaints the department receives alleging an act of animal cruelty; (2) the number of investigations that have been initiated by the department; (3) the number of investigations that have been closed; (4) the number of investigations that remain open more than 30 days after the department receives such complaints; (5) the number of summonses issued as a result of investigations into allegations of acts of animal cruelty conducted by the department; and (6) the number of arrests made as a result of investigations into allegations of acts of animal cruelty conducted by the department. The data required pursuant to this section shall be disaggregated by police precinct.*

§2. This local law shall take effect 60 days after its enactment into law.

Referred to the Committee on Public Safety.

Int. No. 133

By Council Members Crowley, Vacca, Lander, Rodriguez, Levine, Koo, Lancman, Palma, Reynoso and Rose.

**A Local Law to amend the administrative code of the city of New York, in relation to ferry service to Hart's Island.***Be it enacted by the Council as follows:*

Section 1. Chapter 3 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-308 to read as follows:

§19-308 *Ferry service to Hart's Island.* *The commissioner shall maintain and operate regular ferry service, which shall be open to the public, between City Island in the borough of the Bronx and Hart's Island. The commissioner shall expeditiously obtain all necessary state and federal permits prior to such maintenance and operation. The schedule of such service shall be determined by the commissioner in consultation with the commissioner of correction, provided, however, that the commissioner shall make available on the website of the city of New York information clearly stating how a member of the public may reserve in advance a ride on such ferry.*

§2. This local law shall take effect ninety days after its enactment into law.

Referred to the Committee on Transportation.

Int. No. 134

By Council Members Crowley, Vacca, Lander, Rodriguez, Levine, Cohen, Koo, Lancman, Palma and Reynoso.

**A Local Law to amend the administrative code of the city of New York, in relation to a transfer of jurisdiction over Hart Island from the department of corrections to the department of parks and recreation.***Be it enacted by the Council as follows:*

Section 1. Section 9-103 of the administrative code of the city of New York is REPEALED.

§2. Section 21-110 of the administrative code of the city of New York is amended to read as follows:

§21-110 *Potter's field.* The commissioner shall have charge of the Potter's Fields, and when the necessity therefor shall arise, shall have power to lay out additional Potter's Fields or other public burial places for the poor and strangers and from time to time enclose and extend the same to make enclosures therein and to build vaults therein, and to provide all necessary labor and for interments therein. The Potter's Field on [Hart's] *Hart* island, however, shall [remain] *be* under the control of the department of [correction] *parks and recreation*, and the burial of

deceased paupers therein shall [continue] *occur* under rules and regulations established by the joint action of the departments of social services, [and] correction[,] *and parks and recreation* or in case of disagreement between such departments, under such regulations as may be established by the mayor.

§3. This local law shall take effect one hundred eighty days after its enactment.

Referred to the Committee on Fire and Criminal Justice Services.

Int. No. 135

By Council Members Crowley, Chin, Koo, Lancman, Palma, Rose and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to reporting response times for firefighting units and ambulances to medical emergencies.**

*Be it enacted by the Council as follows:*

Section 1. Chapter one of title 15 of the administrative code of the city of New York is amended by adding new paragraphs (10), (11) and (12) to subdivision b of section 15-129 to read as follows:

(10) Average response time to medical emergencies, disaggregated by segment 1 through 9, as defined by the department, by ambulance units;

(11) Average response time to medical emergencies, disaggregated by segment 1 through 3, as defined by the department, by fire units;

(12) Combined average response time to medical emergencies, disaggregated by segment 1 through 3 by ambulance and fire units.

§2. This local law shall take effect on June 17, 2014.

Referred to the Committee on Fire and Criminal Justice Services.

Int. No. 136

By Council Members Crowley, Arroyo, Dickens, Johnson, Koo, Levine, Palma, Rose, Vallone, Ulrich and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to the spaying, neutering and licensing of animals sold in pet shops.**

*Be it enacted by the Council as follows:*

Section 1. The title of chapter 8 of title 17 of the administrative code of the city of New York is amended to read as follows:

Chapter 8 – ANIMAL SHELTERS AND [STERILIZATION ACT] *PET SHOPS*

§ 2. Subdivision e and f of section 17-802 of the administrative code are amended to read as follows:

e. "Pet shop" means a facility [required to have a permit issued pursuant to subdivision (a) of section 161.09 of the New York city health code,] where [dogs and/or cats] *live animals* are sold, exchanged, bartered, or offered for sale as pet animals to the general public at retail for profit. Such definition shall not include full-service shelters or other animal shelters that make dogs and cats available for adoption whether or not a fee for such adoption is charged.

f. "Sterilization" means rendering a dog, [or ]cat, *rabbit, guinea pig, or any other animal designated by rule by the department*[who is at least eight weeks of age], unable to reproduce, by surgically altering the [dog's or cat's] *animal's* reproductive organs *as set forth in the rules of the department* or by non-surgical methods or technologies approved by the United States food and drug administration or the United States department of agriculture and acceptable to the department. Such definition shall include the spaying of a female dog or cat or the neutering of a male dog or cat *provided such dog or cat is at least eight weeks of age.*

§ 3. Section 17-802 of chapter 8 of title 17 of the administrative code of the city of New York is amended by adding a new subdivisions h to read as follows:

h. "*Animal shelter*" means a not-for-profit facility holding a permit in accordance with §161.09 of the New York city health code where *homeless, lost, stray, abandoned, seized, surrendered or unwanted animals are received, harbored, maintained and made available for adoption to the general public, redemption by their owners or other lawful disposition, and which is owned, operated, or maintained by a duly incorporated humane society, animal welfare society, society for the prevention of cruelty to animals, or other organization devoted to the welfare, protection or humane treatment of animals.*

§4. Subdivisions b and c of section 17-804 of the administrative code of the city of New York are amended to read as follows:

b. No pet shop shall release to a consumer a dog[ or], cat, *rabbit, or guinea pig, or any other animal designated by rule by the department* that has not been sterilized by a licensed veterinarian; provided, however, that such requirement shall not apply to a consumer who presents to the pet shop a letter from such consumer's licensed veterinarian, dated within the immediately preceding ten days, stating the reason(s) why, in the opinion of such veterinarian, such [dog or cat] *dog, cat, or other animal,* should not be sterilized until a later specified date, not to exceed four months following the date of such letter. Such letter shall state that such veterinarian will cause such [dog or cat] *animal* to be sterilized at the request of such consumer on or before such later specified date. Such veterinarian shall also provide to the pet shop a

certificate, in such form and manner as determined by rules promulgated by the department, stating the date on which such sterilization was performed. Any consumer who provides a pet shop with a letter with respect to a later sterilization of [a dog or cat] *such animal* must ensure that such animal is sterilized by the date indicated in the letter.

c. Every pet shop, in accordance with rules promulgated by the department, shall maintain records of *all sales of dogs, cats, rabbits, guinea pigs, and any other animals designated by rule by the department pursuant to subdivision b of this section* [dog or cat sales], sterilization procedures performed at the request of the pet shop, and veterinarian letters and certificates received, and shall retain such records, letters and certificates for a period of [two] *five* years. Such records, letters, and certificates shall be made available to the department according to rules promulgated by the department.

§ 5. Chapter 8 of title 17 of the administrative code of the city of New York is amended by adding new sections 17-814 to read as follows:

§ 17-814 *Licensing of dogs required.* a. A pet shop shall not sell or release a dog to a purchaser or adopter unless such person first completes an application for a license and tenders the license fees required by law. Such pet shop shall forward such completed application and license fees to the department in such manner as may be specified by the department. Such license shall be issued by the department.

b. A pet shop shall be exempted from the requirements of subdivision a of this section for any sale of a dog to a purchaser or adopter who executes and submits to such pet shop a written statement that the dog to be purchased or adopted is to be harbored outside of the city.

c. Every pet shop operator shall on at least a monthly basis report to the department on a form furnished by the department all dogs which have been sold and adopted, indicating for each such dog whether or not the pet shop submitted to the department a license application. Such form shall include the name and address of each such dog's purchaser or adopter, the license or license application number if known, as well as any other descriptive information regarding such dog as may be required by the department.

§6. This local law shall take effect ninety days after its enactment into law.

Referred to the Committee on Health.

Int. No. 137

By Council Members Dromm, Barron, Chin, Koo, Levine, Palma, Rose and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to requiring the administration for children's services to report on their success in obtaining government-issued personal identification for youth in foster care.**

*Be it enacted by the Council as follows:*

Section 1. Chapter 9 of title 21 of the administrative code of the city of New York is amended by adding a new section 21-907 to read as follows:

§ 21-907 *Government-issued personal identification.* a. For the purposes of this section the term "government-issued personal identification" shall mean a birth certificate, social security card, state-issued driver's license or non-driver identification card, United States permanent resident card, individual taxpayer identification number, municipal identification card, consular identification card, or passport.

b. Beginning no later than January 31, 2015, and no later than every January 31 thereafter, the commissioner shall submit an annual report to the city council that includes the number of children in foster care who have a form of government-issued personal identification, disaggregated by: the type of identification; the number of children who did not have such identification when they entered foster care; the number of children who obtained such identification with assistance from ACS; and, on average, the number of days it took ACS to procure such identification. The first such annual report, and each subsequent report, shall also include a description of the actions ACS takes to ensure that all children in foster care obtain government-issued personal identification.

§2. This local law shall take effect one hundred and eighty days after its enactment into law.

Referred to the Committee on General Welfare.

Int. No. 138

By Council Members Dromm, Garodnick, Barron, Chin, Ferreras, King, Koo and Mendez.

**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.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision a of section 14-115 of the administrative code of the city of New York is amended to read as follows:

a. (1) The commissioner shall have power, in his or her discretion, on conviction by the commissioner, or by any court or officer of competent jurisdiction, of a member of the force of any criminal offense, or neglect of duty, violation of rules, or neglect or disobedience of orders, or absence without leave, or any conduct injurious to the public peace or welfare, or immoral conduct or conduct unbecoming an officer, or any breach of discipline, to punish the offending party by reprimand, forfeiting and withholding pay for a specified time, suspension, without pay during such suspension, or by dismissal from the force; but no more than thirty days' salary shall be forfeited or deducted for any offense. All such forfeitures shall be paid forthwith into the police pension fund.

(2) (i) Where the punishment imposed by the commissioner or his or her deputies is different than the punishment recommended in the findings and recommendation reports of the New York City Police Department Deputy Commissioner of Trials, or the Civilian Complaint Review Board, the commissioner shall, within thirty days of the imposition of such penalty, submit to the entity that provided the recommendation report, a written explanation stating the specific reasons for the commissioner's decision to deviate from the recommended penalty or finding, provided, however, that such written explanation need not be provided within thirty days if so doing would interfere with any ongoing investigations. In cases where such written explanation is delayed due to an ongoing investigation, the written explanation shall be provided as soon as is practicable, and shall include an explanation of the reason for the delay.

(ii) The department shall make all such written statements available to the Commission to Combat Police Corruption and the Commission to Combat Police Corruption shall provide an analysis of such statements in its annual report.

(iii) The department shall post all such written statements on the department's website, without any officer identifying information, immediately upon their submission to the relevant entity as provided in subparagraph (i) of this paragraph.

(iv) Failure to comply with any of the provisions of this paragraph shall not result in the invalidation of any punishment imposed nor should any of the provisions of this paragraph be construed to create a private right of action to enforce its provisions.

§2. Paragraph 6 of subdivision c and paragraph 3 of subdivision d of section 440 of chapter 18-A of the New York City Charter are amended to read as follows:

c. Powers and duties of the board.

(6) The board shall issue to the mayor and the city council a semi-annual report which shall describe its activities and summarize its actions. Such report shall include a section evaluating the written statements issued by the police commissioner pursuant to section 14-115(a)(2) of the administrative code.

d. Cooperation of police department.

(3) The police commissioner shall report to the board on any action taken in cases in which the board submitted a finding or recommendation to the police commissioner with respect to a complaint. Such report shall include a written explanation stating the specific reasons for any deviation from the board's penalty recommendations or findings, pursuant to section 14-115(a)(2) of the administrative code.

§3. This local law shall take effect immediately.

Referred to the Committee on Public Safety.

Res. No. 108

**Resolution calling on the State Legislature to enact and for the Governor to sign A.1618-A and S.390-A, which would amend the State Vehicle and Traffic law to include "electric assisted" bicycles in the definition of bicycles and thus permit their use.**

By Council Members Espinal, Arroyo, Koo and Miller.

**Whereas**, The New York State Traffic and Vehicle Law ("VTL") allows only "motor vehicles" to be registered with the State Department of Motor Vehicles ("DMV"); and

**Whereas**, Bicycles are excluded from the DMV registration requirements because they are defined as devices that are propelled by human power; and

**Whereas**, "Electric assisted" bicycles ("e-bikes") do not fall within the State definition of bicycles and are not considered motor vehicles; and

**Whereas**, State law effectively prohibits the operation of e-bikes; and

**Whereas**, Safety concerns have been raised about the use of e-bikes; and

**Whereas**, Despite safety concerns, "electric assisted" bicycles have increasingly become a preferred means of making deliveries in the City; and

**Whereas**, Proponents for e-bikes argue that e-bikes have potential economic and environmental benefits because they improve working conditions of commercial cyclists and reduce the reliance on motor vehicles; and

**Whereas**, State legislation (A.1618-A by Assemblyman David F. Gantt and S.390-A Martin Malavé Dilan) would amend the New York State Vehicle and Traffic law to include e-bikes in the State definition of bicycles and thus permit their use; and

**Whereas**, If adopted, the State legislation would limit e-bikes to having a power output of "no more than seven hundred fifty watts" and speed of no more than twenty miles per hour; and

**Whereas**, New York City is seeing rapid diversification in its transportation infrastructure, including greater use of conventional and electric bicycles for both recreational and commercial purposes; and

**Whereas**, E-bikes can make a positive contribution to the health and economic well-being of the City; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the State Legislature to enact and for the Governor to sign A.1618-A and S.390-A, which would amend the State Vehicle and Traffic law to include "electric assisted" bicycles in the definition of bicycles and thus permit their use.

Referred to the Committee on Transportation.

Res. No. 109

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

By Council Member Ferreras.

**Whereas**, On June 27, 2013 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2014 with various programs and initiatives (the "Fiscal 2014 Expense Budget"); and

**Whereas**, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving the new designation and changes in the designation of certain organizations receiving local, aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

**Whereas**, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving new Description/Scope of Services for certain organizations receiving local, aging, and youth discretionary funding; and

**Whereas**, On June 28, 2012 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2013 with various programs and initiatives (the "Fiscal 2013 Expense Budget"); and

**Whereas**, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving the new designation and changes in the designation of certain organizations receiving local, aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

**Whereas**, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2013 Expense Budget by approving new Description/Scope of Services for certain organizations receiving local and aging discretionary funding; now therefore be it

**Resolved**, That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 1; and be it further

**Resolved**, That the City Council approves the new designation and changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 2; and be it further

**Resolved**, That the City Council approves the new designation and changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 3; and be it further

**Resolved**, That the City Council approves the new designation and changes in the designation of a certain organization receiving funding pursuant to the Cultural After School Adventure Initiative in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 4; and be it further

**Resolved**, That the City Council approves the new designation and changes in the designation of a certain organization receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 5; and be it further

**Resolved**, That the City Council approves the new designation and changes in the designation of certain organizations receiving funding pursuant to HIV Prevention – Evidence-Based Behavioral Interventions Initiative in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 6; and be it further

**Resolved**, That the City Council approves the new designation and changes in the designation of certain organizations receiving funding pursuant to the Infant Mortality Initiative in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 7; and be it further

**Resolved,** That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2013 Expense Budget, as set forth in Chart 8; and be it further

**Resolved,** That the City Council approves the new designation and changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2013 Expense Budget, as set forth in Chart 9; and be it further

**Resolved,** That the City Council approves the new Description/Scope of Services for certain organizations receiving local, aging, and youth discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 10; and be it further

**Resolved,** That the City Council approves the new Description/Scope of Services for certain organizations receiving local and aging discretionary funding in accordance with the Fiscal 2013 Expense Budget, as set forth in Chart 11.

Adopted by the Council (preconsidered and adopted by the Committee on Finance; for Exhibits, please see the attachment to the resolution following the Report of the Committee on Finance for Res No. 109 printed in these Minutes).

Int. No. 139

By Council Members Gentile, Arroyo, Koo and Vacca.

**A Local Law to amend the administrative code of the city of New York, in relation to non-tobacco smoking products.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision y of section 17-502 of the administrative code of the city of New York is amended to read as follows:

y. "Smoking" means inhaling, exhaling, burning or carrying any lighted cigar, cigarette, pipe, *water pipe* or any *similar* form of lighted object or device [which contains tobacco].

§ 2. Section 17-502 of the administrative code of the city of New York is amended by adding new subdivisions ss and to read as follows:

ss. "*Non-tobacco smoking product*" means any product designed for consumption through the inhalation of smoke which does not contain tobacco, including, but not limited to, herbal cigarettes as defined in section 17-702(aa) and shisha, as defined in section 17-702(z), provided that such shisha does not contain tobacco.

tt. "*Non-tobacco bar*" or "*Non-tobacco smoking establishment*" means a bar or business establishment that, as of the date of enactment of the local law that added this section, generated fifty percent or more of its total annual gross income from the on-site sale of non-tobacco smoking products and is registered with the department in accordance with the rules of the department. Such registration shall remain in effect for one year and shall be renewable only if: (i) in the preceding calendar year, the previously registered business establishment or bar generated fifty percent or more of its total annual gross income from the on-site sale of non-tobacco smoking products; and (ii) the business establishment or bar has not expanded its size or changed its location from its size or location as of as of the date of enactment of the local law that added this section.

§ 3. Subdivision a of section 17-503 of the administrative code of the city of New York is amended by adding new paragraph 23 to read as follows:

23. *Non-tobacco bars and non-tobacco smoking establishments; provided however, that such places of business may permit the use of non-tobacco smoking products.*

§ 4. Section 17-508 of the administrative code of the city of New York is amended by adding new subdivision l to read as follows:

l. *When the owner or operator of a non-tobacco bar or non-tobacco smoking establishment has been found to be in violation of subdivision a of section 17-503 on two or more occasions, the tribunal shall revoke the right of such owner or operator to permit the use of non-tobacco smoking in such non-tobacco bar or non-tobacco smoking establishment.*

§ 5. Section 17-513.1 of the administrative code of the city of New York is retitled to read as follows:

§ 17-513.1 Effective dates for membership associations, owner operated bars, [and] tobacco bars[.], and non-tobacco bars and non-tobacco smoking establishments.

§ 6. Section 17-513.1 of the administrative code of the city of New York is amended by adding new subdivision d to read as follows:

d. Any entity who in good faith believes itself to be a non-tobacco bar or non-tobacco smoking establishment shall have one hundred eighty days from the effective date of the local law that added this section to apply to the department for registration as a non-tobacco bar or non-tobacco smoking establishment. During the period of time from the effective date of this local law until the expiration of one hundred eighty days, no provision of this local law, except for the provisions of this section, shall apply to such entity.

§ 7. Chapter 5 of title 17 of the administrative code of the city of New York is amended by adding a new section 17-513.6 to read as follows:

§ 17-513.6 *Non-tobacco bar and non-tobacco smoking establishment verification. The department shall promulgate rules and regulations necessary to establish a system for review and verification of total annual gross sales of non-tobacco bars and non-tobacco smoking establishments.*

§ 8. This local law shall take effect one hundred eighty days after its enactment into law, provided however, that the commissioner shall take such actions, including the promulgation of rules, as are necessary for timely implementation of this local law.

Referred to the Committee on Health.

Res. No. 110

**Resolution calling on the Metropolitan Transportation Authority to consider the impact of the current pricing scheme on the Verrazano-Narrow Bridge on both the residents of Brooklyn and Staten Island.**

By Council Members Gentile and Espinal (by request of the Brooklyn Borough President).

**Whereas,** In New York City, bridges and tunnels are operated by three separate agencies: New York City Department of Transportation ("DOT"), Metropolitan Transportation Authority ("MTA") and the Port Authority of New York and New Jersey ("PA"); and

**Whereas,** The Verrazano-Narrows Bridge, operated by the MTA, serves as the primary connection for a motorist travelling between Brooklyn and Staten Island; and

**Whereas,** In February New York Governor Andrew Cuomo announced a plan to reduce the toll on the Verrazano-Narrows Bridge (VNB) for residents in Staten Island; and

**Whereas,** Following Governor Cuomo's announcement, the MTA Board adopted an action item to increase the rebate available to Staten Island residents through the Verrazano Narrows Bridge Staten Island Resident Rebate Program; and

**Whereas,** According to the MTA, the reason for the increased rebate is that "Staten Island residents are uniquely disadvantaged by the MTA district's transportation network charges in that the VNB is their sole means of vehicular access to the rest of New York City;" and

**Whereas,** Some current and former public officials, have raised the concern that the current pricing policy on the Verrazano-Narrows Bridge disadvantages Brooklyn residents; and

**Whereas,** While the plan may result in meaningful relief for residents in Staten Island, it fails to recognize the importance of the Verrazano-Narrows Bridge to residents in Brooklyn who rely on the Bridge for travel to Staten Island and New Jersey; and

**Whereas,** It is crucial that any decision regarding the pricing of bridges and tunnels include an impact analysis for residents on both sides of the Bridge, including the residents of Brooklyn; now, therefore, be it

**Resolved,** That the Council of the City of New York calls upon the Metropolitan Transit Authority to consider the impact of the current pricing scheme on the Verrazano-Narrow Bridge on both the residents of Brooklyn and Staten Island.

Referred to the Committee on Transportation.

Int. No. 140

By Council Members Greenfield, Chin, Constantinides, Espinal, Gentile, Gibson, Johnson, Koo, Levine, Reynoso, Richards, Torres, Van Bramer and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to reducing speed limits and establishing slow zones.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision a of section 19-177 of the administrative code of the city of New York is amended to read as follows:

§ 19-177 Speed Limits; posting of signs; *neighborhood slow zones; school slow zones.* a. *Except as otherwise provided by this subdivision, [The] the official speed limit for a vehicle in the city of New York shall be thirty miles per hour except for one-way highways under the jurisdiction of the commissioner with no more than one lane of through traffic, where the speed limit shall be twenty five miles per hour; or where an official sign indicates that a different speed limit is in effect. The commissioner shall designate such highways on or before the effective date of this section. For purposes of this section, "highway" shall have the same meaning as in section one hundred eighteen of the vehicle and traffic law.*

§ 2. Section 19-177 of the administrative code of the city of New York is amended to add new subdivisions d, e and f to read as follows:

d. (1) *The commissioner shall establish neighborhood slow zones in which speed limits of twenty miles per hour apply on or along designated highways and in which other traffic calming measures are implemented. The commissioner shall*

establish seven such non-contiguous slow zones, which shall contain not less than five blocks per zone, annually. For purposes of this subdivision, "traffic calming measures" shall mean any physical engineering measure or measures that reduce the negative effects of motor vehicle use, alter driver behavior and improve conditions for non-motorized street users such as pedestrians and bicyclists.

(2) Should the commissioner determine that fewer than seven neighborhood slow zones will be established annually, the commissioner shall inform the mayor and the speaker of the council in writing of such determination and the reason therefore.

e. (1) The commissioner shall establish school slow zones in which speed limits of not less than fifteen nor more than twenty miles per hour apply for a distance of one thousand three hundred twenty feet from a school entrance or exit abutting the highway; provided, however, that the commissioner may reduce such distance if such speed limit for such entire distance would, in the commissioner's judgment, endanger the safety of motorists or pedestrians or not be consistent with the department's guidelines. The commissioner shall establish such school slow zones for fifty schools annually. For purposes of this subdivision, the term "school" shall have the same meaning as in section 19-189 of this title.

(2) After evaluating every school in the city for the establishment of such school slow zones, the commissioner shall inform the mayor and the speaker of the council in writing and shall continue to evaluate the need to establish school slow zones for any school created after such notice is given.

f. Commencing on or before February 1, 2015, and annually thereafter, the commissioner shall provide a report to the mayor and speaker of the council, and shall post on the department's website, a report listing the location of all neighborhood slow zones and school slow zones established pursuant to this section, and all highways where the speed limit has been designated by the commissioner as twenty five miles per hour pursuant to subdivision a of this section.

§ 3. Effect of invalidity; severability. If any section, subdivision, paragraph, sentence, clause, phrase or other portion of this local law is, for any reason, declared unconstitutional or invalid, in whole or in part, by any court of competent jurisdiction, such portion shall be deemed severable, and such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this local law, which remaining portions shall continue in full force and effect.

§ 4. This local law shall take effect one hundred eighty days after its enactment into law.

Referred to the Committee on Transportation.

Res. No. 111

**Resolution calling upon the New York State Legislature to pass, and the Governor to sign, legislation that would lower New York City's speed limit to 25 miles per hour.**

By Council Members Greenfield, Chin, Constantinides, Espinal, Gentile, Koo, Levine, Reynoso, Torres, Van Bramer and Mendez.

**Whereas**, New York State law sets 30 miles per hour as the speed limit in New York City unless otherwise posted; and

**Whereas**, State law only allows the City to lower the speed limit under certain conditions, such as near schools or with accompanying traffic calming measures; and

**Whereas**, In 2013, 286 people, including 168 pedestrians, were killed in traffic crashes in New York City, according to New York City Police Department (NYPD) data; and

**Whereas**, In 2013, "unsafe speed" was cited as a contributing factor in over 3,000 collisions that resulted in injuries or fatalities in the City, also according to NYPD data; and

**Whereas**, Many studies have concluded that the chances of a pedestrian surviving a motor vehicle collision decrease dramatically as the speed of the vehicle increases; and

**Whereas**, One such study by the AAA Foundation for Traffic Safety determined that while a pedestrian has a 20 percent chance of dying if struck by a vehicle traveling at 30 miles per hour, the chance of death drops to 12 percent if the vehicle is traveling at 25 miles per hour; and

**Whereas**, Slower speeds also decrease stopping distance, giving drivers a better chance to take action to prevent collisions from occurring in the first place; and

**Whereas**, In the interest of pedestrian safety, the City's unposted speed limit should be lowered; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Legislature to pass, and the Governor to sign, legislation that would lower New York City's speed limit to 25 miles per hour.

Referred to the Committee on Transportation.

Int. No. 141

By Council Members Ignizio, Matteo, Constantinides, Dickens, Koo, Palma, Richards, Rose and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to the provision of information related to polychlorinated biphenyls (pcbs).**

Be it enacted by the Council as follows:

Section 1. Section 17-187 of the administrative code of the city of New York, as added by local law 57 for the year 2004, is amended to by adding a new subdivision g to read as follows:

g. The department shall designate at least one nurse, public health advisor or school health service aide for each public school to answer inquiries from parents and staff concerning polychlorinated biphenyls (pcbs). For the purposes of this subdivision "public school" shall mean a school under the jurisdiction of the New York city department of education that contains any combination of grades from and including kindergarten through grade twelve. Nurses, public health advisors and school health service aides provided under this subdivision shall be trained in accordance with the rules of the commissioner.

§ 2. This local law shall take effect ninety days after its enactment into law.

Referred to the Committee on Education.

Int. No. 142

By Council Members Ignizio, Matteo, Rose, Williams, Koo, Vallone and Palma (by request of the Staten Island Borough President).

**A Local Law to amend the administrative code of the city of New York, in relation to driving in bus lanes on snow days.**

Be it enacted by the Council as follows:

Section 1. Subchapter 2 of chapter 1 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-175.5 to read as follows:

§19-175.5 Driving in bus lanes permitted on snow days. Notwithstanding any other provision of law, any person operating a vehicle shall be permitted to drive in a lane with bus lane restrictions at any time when snowfall has caused the department of sanitation to suspend its street sweeping operations, and no notice of violation or summons may be issued solely for driving in a lane with bus lane restrictions.

§ 2. This local law shall take effect sixty days after its enactment.

Referred to the Committee on Transportation.

Int. No. 143

By Council Members Ignizio, Matteo, Constantinides, Gentile, Koo, Palma, Richards, Rose, Vallone and Ulrich.

**A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of education to implement a brief period of silent meditation in all schools on September 11th to commemorate those who perished as a result of the attack on the World Trade Center which occurred on September 11, 2001.**

Be it enacted by the Council as follows:

Section 1. The administrative code of the city of New York is amended by adding a new title 21-A to read as follows:

**Title 21-A Education.**

**Chapter 1 Department of Education.**

**Chapter 2 Silent meditation to commemorate those who perished on September 11, 2001.**

Chapter 1 Department of Education.

§21-950 Definitions. Whenever used in this title, the following terms shall have the following meanings:

a. "Chancellor" shall mean the chancellor of the New York city department of education.

b. "Department" shall mean the New York city department of education.

c. "Student" shall mean any pupil under the age of twenty-one under the jurisdiction of the

New York city department of education.

Chapter 2. Silent Meditation to Commemorate those who perished on September 11, 2011

§21-951 Silent meditation. a. For the purposes of this section the following terms shall have the following meanings:

1. "Schools" shall mean any school under the jurisdiction of the department including, but not limited to, charter schools.

2. "Silent meditation" shall mean a period of silence during which students



have an opportunity for individual reflection.

b. Each school shall implement a brief period of silent meditation annually on the morning of September 11th in order to commemorate the events that took place on September 11, 2001. Such silent meditation shall occur only on days during which September 11th falls on a calendar day in which such school is in session.

c. Pursuant to subdivision b of this section, the chancellor shall determine the actual time of day during which silent meditation will occur. The chancellor shall also determine a reasonable length of time during which students will participate in the silent meditation.

d. In accordance with state education law section 3029-a, silent meditation is not intended to be and shall not be conducted as a religious service or exercise.

§2. This local law shall take effect immediately after its enactment into law.

Referred to the Committee on Education.

Int. No. 144

By Council Members Johnson, Chin, Constantinides, Eugene, Koo, Lander, Levine, Richards, Rose, Van Bramer and Mendez.

**A Local Law to amend the administrative code of the city of New York and the New York city building code, in relation to requiring new and existing residential high-rise buildings to install emergency voice/alarm communication systems.**

*Be it enacted by the Council as follows:*

Section 1. Article 315 of title 28 of the administrative code of the city of New York, as amended by local law number 141 for the year 2013, is amended by adding a new section 28-315.2.3 to read as follows:

§ 28-315.2.3 **Emergency voice/alarm communication systems.** Existing high-rise buildings in occupancy group R-2 shall comply with section 907.5.2.2 of the New York city building code. All work to achieve compliance with such requirements shall be completed by October 1, 2016.

§2. Section 907.5.2.2 of the New York city building code, as added by local law number 141 for the year 2013, is amended to read as follows:

**907.5.2.2 Emergency voice/alarm communication systems.** Emergency voice/alarm communication systems required by this code shall be designed and installed in accordance with NFPA 72. The operation of any automatic fire detector, sprinkler waterflow device or manual fire alarm box shall automatically sound an alert tone followed by voice instructions giving approved information and directions for a general or staged evacuation in accordance with the building's fire safety and evacuation plans required by the *New York City Fire Code*. In high-rise buildings, the system shall operate on a minimum of the alarming floor, the floor above and the floor below. Speakers shall be provided throughout the building by paging zones. At a minimum, paging zones shall be provided as follows:

1. Each exit stairway.
2. Each floor.
3. Refuge areas as defined in Section 1002.1.

**Exceptions:**

**1. Group I-1 and I-2 occupancies.** In Group I-1 and I-2 occupancies, the alarm shall sound in a constantly attended area and a general occupant notification shall be broadcast over the overhead page.

**[2. Group R-2 occupancies 125 feet or less in height.** Emergency voice/alarm communication systems shall not be required in Group R-2 occupancies in buildings 125 feet (33 100 mm) or less in height.]

**[3.] 2. Group R-2 occupancies greater than 125 feet in height.** In Group R-2 occupied buildings greater than 125 feet (33 100 mm) in height, activation of any smoke detector or sprinkler water flow device shall initiate a signal at a central supervising station or constantly attended location and shall not initiate a signal to an alarm notification appliance. [An emergency voice/alarm communication system shall not be required. However, a one-way voice communication shall be provided between the fire command center for use by Fire Department personnel and the following terminal areas:

3.1. Within dwelling units. An intercom system may be utilized when provided with an override feature for use by Fire Department personnel. Such intercom system shall comply with rules promulgated by the commissioner establishing installation requirements.

3.2. Within required exit stairs. Annunciation devices shall be located at least on every other story. Such annunciation devices shall comply with rules promulgated by the commissioner establishing installation requirements.]

§3. Section BC 907 of the New York city building code is amended by adding a new section 907.5.2.2.5 to read as follows:

**907.5.2.2.5 Required signage for high-rise Group R-2 buildings.** In high-rise Group R-2 buildings, signs indicating that an emergency voice/alarm communication system has been installed within the building shall be posted at the following locations:

1. At each floor level landing within exit stairways; and
2. In each public or common area.

§4. This local law shall take effect on October 1, 2014, except that the commissioner of buildings shall take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Housing and Buildings.

Int. No. 145

By Council Members Johnson, Vacca, Crowley, Arroyo, Chin, Constantinides, Eugene, Koo, Levine, Richards, and Mendez.

**A Local Law to amend the New York city building code, in relation to the installation of fire sprinklers in certain establishments that provide services for animals.**

*Be it enacted by the Council as follows:*

Section 1. Article 315 of title 28 of the administrative code of the city of New York as added by local law number 141 for the year 2013, is amended by adding a new section 28-315.8 to read as follows:

§ 28-315.8 **Animal service facilities.** Animal service facilities in occupancy group B shall comply with the retroactive requirements of section 903.2.2.2 of the New York city building code by October 1, 2015.

§ 2. Section BC 304.1 of the New York city building code, as amended by local law number 141 for the year 2013, is amended to read as follows:

**304.1 Business Group B.** Business Group B occupancy includes, among others, the use of a building or structure, or a portion thereof, for office, professional, service-type transactions, or for conducting public or civic services, including the incidental storage of records and accounts and the incidental storage of limited quantities of stocks of goods for office use or purposes. Business Group B occupancies shall include, but not be limited to, the following:

- Airport traffic control towers
- Ambulatory health care facilities
- Animal hospitals, kennels, [and] pounds, *veterinary clinics and pet shops*
- Banks
- Barber and beauty shops
- Civic administration offices
- Clinic—outpatient, including group medical centers, and neighborhood family care centers
- Custodial care facilities with fewer than 75 persons, providing care to persons over the age of 2, where no more than four occupants are incapable of responding to an emergency situation without physical assistance from staff

Dry cleaning and laundries; pick-up and delivery stations and self-service

Educational occupancies for students above the 12th grade, where not classified in Group A. Such occupancy may be used occasionally for educational purposes offered to children through the 12th grade

Electronic data processing

Laboratories; nonproduction testing and research, as per Section 424

Libraries when not classified in Group E

Motor vehicle showrooms

Offices

Post offices

Photocopying and printing shops using electronic printing equipment

Professional services (architects, attorneys, dentists, physicians, engineers, etc.)

Radio and television stations not admitting an audience

Telephone exchanges

Training and skill development not within a school or academic program

§ 3. Section BC 903.2.2 of the New York city building code, as amended by local law number 141 for the year 2013, is amended and new sections 903.2.2.1 and 903.2.2.2 are added as to read follows:

**903.2.2 Group B [ambulatory health care facilities].** An automatic sprinkler system shall be installed [throughout all fire areas containing a Group B ambulatory health care facility occupancy when either of the following conditions exists at any time:

1. Four or more care recipients are incapable of self-preservation.

2. One or more care recipients who are incapable of self-preservation are located at other than the level of exit discharge serving such an occupancy.] *for Group B occupancies as provided in Sections 903.2.2.1 and 903.2.2.2.*

**903.2.2.1 Ambulatory health care facilities.** *An automatic sprinkler system shall be installed throughout all fire areas containing a Group B ambulatory health care facility occupancy when either of the following conditions exists at any time:*

1. *Four or more care recipients are incapable of self-preservation.*

2. *One or more care recipients who are incapable of self-preservation are located at other than the level of exit discharge serving such an occupancy.*

**903.2.2.2 Animal service facilities.** *An automatic sprinkler system shall be installed throughout all Group B occupancies that provide services for animals if animals are continuously sheltered therein for a period of at least twenty-four hours. This provision shall be retroactive and shall apply to all such occupancies in existence on the effective date of this provision, and such occupancies shall achieve compliance no later than October 1, 2015.*

§ 4. This local law shall take effect October 1, 2014, except that the commissioner of buildings shall take such measures as are necessary for its implementation, including the promulgation of rules, prior to its effective date.

Referred to the Committee on Housing and Buildings.

Int. No. 146

By Council Members Johnson, Crowley, Arroyo, Chin, Koo, Levine, Rose, Vallone, Mendez and Ulrich.

**A Local Law to amend the administrative code of the city of New York, in relation to microchipping animals sold in pet shops.**

*Be it enacted by the Council as follows:*

Section 1. The title of chapter 8 of title 17 of the administrative code of the city of New York is amended to read as follows:

Chapter 8 – ANIMAL SHELTERS AND [STERILIZATION ACT] *PET SHOPS*

§ 2. Subdivision e of section 17-802 of the administrative code is amended to read as follows:

e. "Pet shop" means *a facility other than an animal shelter where live animals are sold, exchanged, bartered, or offered for sale as pet animals to the general public at retail for profit* [a facility required to have a permit issued pursuant to subdivision (a) of section 161.09 of the New York city health code, where dogs and/or cats are sold, exchanged, bartered, or offered for sale as pet animals to the general public at retail for profit]. Such definition shall not include [full-service shelters or other] animal shelters that make dogs and cats available for adoption whether or not a fee for such adoption is charged.

§ 3. Chapter 8 of title 17 of the administrative code of the city of New York is amended by adding new sections 17-814 to read as follows:

§ 17-814 *Microchipping required.* a. *No pet shop shall release a dog or cat to a purchaser unless:*

1. *such animal has been implanted with a microchip as a permanent identification by a licensed veterinarian;*

2. *such pet shop has registered such animal's microchip with such purchaser's contact information; and*

3. *such pet shop has provided such purchaser with usage instructions for such microchip and written certification of compliance with paragraphs 1 and 2 of this subdivision, signed by such purchaser as acknowledgement of receipt, in a form and manner set forth in rules promulgated by the department.*

b. *Every pet shop shall retain for a period of five years from the date of sale of any dog or cat, a copy of the certification signed by the purchaser required by paragraph 3 of subdivision a of this section.*

§4. This local law shall take effect ninety days after its enactment into law.

Referred to the Committee on Health.

Res. No. 112

**Resolution calling upon the Department for the Aging to restore the congregate weekend meal program and conduct a public awareness campaign to promote congregate and home delivered meals.**

By Council Members Johnson, Chin, Arroyo, Cohen, Eugene, Gentile, Koo, Rose, Vallone, Mendez and Ulrich.

**Whereas,** The federal government provides local agencies on aging with funding for nutritional programs for seniors through the Older Americans Act; and

**Whereas,** The New York City Department for the Aging (DFTA) contracts with non-profit organizations to operate nutrition programs offering seniors community-based (congregate) and home delivered meals; and

**Whereas,** All individuals age 60 and over, and their spouses, are eligible for free congregate meals, regardless of income or assets; and

**Whereas,** DFTA contractors provide congregate breakfast, lunch, and dinner meals at more than 200 senior centers across the City during the week; and

**Whereas,** In 2009, DFTA eliminated a component of its nutrition program that provided seniors with a meal to take home to be eaten during the weekend, also known as a "6th congregate meal," citing budget cuts; and

**Whereas,** More than 24,000 seniors in New York City take part in DFTA's nutrition program, with 7.3 million congregate meals served and 4.25 million meals delivered in 2013; and

**Whereas,** Over 175,000 seniors, approximately 11.5 percent of those over age 60 in New York City, report being food insecure; and

**Whereas,** Free nutritious congregate and home delivered meals can help prevent disease, reduce the effects of chronic illnesses, promote socialization, and keep low-income seniors from going hungry; and

**Whereas,** Restoring congregate weekend meals and encouraging the utilization of DFTA's nutrition programs would positively impact the lives of thousands of the City's seniors; now, therefore, be it

**Resolved,** That the Council of the City of New York calls upon the Department for the Aging to restore the congregate weekend meal program and conduct a public awareness campaign to promote congregate and home delivered meals.

Referred to the Committee on Aging.

Res. No. 113

**Resolution calling on the State Legislature to pass and the Governor to sign A.5148-A/S.4253-A, an act to amend the social services law to add certain school based health services to the list of services which need not be provided by a managed care program.**

By Council Members Johnson, Dromm, Chin, Koo, Rose and Mendez.

**Whereas,** School-based health centers (SBHC) provide on-site primary care to students and are largely located in areas with limited access to health care services; and

**Whereas,** Research shows that SBHCs can decrease absenteeism from school and parents' time away from work, as well as reduce hospitalizations and trips to the emergency room; and

**Whereas,** For over 20 years, SBHCs have kept students in school and healthy, equipping them for academic success; and

**Whereas,** There are 222 SBHCs in New York State and 129 SBHCs serving 293 schools in the five boroughs of New York City; and

**Whereas,** Since 1998, school-based health centers have directly billed New York State for services provided to children on Medicaid through a waiver provided by the Administration of former Governor George Pataki; and

**Whereas,** This waiver has offered SBHCs a streamlined, simplified billing methodology that allowed reimbursements to occur expeditiously and at an adequate rate; and

**Whereas,** In 2010, Governor Andrew Cuomo created the Medicaid Redesign Team (MRT), which created a number of initiatives to reform health care in New York State and control rising Medicaid costs; and

**Whereas,** The MRT seeks to reallocate spending through managed care organizations rather than a fee-for-service payment structure and October 1, 2014 is the scheduled transition for school-based health centers; and

**Whereas,** Shifting to a billing method that would involve processing claims through a large pool of managed care organizations, rather than billing the State directly, would be unnecessarily complex and potentially cause delays in payments; and

**Whereas,** SBHCs would now have to negotiate reimbursement rates with managed care organizations; and

**Whereas**, According to a report by the Children's Defense Fund, managed care organizations have organized payment rates that are inherently lower than the existing rates that SBHCs receive through the current fee-for-service payment methodology; and

**Whereas**, The Children's Defense Fund Report also states that Medicaid reimbursements comprise more than 89% of SBHCs' third-party revenue in New York and any delays or reductions in reimbursements will compromise the sustainability of these vital centers; and

**Whereas**, A.5148-A/S.4253-A, sponsored by Assembly Member Richard Gottfried and State Senator Velmanette Montgomery, would add certain school based health services to the list of services which need not be provided by a managed care program; and

**Whereas**, This legislation would allow SBHCs to retain their current system of reimbursement, stabilizing a large portion of their funding stream; now, therefore, be it

**Resolved**, That the Council of the City of New York calls on the State Legislature to pass and the Governor to sign A.5148-A/S.4253-A, an act to amend the social services law to add certain school based health services to the list of services which need not be provided by a managed care program.

Referred to the Committee on Health.

Res. No. 114

**Resolution calling upon the New York State Legislature pass and the Governor to sign A.8641, A.8642, and A.8700, legislation amending income eligibility determinations for the senior citizen rent increase exemption (SCRIE) and disability rent increase exemption (DRIE) programs.**

By Council Members Johnson, Arroyo, Chin, Dickens, Gentile, Gibson, Koo, Levine, Reynoso, Rose, Vacca, Vallone, Van Bramer, Rosenthal and Mendez.

**Whereas**, In 1970, New York City instituted the senior citizen rent increase exemption (SCRIE) program to shield low-income seniors from rising housing costs by offering landlords a property tax abatement in exchange for freezing the rent of eligible senior tenants; and

**Whereas**, Tenants are eligible for the SCRIE program if they are at least 62 years old, have a total household income that does not exceed \$29,000, reside in a rent controlled or rent stabilized apartment, rent regulated hotel, or an apartment owned by a Mitchell-Lama development, and spend more than one-third of monthly income on rent; and

**Whereas**, In 2005, the City began to offer certain individuals with disabilities benefits similar to those offered through the SCRIE program under the disability rent increase exemption (DRIE) program; and

**Whereas**, Individuals that receive State or federal disability related assistance are eligible to be exempted from future rent increases if they have an annual household income no greater than \$20,412 for a single-person household or \$29,484 for households consisting of two or more people, reside in a rent controlled or rent stabilized apartment, rent regulated hotel, or an apartment owned by a Mitchell-Lama development, and spend more than one-third of monthly income on rent; and

**Whereas**, Due to the low income limits of SCRIE and DRIE, even small cost of living adjustments to entitlement programs such as Social Security or other increases in outside income can cause an individual to lose program eligibility; and

**Whereas**, In January 2014, New York State Assembly Member Linda Rosenthal introduced three bills - A.8641, A. 8642, and A.8700 - related to the income eligibility determinations for SCRIE and DRIE; and

**Whereas**, A.8641 would allow individuals to deduct union dues, court-ordered support payments, business losses, and capital losses for the purposes of determining income eligibility for SCRIE and DRIE; and

**Whereas**, A.8642 would require that increases in a household member's pension or Social Security benefits not be considered income for the purpose of determining eligibility for SCRIE or DRIE following such household's initial application for either program; and

**Whereas**, A.8700 would require that the frozen rent of a recipient of SCRIE or DRIE only be increased by the administering agency if the recipient household's income permanently increases by at least twenty percent; and

**Whereas**, A.8641, A.8642, and A.8700 would allow more seniors and individuals with disabilities to keep their SCRIE and DRIE benefits, thus allowing them to afford to continue living in their homes; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon New York State Legislature pass and the Governor to sign A.8641, A.8642, and A.8700, legislation amending income eligibility determinations for the senior citizen rent increase exemption (SCRIE) and disability rent increase exemption (DRIE) programs.

Referred to the Committee on Aging.

Res. No. 115

**Resolution calling upon the New York State Legislature to pass and the Governor to sign into law A.2448 and S.4142, which would allow sixteen**

**and seventeen year olds to be appointed to New York City Community Boards.**

By Council Members Kallos, Torres, Levine, Arroyo, Cohen, Constantinides, King, Lander, Reynoso, Rose, Van Bramer and Mendez (at the request of the Manhattan Borough President).

**Whereas**, Current regulations prohibit anyone under the age of eighteen from becoming a member of a New York City Community Board; and

**Whereas**, Many sixteen and seventeen year olds are active members of their communities and pay New York City income and sales tax, yet have no civic voice on how these revenues are spent; and

**Whereas**, Sixteen and seventeen year olds are legally accountable for breaking the law and can be arrested, tried and imprisoned as adults, but have no legal venue for advisement on community needs, programs, services, or development project and land use issues; and

**Whereas**, Sixteen and seventeen year olds contribute to community based agencies, not for profit agencies and municipal bodies, including advisory bodies in the various Borough Presidents' offices; and

**Whereas**, New Yorkers in this age group further contribute to the well-being of communities as counselors in day camps, jurists on Peer and Youth courts, and peacemakers in conflict resolution and mediation programs; and

**Whereas**, Research has shown that greater social engagement among youth provides numerous benefits to their local communities and improves their professional development, as well as many other human welfare indicators; and

**Whereas**, The benefits of youth engagement in civic processes has been demonstrated in consistent and powerful ways, including through youth commissions in San Francisco and Philadelphia, and

**Whereas**, New York City Community Boards are composed of dedicated and able volunteers who could serve as role models and mentors to emerging young civic actors, and should be opened to include members who are 16 and 17 years old; and

**Whereas**, Bills A.2448, introduced by Assemblymember Rozic, and S.4142, introduced by Senator Lanza, would lower the minimum age for New York City Community Board members from eighteen to sixteen; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Legislature to pass and the Governor to sign into law A.2448 and S.4142, which would allow sixteen and seventeen year olds to be appointed to New York City Community Boards.

Referred to the Committee on Governmental Operations.

Int. No. 147

By Council Members Lancman and Koo.

**A Local Law to amend the administrative code of the city of New York, in relation to enacting the "city workforce injury reduction act."**

*Be it enacted by the Council as follows:*

Section 1. This act shall be known and may be cited as the "city workforce injury reduction act."

§ 2. Paragraph 2 of subdivision c of section 12-127 of chapter 1 of title 12 of the administrative code of the city of New York is hereby amended to read as follows:

(2) Each agency shall transmit records gathered pursuant to paragraph (1) of subdivision c of this section, as soon as practicable, to the mayor of the city of New York[.], *together with a written action plan for reducing occurrences of occupational injuries to agency employees in the coming year. Such plan shall be developed in collaboration with an authorized employee representative. For purposes of this section, "authorized employee representative" shall have the same meaning as in section 27-A(1)(c) of the labor law.*

§ 3. Subparagraph iv of paragraph 3 of subdivision c of section 12-127 of chapter 1 of title 12 of the administrative code of the city of New York is hereby amended to read as follows:

(iv) year-to-year comparisons of information compiled pursuant to this paragraph[.];

§ 4. Paragraph 3 of subdivision c of section 12-127 of chapter 1 of title 12 of the administrative code of the city of New York is hereby amended to add a new subparagraph v to read as follows:

(v) *each agency's action plan for reducing occurrences of occupational injuries to agency employees in the coming year.*

§ 5. This local law shall take effect immediately.

Referred to the Committee on Civil Service and Labor.

Int. No. 148

By Council Members Lander, Torres, Chin, Cumbo, Levine, Menchaca, Johnson, Miller, Reynoso and Van Bramer.

**A Local Law to amend the New York city charter, in relation to increasing independent expenditure disclosure requirements.**

*Be it enacted by the Council as follows:*

Section 1. Subparagraph (b) of paragraph 15 of subdivision a of section 1052 of the New York city charter is amended to read as follows:

(b) Every individual and entity that makes independent expenditures aggregating one thousand dollars or more in support of or in opposition to any candidate in any covered election, or in support of or in opposition to any municipal ballot proposal or referendum, shall be required to disclose such expenditure to the board. In addition, every entity that, in the twelve months preceding a covered election, makes independent expenditures aggregating five thousand dollars or more in support of or in opposition to any candidate in any covered election shall disclose the identity, owners, partners, board members, officers, or their equivalents of any entity that contributed to the entity reporting the expenditure, and any individual who, in the twelve months preceding the covered election, contributed one thousand dollars or more to the entity reporting the expenditure. *For the purposes of this subparagraph, an individual or entity that transfers one thousand dollars or more to any other individual or entity for the purpose of that individual or entity making independent expenditures aggregating one thousand dollars or more in support of or in opposition to any candidate in any covered election, or in support of or in opposition to any municipal ballot proposal or referendum, or an individual or entity that transfers one thousand dollars or more to another individual or entity that is deemed to have transferred money to another entity for the purpose of that entity making independent expenditures aggregating one thousand dollars or more in support of or in opposition to any candidate in any covered election, or in support of or in opposition to any municipal ballot proposal or referendum, shall be considered to have made such independent expenditure. The campaign finance board shall promulgate rules for determining what constitutes a transfer for the purpose of making independent expenditures under this subparagraph.*

§2. Subparagraph (c) of paragraph 15 of subdivision a of section 1052 of the New York city charter is amended to read as follows:

(c) Any literature, advertisement or other communication in support of or in opposition to any candidate in any covered election that is paid for by an individual or entity making independent expenditures aggregating one thousand dollars or more shall disclose [the name of any individual or entity making the expenditure.] *information as follows:*

(i) *on any written, typed, or printed communication, or on any internet text or graphical advertising, in a conspicuous size and style, the words "Paid for by" followed by the name of the individual, or the name of the entity, the name of its owner, chief executive officer or equivalent, chief financial officer or equivalent, chief operating officer or equivalent, and its principal business address, followed by the words "Not authorized by any candidate or candidate committee", and, following the words "Top Five Donors", the five largest aggregate donors to such entity in the proceeding twelve months, except that no donor who contributed less than one thousand dollars to the disclosing entity in the twelve months preceding the election shall be included in such disclosure, and except that expenditures funded by an individual need not include the words "Top Five Donors" or a list of donors. Such written disclosures shall further include, in a conspicuous size and style the following words: "This advertisement is funded by an independent expenditure, and is not subject to the contribution and expenditure limits that apply to candidates in the NYC Campaign Finance Board's public matching funds program. More information at nycfb.info." All disclosures required by this clause shall be enclosed in a box within the borders of the communication;*

(ii) *on any paid television advertising or paid internet video advertising, clearly spoken, the words "paid for by" followed by the name of the individual, or the name of the organization, at the beginning or end of the advertisement, and, in a conspicuous size and style, simultaneous with such spoken disclosure, the words "Paid for by" followed by the name of the individual, or the name of the entity, followed by the written words "Not authorized by any candidate or candidate committee", and the words "The top five donors to the organization responsible for this advertisement are" followed by a list of the five largest aggregate donors to such entity in the preceding twelve months, except that no donor who contributed less than one thousand dollars to the disclosing entity in the twelve months preceding the election shall be included in such disclosure, and except that expenditures funded by an individual need not include the words "The top five donors to the organization responsible for this advertisement are" or a list of donors. Such written disclosures shall further include, in a conspicuous size and style, the following words: "This advertisement is funded by an independent expenditure, and is not subject to the contribution and expenditure limits that apply to candidates in the NYC Campaign Finance Board's public matching funds program. More information at nycfb.info." All written disclosures required by this clause shall be enclosed in a box within the borders of the communication;*

(iii) *in any paid radio advertising, paid internet audio advertising, or automated telephone call, clearly spoken at the end of the advertisement or message, the words "paid for by" followed by the name of the individual, or the name of the organization, followed by the words "with funding provided by" followed by a list of the five largest aggregate donors to such entity in the preceding twelve months, except that no donor who contributed less than one thousand dollars to the disclosing entity in the twelve months preceding the election shall be included in such disclosure, and except that expenditures funded by an individual need not include the words "with funding provided by" or a list of donors. In the case of*

*radio or internet advertising covered by this clause that is fifteen seconds in duration or shorter, the clearly spoken words "Donor information at www.nycfb.info" may be included instead of the words "with funding provided by" followed by a list of the five largest aggregate donors in the preceding twelve months; and*

*(iv) in any non-automated telephone call, clearly spoken during any such call lasting longer than ten seconds, the words "this call is paid for by" followed by the name of the individual, or the name of the organization, followed by the words "donor information is available at www.nycfb.info."*

§3. This local law shall take effect one year after its enactment, provided, however, that the campaign finance board shall take such actions, including the promulgation of rules, as are necessary for timely implementation of this local law.

Referred to the Committee on Governmental Operations.

Int. No. 149

By Council Members Lander, Kallos, Chin, Cohen, Constantinides, Koo, Lancman, Rose and Van Bramer.

**A Local Law to amend the New York city charter, in relation to the online publication of city laws.**

*Be it enacted by the Council as follows:*

Section 1. Chapter 1 of title 7 of the administrative code of the city of New York is amended by adding a new section 7-111 to read as follows:

§7-111. *Online publication of city laws. The corporation counsel shall make available on the city's website a true and complete compilation of the charter, the administrative code, and the rules of the city of New York. Such compilation shall be in a searchable format and shall be updated on a regular basis.*

§ 2. This local law shall take effect immediately.

Referred to the Committee on Governmental Operations.

Int. No. 150

By Council Members Lander, Chin, Koo, Levine, Rose, Torres, Vacca, Rosenthal and Garodnick (by request of the Manhattan Borough President).

**A Local Law to amend the New York city charter, in relation to instant run-off voting.**

*Be it enacted by the Council as follows:*

Section 1. Paragraph 10 of subdivision c of section 10 of the New York city charter is REPEALED.

§2. Chapter 46 of the New York city charter is amended by adding a new section 1057-c to read as follows:

§ 1057-c *Instant run-off voting for citywide primary elections.*

a. *The method of conducting primary elections for the offices of mayor, public advocate, and comptroller, and any election for mayor, public advocate, comptroller, borough president, or councilmember for which all candidates were nominated by independent nominating petition, shall be governed by applicable provisions of the New York state election law, except for provisions inconsistent with the procedures established by this section. The procedures of this section shall apply exclusively to instant run-off candidates and instant run-off ballots.*

b. *For the purposes of this section:*

(1) *"instant run-off candidate" shall mean a candidate for nomination for the offices of mayor, public advocate, or comptroller in a primary election for which at least two other candidates for nomination to the same office are on the ballot, and a candidate for mayor, public advocate, comptroller, borough president, or councilmember for which all candidates were nominated by independent nominating petition and for which there are at least two other candidates for the same office on the ballot.*

(2) *"instant run-off ballot" shall mean a ballot allowing voters to rank up to three instant run-off candidates in order of preference as their first, second and third choices.*

c. *Elections with instant run-off candidates shall utilize instant run-off ballots.*

d. *If an instant run-off candidate receives at least fifty percent plus one vote of first choice votes, that candidate shall be declared the winner for that race.*

e. *If no instant run-off candidate in a race receives at least fifty percent plus one vote of first choice votes, the following tabulation procedure shall apply: the two candidates who received the highest and second highest number of first choice votes in each such race shall be continuing candidates, while all other candidates in each such race shall be eliminated. Ballots indicating a first choice vote for an eliminated candidate shall be counted as votes for the highest ranked continuing candidate in such race on such ballot. Ballots that do not rank a continuing candidate shall not be counted as votes for any candidate in that race. If both continuing candidates receive the same rank on a ballot, the ballot shall not be counted as a vote for any candidate in that race. The continuing candidate with the highest number of votes*

after the tabulation procedure set forth in this subdivision shall be declared the winner for that race.

f. An instant run-off ballot shall allow a voter to rank one write-in candidate for each race with instant run-off candidates.

g. Instant run-off ballots shall include instructions explaining how to mark a ballot, as well as any other information deemed necessary by the New York city board of elections.

h. The voter assistance advisory committee shall conduct a voter education campaign to familiarize voters with the instant run-off method of voting.

§3. This local law shall take effect immediately following its ratification by the voters of this city in a referendum to be held in the general election next following its enactment.

Referred to the Committee on Governmental Operations.

Int. No. 151

By Council Members Lander, Chin, Johnson, Reynoso, Rose, Rosenthal and Mendez (by request of the Manhattan Borough President).

**A Local Law to amend the administrative code of the city of New York, in relation to establishing minimum neighborhood service standards and requiring environmental mitigation reports on certain large-scale developments.**

Be it enacted by the Council as follows:

Section 1. Chapter one of title 25 of the administrative code of the city of New York is amended by adding a new section 25-114 to read as follows:

§25-114 Environmental mitigation report. a. Definitions. For the purposes of this section the following terms and phrases shall have the following meanings:

1. "Covered agencies" shall mean the department of education, department of environmental protection, department of parks and recreation, department of sanitation, department of transportation, fire department and police department.

2. "Covered development" shall mean any project resulting in the construction of a building or structure used for commercial, residential or mixed use occupancy where an environmental impact statement is required by law for an application subject to review pursuant to section 197-c of the New York city charter.

b. The department of city planning shall work with each covered agency and submit a report to each council member, the borough president and each community board for the districts and borough in which a covered development is located within sixty days of issuance of a notice of completion of a draft environmental impact statement on the covered development. In preparing such report, each covered agency shall review the draft environmental impact statement and any other relevant information and provide to the mayor's office of environmental coordination and the department of city planning an assessment of:

1. the current level of services (including infrastructure used to provide such services) in the impacted area identified by the environmental impact statement relating to the covered development; and

2. a detailed description of each covered agency's plans to address the differential between such current service levels and the minimum neighborhood services set forth for the respective covered agencies in subdivisions d through j of this section.

c. Each covered agency shall, within one hundred eighty days of the effective date of this section, establish minimum neighborhood service standards as set forth in subdivisions d through j of this section, which shall be reevaluated no less often than every two years thereafter and revised as appropriate. These minimum neighborhood service standards shall serve as a standard for measuring the impact of a covered development on neighborhood services.

d. The department of transportation shall establish minimum neighborhood service standards which shall include, but not be limited to, the acceptable average distance to the closest public transportation from a city resident's home to a bus stop or subway station, and the acceptable frequency of each such mode of transportation during peak and off-peak hours, and an acceptable flow of vehicular and pedestrian traffic based on an examination of vehicular and pedestrian traffic patterns in order to identify and alleviate vehicular and pedestrian congestion and access to alternative transportation methods, such as, but not limited to, authorized bicycle lanes. The department of transportation shall periodically review and, as necessary, revise such minimum neighborhood service standards.

e. The department of sanitation shall establish minimum neighborhood service standards for the frequency of the collection of solid waste and designated recyclable materials and street cleaning. The department of sanitation shall periodically review and, as necessary, revise such minimum neighborhood service standards.

f. The department of environmental protection shall establish minimum neighborhood service standards for air quality, ambient noise levels, the provision of potable water and wastewater treatment. The department of environmental protection shall periodically review and, as necessary, revise such minimum neighborhood service standards.

g. The department of education shall establish minimum service standards which shall include, but not be limited to, the number of school seats needed for elementary level, middle school level, and high school level students, respectively, in

order to serve the current and expected future school populations. The department of education shall periodically review and, as necessary, revise such minimum neighborhood service standards.

h. The department of parks and recreation shall establish neighborhood service standards for access to parks and open space. Such neighborhood service standards shall include, but not be limited to, the acceptable distance an individual should reside from a park or other open space and the minimum amount of parkland appropriate for a given residential and commercial population. The department shall periodically review and, as necessary, revise such minimum neighborhood service standards.

i. The police department shall establish minimum neighborhood service standards for protection of New York city residents. Such neighborhood service standards shall include, but not be limited to, the appropriate response times for different categories of complaints or requests for assistance received by the police department, and precinct staffing levels and patrol schedules. The police department shall periodically review and, as necessary, revise such minimum neighborhood service standards.

j. The fire department shall establish minimum neighborhood service standards for fire protection, including, but not limited to, the response time necessary to achieve adequate protection against fire and other emergency response conditions within the jurisdiction of the fire department. The fire department shall periodically review and, as necessary, revise such minimum neighborhood service standards.

k. No later than February 28 of each year, the department of city planning shall submit to the city council a report describing for each project approved by the department of city planning any adverse environmental impacts of each such project that were identified in any environmental impact statement prepared in conjunction with such project, what measures are required to be taken to mitigate those impacts, when each such mitigation measure is required to be initiated and the duration of each such mitigation measure. Such report shall include for each such project for the first five years for which each mitigation measure is required to be implemented, what actions have been and will be undertaken with respect to each such mitigation measure.

§2. This local law shall take effect immediately.

Referred to the Committee on Governmental Operations.

Int. No. 152

By Council Members Lander, Chin, Johnson, Reynoso, Rosenthal and Mendez (by request of the Manhattan Borough President).

**A Local Law to amend the administrative code of the city of New York, in relation to the conversion of residential buildings to other usage.**

Be it enacted by the Council as follows:

Section 1. Title 28 of the administrative code of the city of New York shall be amended by adding a new article 120 to read as follows:

ARTICLE 120  
ALTERATION OF CLASS A MULTIPLE DWELLINGS

§28-120.1 General. The commissioner shall not approve construction documents for the material alteration or demolition of a class A multiple dwelling except as set forth in this article.

§28-120.2 Definitions. The following words and terms shall, for the purposes of this article and elsewhere in the code, have the meanings shown herein.

CERTIFICATION OF NO HARRASSMENT. A certification of no harassment shall mean a certification by the department of housing preservation and development pursuant to section 28-120.3.3.1 of this article that no harassment of any lawful occupants of a class A multiple dwelling occurred during the inquiry period.

HARRASSMENT. Harassment shall mean any conduct by or on behalf of an owner of a class A multiple dwelling that includes:

1. the use or threatened use of force which causes or is intended to cause any person lawfully entitled to occupancy of a dwelling unit or rooming unit in such multiple dwelling to vacate such unit or to surrender or waive any rights in relation to such occupancy;

2. the interruption or discontinuance of essential services which:

2.1. interferes with or disturbs or is intended to interfere with or disturb the comfort, repose, peace or quiet of any person lawfully entitled to occupancy of a dwelling unit or rooming unit in the use or occupancy of such dwelling unit or rooming unit; and

2.2. causes or is intended to cause such person lawfully entitled to occupancy of such dwelling unit or rooming unit to vacate such dwelling unit or rooming unit or to surrender or waive any rights in relation to such occupancy;

3. a failure to comply with the provisions of subdivision c of section 27-2140 of the New York city housing maintenance code which causes or is intended to cause such person lawfully entitled to occupancy of such dwelling unit or rooming unit to vacate such unit or to waive any rights in relation to such occupancy; or

4. any other conduct which prevents or is intended to prevent any person from the lawful occupancy of such dwelling unit or rooming unit or causes or is intended

to cause such person lawfully entitled to occupancy of such dwelling unit or rooming unit to vacate such dwelling unit or rooming unit or to surrender or waive any rights in relation to such occupancy, including but not limited to removing the possessions of any occupant from the dwelling unit or rooming unit; removing the door at the entrance to the dwelling unit or rooming unit; removing, plugging or otherwise rendering the lock on such entrance door inoperable; or changing the lock on such entrance door without supplying the occupant with a key.

**MATERIAL ALTERATION.** Material alteration shall mean any alteration to a class A multiple dwelling including, but not limited to, an alteration which reduces or increases the floor area of the multiple dwelling, converts floor area from residential to non-residential use, changes the number or layout of dwelling units or rooming units, or adds or removes kitchens or bathrooms; provided, however, that material alteration shall not include:

1. an incidental alteration which does not change the layout of dwelling units or rooming units; or
2. a repair or replacement of existing elements of such multiple dwelling without materially modifying such elements.

§28-120.3 Required submittal documents. The commissioner shall not approve any construction documents for the material alteration or demolition of a class A multiple dwelling unless the applicant provides:

1. A sworn affidavit by or on behalf of all the owners, as such term is defined in section 27-2004 of the New York city housing maintenance code, of such multiple dwelling that there will be no harassment of the lawful occupants of such multiple dwelling by or on behalf of such owners during the construction period;

2. A tenant protection plan as provided for in this code; and

3. One of the following documents from the commissioner of housing preservation and development:

3.1. A certification that there has been no harassment of the lawful occupants of such multiple dwelling within the thirty-six month period prior to submission of an application for such certification to the department of housing preservation and development, provided, however, that such certification shall except any portion of such thirty-six month period during which title was vested in the city; or

3.2. A waiver of such certification issued pursuant to the provisions of section 27-2093 of this code.

§28-120.4 Filing process. After submitting an application for construction document approval to the commissioner and obtaining the identifying job number for the same, the applicant shall forward a copy of such application to the commissioner of housing preservation and development, together with an application for a certification of no harassment.

§28-120.5 Time period for acceptance or rejection. The time period in which the commissioner is required to approve or reject an application for construction document approval or resubmission thereof pursuant to this code shall commence from the date that the commissioner receives either the certification or waiver pursuant to this article.

§28-120.6 Denial of certification. Where the commissioner of housing preservation and development denies the certification required by this article, the commissioner shall reject the application for construction document approval.

§28-120.7 Request for stop-work or rescission. The commissioner shall be empowered to issue a stop-work notice or order with respect to a material alteration or demolition permit and/or to rescind approval of construction documents at the request of the commissioner of housing preservation and development pursuant to section 27-2093 of the New York city housing maintenance code.

§28-120.8 Effect of denial or rescission. Where the commissioner rejects or rescinds the approval of construction documents pursuant to this article, no further application for the covered categories of work shall be considered by the commissioner for a period of thirty-six months following the date of the denial of the certification of no harassment by the commissioner of housing preservation and development or the date of the rescission of such certification of no harassment by such commissioner.

§ 2. Section 27-2093 of article 1 of subchapter 4 of the New York city housing maintenance code is amended to read as follows:

§ 27-2093 Certification of no harassment with respect to single room occupancy or class A multiple dwellings. a. For the purposes of this section, "harassment" shall mean any conduct by or on behalf of an owner of a single room occupancy or class A multiple dwelling that includes:

(1) the use or threatened use of force which causes or is intended to cause any person lawfully entitled to occupancy of a dwelling unit in such multiple dwelling to vacate such unit or to surrender or waive any rights in relation to such occupancy;

(2) the interruption or discontinuance of essential services which (i) interferes with or disturbs or is intended to interfere with or disturb the comfort, repose, peace or quiet of any person lawfully entitled to occupancy of a dwelling unit in the use or occupancy of such dwelling unit; and

(ii) causes or is intended to cause such person lawfully entitled to occupancy of such dwelling unit to vacate such unit or to surrender or waive any rights in relation to such occupancy;

(3) the failure to comply with the provisions of subdivision c of section 27-2140 of article seven of subchapter five of this code which causes or is intended to cause such person lawfully entitled to occupancy of such dwelling unit to vacate such unit or to waive any rights in relation to such occupancy; or

(4) any other conduct which prevents or is intended to prevent any person from the lawful occupancy of such dwelling unit or causes or is intended to cause such

person lawfully entitled to occupancy of such dwelling unit to vacate such unit or to surrender or waive any rights in relation to such occupancy including but not limited to removing the possessions of any occupant from the dwelling unit; removing the door at the entrance to the dwelling unit; removing, plugging or otherwise rendering the lock on such entrance door inoperable; or changing the lock on such entrance door without supplying the occupant with a key.

b. For the purposes of any hearing held pursuant to this section, any of the acts or omissions described in paragraphs, one, two, three and four of subdivision a of this section which are committed at a single room occupancy or class A multiple dwelling shall be presumed to be committed by or on behalf of the owner of such multiple dwelling and it shall be presumed that such acts or omissions were committed with the intent to cause a person lawfully entitled to occupancy of a dwelling unit in such multiple dwelling to vacate such unit or to surrender or waive a right in relation to such occupancy.

c. The commissioner shall certify whether there has been no harassment of the lawful occupants of a single room occupancy multiple dwelling, as such term is defined in section 27-198 of article nineteen of subchapter one of the building code, or of a class A multiple dwelling, as such term is defined in section 27-2004 of the New York city housing maintenance code, during the thirty-six month period prior to the date of the submission of an application for a certification of no harassment by an owner of such multiple dwelling. With respect to an application for a certification of no harassment which is submitted pursuant to paragraph three of subdivision b of section 27-198 of article nineteen of subchapter one of the building code, the date of submission of such application shall be deemed to be the date of submission of an application for plan approval.

§ 3. This local law shall take effect immediately upon enactment.

Referred to the Committee on Housing and Buildings.

Int. No. 153

By Council Members Lander, Chin, Gentile, Koo, Levine, Reynoso, Rose, Torres and Rosenthal.

**A Local Law to amend the New York city charter, in relation to requiring the department of information technology and telecommunications to create and maintain an interactive website detailing traffic crash data.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision r of section 1072 of the New York city charter is amended to read as follows:

r. to provide to the public, at no charge on the city's website, an interactive crime and traffic crash map that, for each segment of a street bounded by one or more intersections and/or a terminus, shall visually display the aggregate monthly, yearly and year-to-date totals for the current and the most recent prior calendar years for each class of crime that is reported to the New York city police department, or for which an arrest was made, including crimes that occurred in parks and subway stations, and for each such segment of a street, the aggregate monthly, yearly and year-to-date totals of traffic crashes and the number of fatalities that resulted from all such traffic crashes. Such map shall be searchable by address, zip code, and patrol precinct. All information required by this subdivision shall be available on the city's website as soon as practicable but in no case more than one month after a crime complaint has been filed or a traffic crash has occurred. The mayor shall ensure that all agencies provide the department with such assistance and information as the department requires to compile and update the interactive crime and traffic crash map.

§ 2. This local law shall take effect one hundred eighty days after its enactment into law.

Referred to the Committee on Transportation.

Int. No. 154

By Council Members Lander, Levine, Barron, Chin, Cohen, Ferreras, Gentile, Miller, Reynoso, Richards, Rose, Vacca and Rosenthal.

**A Local Law to amend the administrative code of the city of New York, in relation to an annual report on park maintenance and capital expenditures.**

*Be it enacted by the Council as follows:*

Section 1. Chapter one of title 18 of the administrative code of the city of New York is amended by adding a new section 18-142 to read as follows:

§18-142 Annual report on park maintenance. a. On or before December first of each year, the commissioner shall for the immediately preceding fiscal year, submit a report on the maintenance work performed at each park under the jurisdiction of the commissioner. Such report shall include (i) the location of each park; (ii) the size of each park; (iii) per quarter, the amount of funding spent on maintenance for each park; (iv) for repair work per quarter, the number of work orders issued and

completed at each park; and (v) per quarter, the daily mean number of full time and part time staff allocated to perform maintenance activities at each park.

b. The commissioner shall submit such annual report to the mayor and the council pursuant to the following timetable:

1. On or before December 1, 2014, information on maintenance work performed at the one hundred largest parks as determined by acreage;

2. On or before December 1, 2015, information on maintenance work performed at the two hundred largest parks as determined by acreage; and

3. On or before December 1, 2016, and each year thereafter, information on maintenance work performed at all parks under the jurisdiction of the commissioner.

§ 2. Chapter one of title 18 of the administrative code of the city of New York is amended by adding a new section 18-143 to read as follows:

§18-143 Annual report on capital project expenditures in parks. On December first of each year, the commissioner shall submit a report to the mayor and the council for the immediately preceding fiscal year on the status of each capital project, as defined in section 5-101 of the administrative code, occurring on property under the jurisdiction of the commissioner. Such report shall include (i) the starting date and estimated completion date of such project; (ii) the total amount of funds allocated to such project; (iii) the identification and amount of each separate source of funding allocated to such project; (iv) a description of such project; (v) the location of such project; and (vi) an estimate of funding that will be necessary to complete such project.

§3. This local law shall take effect immediately after its enactment.

Referred to the Committee on Parks and Recreation

Int. No. 155

By Council Members Lander, Deutsch, Chin, Cohen, Ferreras, King, Richards, Rose and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to waiving parks permit fees for schools and child day care centers and providing an online system for school permit applications.**

*Be it enacted by the Council as follows:*

Section 1. Chapter one of title 18 of the administrative code of the city of New York is amended by adding a new section 18-142 to read as follows:

§18-142 Permit fee waiver for groups of children. a. Any school that provides educational instruction at or below the twelfth grade level or any child day care center that applies for a permit for the use of any park services under the jurisdiction of the commissioner shall not be required to pay any fee for such permit.

b. The commissioner shall provide for free permit applications for such schools and day care centers to be available on the department's website.

§2. This local law shall take effect ninety days after its enactment.

Referred to the Committee on Parks and Recreation.

Int. No. 156

By Council Members Lander, Kallos and Rosenthal.

**A Local Law to amend the New York city charter, in relation to district service cabinets.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision a of section 2705 of the New York city charter is amended to read as follows:

a. There shall be a district service cabinet within each community district established pursuant to this chapter. The members of the district service cabinet shall include:

(1) The agency officials designated pursuant to paragraph one of subdivision f of section twenty-seven hundred four;

(2) Representatives of other agencies that provide local services on a regular basis in the community district, who shall be the ranking line official assigned to the district, a representative of the department of design and construction, and a representative of the office of environmental remediation;

(3) Each council member whose district comprises all or part of the community district;

(4) A representative of the department of city planning designated by the director of city planning;

(5) The district manager appointed pursuant to subdivision f of section twenty-eight hundred; and,

(6) The chairperson of the community board for the community district or his or her representative.

§2. This local law shall take effect ninety days from its enactment.

Referred to the Committee on Governmental Operations.

Int. No. 157

By Council Members Matteo, Ignizio, Ulrich, Dickens, Koo and Rose (by request of the Staten Island Borough President).

**A Local Law to amend the administrative code of the city of New York, in relation to exempting certain cultural institutions located on property owned by the City from tree replacement requirements.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision f of section 18-107 of the administrative code of the city of New York is amended to read as follows:

f. The provisions of this section shall apply to all city agencies, including the department, provided, however, that (i) no city agency or city contractor or subcontractor shall be required to pay a fee to the department, (ii) a tree site plan shall be developed by the department in consultation with the responsible city agency or agencies regarding the location of replacement trees prior to issuance of the permit, [and] (iii) replacement of trees by any city agency or city contractor or subcontractor shall be made not more than eighteen months from the date the project is completed, and (iv) the replacement of trees shall not apply to any privately-owned botanical garden, museum or zoo that is located on property owned or leased by the city.

§2. This local law shall take effect sixty days after its enactment.

Referred to the Committee on Parks and Recreation.

Int. No. 158

By Council Members Matteo, Ignizio, Vallone, Rose, Koo, Ulrich, King, Cohen and Vacca (by request of the Staten Island Borough President).

**A Local Law to amend the administrative code of the city of New York, in relation to certain sidewalk repairs.**

*Be it enacted by the Council as follows:*

Section 1. Section 19-152 of the administrative code of the city of New York, as amended by local law number 64 for the year 1995, is amended by amending subdivisions c and e to read as follows:

c. Whenever the department shall determine that a sidewalk flag should be installed, constructed, reconstructed, or repaved, or that a vacant lot should be fenced, or a sunken lot filled or a raised lot cut down, it may order the owner of the property abutting on such sidewalk flag or the owner of such vacant, sunken or raised lot by issuing a violation order to perform such work. Such order shall provide a detailed explanation of the inspection and the sidewalk defects according to sidewalk flags including a detailed diagram of the property and defects by type. The order shall also inform the owner of the existence of the borough offices within the department together with an explanation of the procedures utilized by the borough office as provided for in paragraph eighteen of subdivision a of section twenty-nine hundred three of the New York city charter as well as a complaint and appeal process, including the right to request a reinspection and then the right to appeal by filing a notice of claim with the office of the comptroller of the city of New York and thereafter a petition for appeal and commence a proceeding to review and/or correct the notice of account and/or the quality of the work performed under the direction of or by the department as provided herein and the procedures as to how to appeal by filing a notice of claim with the office of the comptroller of the city of New York and how to file a petition and commence a proceeding to review and/or correct the notice of account and/or the quality of the work performed as provided herein and the location where the forms may be obtained. Such order shall specify the work to be performed, an estimate of the cost of the work to repair the defects and the order shall also specify a reasonable time for compliance, provided that the time for compliance shall be a minimum of [forty-five] one hundred and twenty days. The department shall, by appropriate regulations, provide for a reinspection by a different departmental inspector than the inspector that conducted the first or original inspection upon request of the property owner to the appropriate borough office. Where appropriate, the department shall notify the property owner of the date of reinspection at least five days prior to the reinspection date. Such inspector conducting the reinspection shall conduct an independent inspection of the property without access to the reports from the first inspection. The inspector conducting the reinspection shall file a new report and the department shall issue a new order to the owner specifying the results of the reinspection with a detailed diagram of the property and defects by type. Such order shall also advise the owner of the procedures utilized by the borough office as provided for in paragraph eighteen of subdivision a of section twenty-nine hundred three of the New York city charter and also of the right to challenge the notice of account and/or the quality of the work performed by filing a notice of claim with the office of the comptroller and thereafter a petition and commence a proceeding to review and/or correct the notice of account and/or the quality of the work performed under the direction of or by the department as provided in sections 19-152.2 and 19-152.3 of the code and specify the procedures

as to how to appeal by filing a notice of claim with the office of the comptroller of the city of New York and how to file a petition and commence a proceeding to review and/or correct the notice of account and/or the quality of the work performed and the location where the forms may be obtained.

e. Upon the owner's failure to comply with such order or notice within [forty-five] *one hundred and twenty* days of service and filing thereof, or within ten days if such period is fixed by the department pursuant to subdivision d of this section, the department may perform work or cause same to be performed under the supervision of the department, the cost of which, together with administrative expenses, as determined by the commissioner, but not to exceed twenty percent of the cost of performance, shall constitute a debt recoverable from the owner by lien on the property affected or otherwise. Upon entry by the city collector, in the book in which such charges are to be entered, of the amount definitely computed as a statement of account by the department, such debt shall become a lien prior to all liens or encumbrances on such property, other than taxes. An owner shall be deemed to have complied with this subdivision if he or she obtains a permit from the department to perform such work as specified in the order within the time set forth therein and completes such work within ten days thereafter.

§2. This local law shall take effect immediately.

Referred to the Committee on Transportation.

Int. No. 159

By Council Members Matteo, Ignizio, Ulrich, Barron, Chin, Dickens, King, Koo, Rose and Vacca (by request of the Staten Island Borough President).

**A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of health and mental hygiene to make nurses available to public and private primary and intermediate schools with at least one hundred students.**

*Be it enacted by the Council as follows:*

Section 1. Subdivisions b and c of section 17-187 of the administrative code of the city of New York, as added by local law 57 for the year 2004, are amended to read as follows:

b. Primary Schools. The department shall provide on a full-time basis at least one nurse at each public and private primary school which i) had at least [two hundred] *one hundred* students enrolled on the last day of the second month of the preceding school year; ii) submits a written request to the department that such nurse be provided; and iii) maintains, pursuant to any rules promulgated by the commissioner, an appropriate medical room wherein such nurse can carry out his or her nursing duties.

c. Intermediate Schools. The department shall provide at least one nurse, provided that a nurse has not been provided pursuant to subdivision b of this section, or public health advisor or school health service aide, as appropriate, at each public and private intermediate school which i) had at least [two hundred] *one hundred* students enrolled on the last day of the second month of the preceding school year; ii) submits a written request to the department that such nurse or public health advisor or school health service aide be provided; and iii) maintains pursuant to any rules promulgated by the commissioner, an appropriate medical room wherein such nurse or public health advisor or school health service aide can carry out his or her duties.

§ 2. This local law shall take effect ninety days after its enactment into law.

Referred to the Committee on Education.

Int. No. 160

By Council Members Matteo, Ignizio, Ulrich, Rose and Vacca (by request of the Staten Island Borough President).

**A Local Law to amend the administrative code of the city of New York, in relation to exempting the Department of Environmental Protection from tree replacement requirements when it performs construction work on Bluebelts.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision f of section 18-107 of the administrative code of the city of New York is amended to read as follows:

f. The provisions of this section shall apply to all city agencies, including the department, provided, however, that (i) no city agency or city contractor or subcontractor shall be required to pay a fee to the department, (ii) a tree site plan shall be developed by the department in consultation with the responsible city agency or agencies regarding the location of replacement trees prior to issuance of the permit, [and] (iii) replacement of trees by any city agency or city contractor or subcontractor shall be made not more than eighteen months from the date the project is completed, and (iv) *the provisions of this section shall not apply to the department of environmental protection when it removes a tree while engaging in the design and construction of a bluebelt as defined in section 24-526.1(3) of the code.*

§2. This local law shall take effect sixty days after its enactment.

Referred to the Committee on Parks and Recreation.

Int. No. 161

By Council Members Mealy, Chin, Dickens, Rose and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to requiring the office of emergency management to conduct an annual inventory of snow and weather emergency management equipment and resources.**

*Be it enacted by the Council as follows:*

Section 1. Title 30 of the administrative code of the city of New York is amended by adding a new section 30-104 to read as follows:

§ 30-104 *Annual inventory of snow and weather emergency management equipment and resources.*

a. *The commissioner shall, on an annual basis, compile an inventory of all equipment and resources available for use by the city during a snow event. For the purposes of this section, the term "snow event" shall mean any snowfall equal to or in excess of six inches within a period of twenty-four hours in any of the five boroughs based on the department of sanitation's measures. The inventory shall include information regarding:*

- (1) *city-owned snow and emergency management equipment and resources;*
- (2) *privately-owned snow and emergency management equipment and resources;*
- (3) *the agency responsible for the deployment of such city-owned and privately-owned snow and emergency management equipment and resources;*
- (4) *the location of such city-owned and privately-owned snow and emergency management equipment and resources; and*
- (5) *the availability of such city-owned and privately-owned snow and emergency management equipment and resources.*

b. *The commissioner shall report the results of the inventory compiled pursuant to subdivision a of this section to the council as part of the annual snow preparedness and response report created pursuant to section 30-103.*

c. *The commissioner shall, on an annual basis, compile an inventory of all equipment and resources available for use by the city during any weather emergency other than a snow event. For purposes of this subdivision, the term "weather emergency" shall include, but not be limited to, the following events: coastal storm, earthquake, flooding, heat wave, hurricane, tornado, and weather-related blackout. This report shall include, for each category of weather emergency, information regarding:*

- (1) *city-owned weather emergency management equipment and resources;*
- (2) *privately-owned weather emergency management equipment and resources;*
- (3) *the agency responsible for the deployment of such city-owned and privately-owned weather emergency management equipment and resources;*
- (4) *the location of such city-owned and privately-owned weather emergency management equipment and resources; and*
- (5) *the availability of such city-owned and privately-owned weather emergency management equipment and resources.*

d. *No later than April 1, 2015, and annually on April 1 thereafter, the commissioner shall report the results of the inventory compiled pursuant to subdivision c of this section to the council and make such report available to the public on the city's website.*

§2. This local law shall take effect sixty days after its enactment.

Referred to the Committee on Public Safety.

Int. No. 162

By Council Members Mendez, Dickens, King and Rose.

**A Local Law requiring an assessment of the density of development in flood-prone areas in order to determine whether such density interferes with the ability of the inhabitants of such areas to reach safety in response to storms and other natural disasters.**

*Be it enacted by the Council as follows:*

Section 1. The department of city planning, in consultation with the department of buildings, the office of emergency management and the office of long-term planning and sustainability, shall conduct an assessment of the density of development in flood-prone areas, including but not limited to areas of special flood hazard and shaded X-Zones, as such terms are defined in appendix G of the New York city building code, in order to determine whether such density interferes with the ability of the inhabitants of such areas to reach safety during storms and other natural disasters and shall report the findings of such assessment to the speaker of the council and the mayor by no later than March 1, 2015.



§2. This local law shall take effect immediately.

Referred to the Committee on Housing and Buildings.

Int. No. 163

By Council Members Mendez, Koo, Rose and Rosenthal (by request of the Manhattan Borough President).

**A Local Law to amend the administrative code of the City of New York, in relation to information required to be provided upon the signing of a lease.**

*Be it enacted by the Council as follows:*

Section 1. Article 1 of subchapter two of chapter two of title 27 of the administrative code of the city of New York is amended by adding a new section 27-2009.2, to read as follows:

§27-2009.2 *Required forms list. a. All leases offered by owners to tenants or prospective tenants must contain a rider, the content of which shall be determined by the department and made available on its website, with a list of notices that may be required to be provided to tenants or prospective tenants at the time of a lease offering. The rider must include, at a minimum, information related to when lead-based paint notices are required under section 27-2056.4 of this code, when bedbug infestation history notices are required under section 27-2018.1 of this code and when window guard notices are required by the department of health. Such rider must be signed and dated by both the tenant or prospective tenant and the owner.*

*b. Any owner who fails to provide a lease rider to a tenant or prospective tenant as set forth in subsection a of this section shall be liable for a civil penalty enforceable by the department of at least fifty dollars.*

§2. This local law shall take effect ninety days after its enactment.

Referred to the Committee on Housing and Buildings.

Int. No. 164

By Council Members Mendez, Dickens, Richards and Rosenthal (by request of the Manhattan Borough President).

**A Local Law to amend the administrative code of the city of New York, in relation to extending J-51 benefits to owners of multiple dwellings for green roofs.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision a of section 11-243 of the administrative code of the city of New York is amended by adding new paragraphs 9, 10 and 11 to read as follows:

9. "Green roof" shall mean a roofing system covered with vegetation and soil, or a growing medium, planted over a waterproofing membrane.

10. "Solar panel roof" shall mean a roofing system that utilizes solar panels or a photovoltaic device.

11. "White roof" shall mean a roofing system that utilizes white paint to reflect radiation back into space.

§2. Subdivision b of section 11-243 of the administrative code of the city of New York is amended by adding a new paragraph 11 to read as follows:

*;or (11) the installation or alteration of a green roof, solar panel roof, or a white roof.*

§3. This local law shall take effect immediately.

Referred to the Committee on Housing and Buildings.

Int. No. 165

By Council Members Mendez, Chin, Rose and Vacca (by request of the Manhattan Borough President).

**A Local Law to amend the administrative code of the city of New York, in relation to ensuring that handheld computers used to enforce parking laws, rules and regulations access information from the department of transportation's sign information system.**

*Be it enacted by the Council as follows:*

Section 1. Chapter one of title 14 of the administrative code of the city of New York is amended by adding a new section 14-118.3 to read as follows:

§14-118.3 *Handheld computers. a. Handheld computers used by the*

*department to enforce laws, rules and regulations relating to parking shall access and utilize the sign information system created by the commissioner of transportation as required by section 19-175.1 of the code.*

*b. The handheld computers referred to in subdivision a of this section shall be programmed to ensure that no notice of violation of parking laws, rules or regulations is issued when the department of transportation's sign information system indicates that issuing such notice would be inconsistent with parking laws, rules and regulations applicable at that time.*

§2. This local law shall take effect ninety days after it is enacted into law.

Referred to the Committee on Transportation.

Int. No. 166

By Council Members Palma, Levin, Arroyo, Chin, Cohen, Constantinides, Johnson, Mealy, Richards, Rosenthal and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to the reporting of deficiencies in Department of Homeless Services adult and family shelters, and to repeal subdivision e of section 21-312.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision e of §21-312 of the administrative code of the city of New York is hereby REPEALED.

§2. Chapter three of title 21 of the administrative code of the city of New York is amended by adding a new section 21-316 to read as follows:

§21-316. *Shelter deficiency reports. a. Definitions. For the purposes of this section, the following terms shall have the following meanings:*

1. "Adult" shall mean any person who is eighteen years of age or older;

2. "Adult families" shall mean families comprised of adults and no children;

3. "Child" shall mean any person under eighteen years of age;

4. "DHS" shall mean the Department of Homeless Services;

5. "DHS-administered facilities" shall mean city-administered facilities managed directly by DHS or by a provider under contract or similar agreement with DHS;

6. "DHS drop-in centers" shall mean city-administered facilities that provide single adults with hot meals, showers, laundry facilities, clothing, medical care, recreational space, employment referrals and/or housing placement services, but not overnight housing;

7. "DHS faith-based beds" shall mean city-administered facilities that provide overnight housing to individuals, are affiliated with one or more religious groups and receive client referrals through organizations under contract with DHS;

8. "DHS safe havens" shall mean city-administered facilities that provide low-threshold, harm-reduction housing to chronic street homeless individuals, who are referred to such facilities through a DHS outreach program, without the obligation of entering into other supportive and rehabilitative services in order to reduce barriers to temporary housing;

9. "DHS stabilization beds" shall mean city-administered facilities that provide a short-term housing option for a chronic street homeless individual while such individual works with his/her outreach team to locate a more permanent housing option;

10. "DHS veterans shelters" shall mean city-administered facilities that provide short-term housing for people who actively served in the United States military;

11. "Families with children" shall mean families with adults and children, couples including at least one pregnant woman, single pregnant women, or parents or grandparents with a pregnant individual; and

12. "Single adults" shall mean individuals without an accompanying adult or child.

*b. Quarterly reports. The commissioner shall submit to the speaker of the council quarterly reports summarizing the health, sanitation, safety, and fire protection-related deficiencies identified in any inspection of DHS-administered facilities housing (i) single adults, (ii) adult families, and (iii) families with children, including but not limited to DHS drop-in centers, DHS faith-based centers, DHS safe havens, DHS stabilization beds, and DHS veterans shelters, conducted by any state agency, including but not limited to the office of temporary and disability assistance, the office of children and family services, and the New York state department of health; and any city agency including, but not limited to, the New York city fire department, the New York city department of health and mental hygiene, and the New York city department of buildings; any other government agency; and any organization appointed by any court. The first such report shall be due thirty business days following the calendar quarter ending March thirtieth, two thousand and fourteen and all subsequent reports shall be due thirty business days following the last day of each succeeding calendar quarter. Such quarterly reports shall include, but not be limited to, the following:*

1. a list of all deficiencies identified by any state, city or other inspecting government agencies or organizations appointed by any court during the quarter which have not yet been brought into compliance with applicable statutes, laws, rules and regulations and the date on which deficiencies previously reported to the speaker of the council were brought into compliance;

2. a list of all deficiencies identified by the fire department in three or more consecutive inspections which have not yet been brought into compliance with applicable statutes, laws, rules and regulations;

3. a copy of all court orders regarding health, sanitation, safety and fire protection-related deficiencies issued during the quarter; and

4. a copy of all corrective action plans, and amendments thereto, regarding health, sanitation, safety and fire protection-related deficiencies filed with any court during the quarter.

§3. This local law shall take effect immediately.

Referred to the Committee on General Welfare.

Int. No. 167

By Council Members Rodriguez, Chin, Koo and Levine.

**A Local Law to amend the administrative code of the city of New York, in relation to prohibiting certain exhibition behavior with motorcycles.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision a of section 10-163 of the administrative code of the city of New York is amended to read as follows:

a. Except as provided in the vehicle and traffic law, no person shall engage in or participate in any race, exhibition or contest of speed, or aid or abet in such race, exhibition or contest of speed, on any highway, street, alley, sidewalk, or any public or private parking lot or area. Under this subdivision, “vehicle,” “motor vehicle,” and “motorcycle” shall be defined as they are in article one of the vehicle and traffic law, and “engage in” and “participate” shall mean actions or circumstances that reasonably indicate that a race, exhibition or contest of speed has occurred or is imminent, including, but not limited to, the presence of a canister appearing to hold nitrous oxide attached to a vehicle or a motorcycle; an explicit invitation to race; a starting or ending point marked in some way; the wagering on the race's outcome; the operation of a motor vehicle or a motorcycle in a manner where the operator, in competition, accelerates at a high rate of speed; the raising of a vehicle or a motorcycle vertically; the spinning of [the] a vehicle or a motorcycle rapidly in a circle; and the use of the power of the engine and braking force to cause the rear wheel of a motorcycle to spin, heating the rear tire and producing smoke.

§2. This local law shall take immediately after its enactment into law.

Referred to the Committee on Transportation.

Int. No. 168

By Council Members Rodriguez, Koo, Levine and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to safer arterial streets.**

*Be it enacted by the Council as follows:*

Section 1. Subchapter 3 of chapter 1 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-191 to read as follows:

§19-191 Study of arterial streets. a. For purposes of this section, “arterial streets” shall mean streets designated as “principal arterial-other freeway expressway”, “principal arterial- other” or “minor arterial” by the New York state department of transportation.

b. The department shall conduct a study of all arterial streets under its jurisdiction. Such study shall consider and make recommendations as to how such streets may be designed to minimize the risk of traffic crashes and to minimize the risk of critical injury or death resulting from such crashes. Such study shall be submitted to the speaker of the council and posted on the department's website not more than one year following the enactment of the local law that added this section.

§2. This local law shall take effect immediately upon enactment into law.

Referred to the Committee on Transportation.

Int. No. 169

By Council Members Rodriguez, Chin, Levine, Reynoso, Rose and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to denying permits to building owners who have repeatedly been found to violate the city's building codes and zoning laws.**

*Be it enacted by the Council as follows:*

Section 1. Chapter 1 of title 28 of the administrative code of the city of New York is amended by adding new section 28-105.13 to read as follows:

§28-105.13 Authority to deny permits to building owners who have been found to repeatedly violate building and zoning laws. The commissioner shall have the discretion to deny a permit to the owner of a building, structure or premises who has been found to have repeatedly violated one or more provisions of titles twenty-seven

or twenty-eight of the administrative code of the city of New York, the New York city zoning resolution, and all applicable rules and regulations.

§2. This local law shall take effect ninety days from its enactment, except that the commissioner of the department of buildings shall take all actions necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Housing and Buildings.

Res. No. 116

**Resolution calling on the New York State Legislature to pass legislation which would allow undocumented immigrants to obtain a driver's license regardless of their immigration status.**

By Council Members Rodriguez, Chin, Reynoso, Torres, Rosenthal and Mendez.

**Whereas**, According to the Pew Hispanic Center, in 2012, New York State was home to approximately 800,000 undocumented immigrants, many of whom call New York City their home; and

**Whereas**, Undocumented immigrants face many obstacles tied to their lack of status, including the fact that undocumented immigrants are prohibited from obtaining a New York State driver's license; and

**Whereas**, Many undocumented immigrants need to drive, whether it is for work, to take their children to school, or for other important appointments; and

**Whereas**, Regardless of the particular reason, driving is necessary for many undocumented immigrants to conduct their daily activities; and

**Whereas**, According to a 2011 nationwide report by the AAA Foundation for Traffic Safety, unlicensed drivers are five times more likely to be involved in a fatal crash compared to their licensed counterparts; and

**Whereas**, According to the same report, in 2011 unlicensed drivers caused 5,444 fatalities and injured 1,493 individuals nationwide; and

**Whereas**, To ensure road safety and accountability, New York State's Department of Motor Vehicles should provide qualified undocumented immigrants with driver's licenses regardless of their immigration status; and

**Whereas**, To date, eleven states allow undocumented immigrants to obtain drivers licenses, including New Mexico, Utah, Oregon, Nevada, Illinois, Washington, Maryland, Vermont, Colorado, Connecticut, and California; and

**Whereas**, As for New York, despite the introduction of several pieces of legislation in the New York State Legislature and the wide support of such legislation from several New York City advocacy groups, including Make the Road New York, none have been enacted; and

**Whereas**, Passing a bill that grants driver's licenses to qualified undocumented immigrants is in the best interest of all New Yorkers because immigrants wanting to drive legally will have to pass written and practical driver's exams, register their vehicles, and obtain automobile insurance; and

**Whereas**, Allowing undocumented immigrants to obtain driver's licenses will improve public safety by ensuring that everyone driving has been properly educated and tested and is operating a registered, inspected, and insured vehicle; and

**Whereas**, Allowing undocumented immigrants the opportunity to obtain a driver's license will mean increased revenue for the State from license and registration fees and may lead to lower auto insurance premiums for all New Yorkers; and

**Whereas**, Immigrants with drivers licenses will more easily integrate into their communities which is beneficial to all New Yorkers; now, therefore, be it,

**Resolved**, That the Council of the City of New York calls upon the New York State Legislature to pass to pass legislation which would allow undocumented immigrants to obtain a driver's license regardless of their immigration status.

Referred to the Committee on Immigration.

Int. No. 170

By Council Members Rose, King, Koo and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to retroactively requiring secondary power for lighting for egress paths and elevators.**

*Be it enacted by the Council as follows:*

Section 1. Article 315 of chapter 3 of title 28 of the administrative code of the city of New York, as added by local law number 141 for the year 2013, is amended by adding new sections 28-315.8, 28-315.8.1 and 28-315.8.2 to read as follows:

§28-315.8 Standby and emergency power. The work specified in this section to enhance the safety of existing buildings in the event of power supply failure shall be completed by the dates specified herein.

§28-315.8.1 Standby power for certain elevators. Existing buildings shall comply with the provisions of item 3 of Section 403.4.7.2 of the New York city building code and item 3 of Section 403.4.7.3 of the New York city building code, as applicable to a building's occupancy group, on or before April 1, 2016.

**§28-315.8.2 Emergency power for lighting for egress paths and certain elevators.** Existing buildings shall comply with the provisions of item 1 of Section 403.4.8.1 of the New York city building code and items 1 and 2 of Section 403.4.8.2 of the New York city building code, as applicable to a building's occupancy group, on or before April 1, 2016.

§2. Section 403.4.7 of the New York city building code, as amended by local law number 141 for the year 2013, is amended to read as follows:

**403.4.7 Standby power.** A standby power system complying with Section 2702 shall be provided for standby power loads specified in Section 403.4.7.2 and 403.4.7.3. Item 3 of section 403.4.7.2 and item 3 of Section 403.4.7.3 shall apply retroactively to all existing buildings in accordance with Section 28-315.8.1.

§3. Section 403.4.8 of the New York city building code, as amended by local law number 141 for the year 2013, is amended to read as follows:

**403.4.8 Emergency power systems.** An emergency power system complying with Section 2702 shall be provided for emergency power loads specified in Sections 403.4.8.1 and 403.4.8.2. Fuel sources for generators shall be in accordance with Section 2702.1.1. Item 1 of Section 403.4.8.1 and items 1 and 2 of Section 403.4.8.2 shall apply retroactively to all existing buildings in accordance with Section 28-315.8.2.

§4. Section 1006.3 of the New York city building code, as amended by local law number 141 for the year 2013, is amended to read as follows:

**1006.3 Illumination emergency power.** The power supply for means of egress illumination shall normally be provided by the premise's electrical supply.

In the event of power supply failure, an emergency electrical system shall automatically illuminate all of the following areas:

1. Aisles and unenclosed egress stairways in rooms and spaces that require two or more means of egress.
2. Corridors, exit enclosures and exit passageways.
3. Exterior egress components at other than their levels of exit discharge until exit discharge is accomplished for buildings required to have two or more exits.
4. Interior exit discharge elements, as permitted in Section 1027.1, in buildings required to have two or more exits.
5. Exterior landings as required by Section 1008.1.6 for exit discharge doorways in buildings required to have two or more exits.

*This section shall apply retroactively to all existing buildings, in accordance with Section 28-315.8 of the administrative code of the city of New York.*

§5. This local law shall take effect October 1, 2014.

Referred to the Committee on Housing and Buildings.

Int. No. 171

By Council Members Rosenthal, Chin, Crowley, Koo, Levine, Reynoso and Ulrich.

**A Local Law to amend the administrative code of the city of New York, in relation to failure to yield and serious crashes.**

*Be it enacted by the Council as follows:*

Section 1. Chapter 5 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-541 to read as follows:

**§19-541 Failure to yield and serious crashes.** Where a driver has been issued a summons for failure to yield to a pedestrian while acting within the scope of their license and where critical injury or death has occurred, such driver's license shall be summarily suspended, and upon conviction of such driver for failing to yield, such driver's license shall be revoked by the commission. Such summary suspension shall be lifted upon a dismissal of such failure to yield charge or upon a finding of not guilty on such charge unless a summary suspension pursuant to section 19-540 of this chapter is in effect. For purposes of this section, "critical injury" shall mean any injury determined to be critical by the emergency medical service personnel responding to any such incident.

§2. This local law shall take effect sixty days following enactment into law.

Referred to the Committee on Transportation.

Int. No. 172

By Council Members Vacca, Ferreras and King.

**A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the consumption of alcoholic beverages by minors at private residences.**

*Be it enacted by the Council as follows:*

Section 1. Title 10 of the administrative code of the city of New York is amended by adding a new section 10-172 to read as follows:

**§ 10-172. Prohibition of allowing the consumption of alcoholic beverages by minors at private residences.**

a. Definitions. For the purposes of this section the following terms shall have the following meanings:

1. "Alcohol" means ethyl alcohol, hydrated oxide of ethyl or spirit of wine from whatever source or by whatever processes produced;

2. "Alcoholic beverage" means any liquid or solid, patented or not, containing alcohol, liquor, spirits, wine, beer, or cider that is capable of being consumed by a human being;

3. "Minor" means any person under the age of twenty-one;

4. "Private residence" means any permanent or temporary home, apartment, condominium, cooperative unit, trailer home, mobile home, overnight accommodation at a hotel, motel, campsite or shorter-term rental property, or other dwelling unit of any kind, including yards and open areas adjacent thereto. This shall not include any location or place regulated by the New York State Alcoholic Beverage Control Law or the New York State Liquor Authority; and

5. "Reasonable corrective action" means making a demand that the minor refrain from further consumption of the alcoholic beverages, and if such minor does not comply, promptly reporting the unlawful consumption to either the local law enforcement authority or to the minor's parent or guardian.

b. Prohibition. Except as otherwise permitted by law, it shall be a violation of this section for any person over the age of eighteen who owns, rents, or otherwise has control over any private residence to: (i) allow the consumption of alcohol or alcoholic beverages by any minor at such private residence if such person knew, had reason to know, or should have known of said minor's consumption; or (ii) fail to take reasonable corrective action upon learning of the consumption of alcohol or alcoholic beverages by any minor at such private residence.

c. Penalties. Any person who violates this section shall be guilty of a class A misdemeanor punishable by a term of imprisonment not to exceed one year, or a fine not to exceed one thousand dollars, or both. Such penalties shall not limit or preclude any cause of action available to any person or entity injured or aggrieved by such violation.

d. Effect on other laws. This section shall not in any way affect the application of any other law, where appropriate, including but not limited to New York State Penal Law section 260.10, endangering the welfare of a minor, and section 260.20(2), unlawfully dealing with a child.

§2. This local law shall take effect immediately.

Referred to the Committee on Public Safety.

Int. No. 173

By Council Members Vacca, Chin, Cohen, Constantinides, Lancman, Mealy, Torres, King, Arroyo, Cumbo and Rosenthal (by request of the Manhattan Borough President).

**A Local Law to amend the administrative code of the city of New York, in relation to the prohibition of discrimination against interns.**

*Be it enacted by the Council as follows:*

Section 1. Section 8-102 of chapter one of title eight of the administrative code of the city of New York is amended by adding a new subdivision 28 to read as follows:

28. The term "intern" shall mean an individual who performs work for an employer for the purpose of training if:

(a) the individual works for a fixed period of time at the end of which there is no expectation of employment;

(b) the individual performing the work is not entitled to wages for the work performed; and

(c) the work performed: (i) supplements training given in an educational environment that may enhance the employability of the intern; (ii) provides experience for the benefit of the individual performing the work; (iii) does not displace regular employees; and (iv) is performed under the close supervision of existing staff.

(d) For purposes of subdivisions 1, 3, 15, and 17 of section 8-107, and section 8-107.1 of this title, an "intern" is considered to be a "person" as defined in subdivision 1 of this section.

§2. This local law shall take effect upon enactment.

Referred to the Committee on Civil Rights.

Int. No. 174

By Council Members Vacca and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to taxi and limousine commission review of crashes.**

*Be it enacted by the Council as follows:*

Section 1. Chapter 5 of title 19 of the administrative code of the city of New

York is amended by adding a new section 19-540 to read as follows:

*§19-540 Review of crashes a. Following all crashes involving a driver licensed by the commission while operating a vehicle licensed by the commission where critical injury or death resulted to one or more persons as a result of such crash, the commission shall conduct an independent review of such crash to determine if any rules of the commission were violated. In addition, the commission shall conduct a fitness hearing to determine if the driver remains fit to operate a commission licensed vehicle. Such hearing shall consider matters including but not limited to discussions between the commission and the police department and evidence collected by the police department. The commission may summarily suspend the license of such driver while any enforcement action is in the process of being taken by the commission. For purposes of this section, "critical injury" shall mean any injury determined to be critical by the emergency medical service personnel responding to any such incident.*

*b. On or before February 1, 2015 and quarterly thereafter, the commission shall provide to the speaker of the council and shall place on the commission's website, a written report detailing how many crashes the commission reviewed pursuant to subdivision a of this section in the prior quarter, how many summary suspensions occurred, and enforcement actions taken by the commission following such review.*

§2. This local law shall take effect sixty days following enactment into law.

Referred to the Committee on Transportation.

Int. No. 175

By Council Members Vacca, Rodriguez and Koo.

**A Local Law to amend the administrative code of the city of New York, in relation to permissible parking in front of private driveways.**

*Be it enacted by the Council as follows:*

Section 1. Section 19-162 of the administrative code of the city of New York is amended to read as follows:

[1] *a. Notwithstanding any local law or regulation to the contrary, but subject to the provisions of the vehicle and traffic law, it shall be permissible for a bus owned, used or hired by public or nonpublic schools to park at any time, including overnight, upon any street or roadway, provided said bus occupies a parking spot in front of and within the building lines of the premises of the said public school or nonpublic school.*

[2] *b. Notwithstanding the department of transportation regulation prohibiting parking in front of private driveways, it shall be permissible for the owner or lessor of the lot accessed by such driveway to park a passenger vehicle registered to him or her at that address in front of such driveway, provided that such lot does not contain more than two dwelling units and, further provided that such parking does not violate any other provision of the vehicle and traffic law or local law, rule or regulation, concerning the parking, stopping, or standing of motor vehicles, except that such owner or lessor shall not be required to abide by laws or rules related to meters or muni-meters while parked at such address in front of such driveway. The hearing officer shall dismiss any notice of violation issued to the owner of such passenger vehicle upon receipt from the owner, in person or by mail, of a copy of the vehicle registration containing the same address as that at which the ticket was given or other suitable evidence showing compliance with the law. The director of the bureau shall set forth the proof required in the case of lots where confusion may arise including, but not limited to, corner lots or lots with dual addresses. For the purposes of this paragraph, the term "muni-meter" shall mean an electronic parking meter that dispenses timed receipts.*

§ 2. This local law shall take effect ninety days after its enactment into law.

Referred to the Committee on Transportation.

Res. No. 117

**Resolution calling upon the New York State Legislature to pass, and the Governor to sign, legislation that would give New York City control over its own speed camera program.**

By Council Members Vacca, Levine, Van Bramer, Chin, Cohen, Ferreras, Lander, Reynoso, Torres, Rosenthal and Mendez.

**Whereas**, In 2013, 286 people, including 168 pedestrians, were killed in traffic crashes in New York City, according to New York City Police Department (NYPD) data; and

**Whereas**, In 2013, "unsafe speed" was cited as a contributing factor in over 3,000 collisions that resulted in injuries or fatalities in the City, also according to NYPD data; and

**Whereas**, Many studies have concluded that the chances of a pedestrian surviving a motor vehicle collision decrease dramatically as the speed of the vehicle increases; and

**Whereas**, One such study by the United Kingdom Transportation Department determined that while a pedestrian has a 45 percent chance of dying if struck by a

vehicle traveling at 30 miles per hour, the chance of death drops to 5 percent if the vehicle is traveling at 20 miles per hour; and

**Whereas**, Slower speeds also decrease stopping distance, giving drivers a better chance to take action to prevent collisions from occurring in the first place; and

**Whereas**, According to Mayor de Blasio's Vision Zero Action Plan ("Action Plan"), since 1988, New York City's 190 red light cameras have issued over 4 million violations, and intersections where red light cameras were installed saw a 20 percent decline in all injuries, a 31 percent decrease in pedestrian injuries, and a 25 percent decrease in serious injuries in the three years after installation; and

**Whereas**, According to the Action Plan, evidence exists that the red light cameras have deterred dangerous driving behavior, as the number of violations issued by the cameras declined by 22% from 2010 to 2011; and

**Whereas**, In Washington D.C., at intersections where speed cameras are in use the number of crashes and injuries has gone down by 20%, according to the Action Plan; and

**Whereas**, In 2013, the State Legislature passed, and the Governor signed, legislation authorizing New York City to implement a demonstration program in which it can use cameras to automatically enforce speeding laws at no more than 20 locations near schools for five years; and

**Whereas**, In the interest of safety, the City should be able to control the number and placement of speed cameras within its borders as it sees fit; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Legislature to pass, and the Governor to sign, legislation that would give New York City control over its own speed camera program.

Referred to the Committee on Transportation.

Int. No. 176

By Council Members Van Bramer, Chin, Johnson, Reynoso, Rosenthal and Mendez.

**A Local Law to amend the New York city charter and the administrative code of the city of New York, in relation to community impact reports for city-subsidized economic development projects.**

*Be it enacted by the Council as follows:*

Section 1. Title 22 of the administrative code of the city of New York is amended by adding a new chapter 9 to read as follows:

*Chapter 9  
Community Impact Reports  
§22-901. Definitions  
§22-902. Community Impact Reports*

*§22-901. Definitions. a. For the purposes of this chapter, the following terms shall have the following meanings:*

*"Department" shall mean the department of small business services.*

*"City economic development entity" shall mean a not-for-profit corporation of which a majority of its members are appointed by the mayor and that is under contract with the department to provide or administer economic development benefits on behalf of the city and expend city capital appropriations in connection therewith.*

*"Economic development benefit" shall mean the sale or lease of city-owned land or the provision or administration of financial assistance by the city economic development entity to a person or entity for the purpose of job creation, retention, growth or other economic development project. Economic development benefit shall not include: (i) the sale or lease of city-owned property or the provision of financial assistance in connection with contracts or other agreements for the provision of social services;*

*(ii) as-of-right assistance, tax abatements or benefits, such as those under the Industrial and Commercial Abatement Program, the J-51 Program, and other similar programs;*

*(iii) projects for affordable housing where such affordable housing units shall be affordable to individuals earning less than 120% of area median income and where any market rate housing units created within such project comprise no more than thirty percent of all units created within such project; and*

*(iv) projects that include less than 25,000 square feet of gross commercial space;*

*"Economic development project" shall mean a project undertaken by a person or entity which receives an economic development benefit for such project.*

*"Financial assistance" shall mean the provision of more than one hundred fifty thousand dollars in cash payments or grants, bond financing, tax abatements or exemptions (including, but not limited to, abatements or exemptions from real property, mortgage recording, sales and use taxes, or the difference between any payments in lieu of taxes and the amount of real property or other taxes that would have been due if the property were not exempted from the payment of such taxes), tax increment financing, filing fee waivers, energy cost reductions, environmental remediation costs, write-downs in the market value of building, land, or leases, or the cost of capital improvements undertaken for the benefit of a project subject to a*

project agreement. Financial assistance shall include only discretionary assistance that is negotiated or awarded by the city or by a city economic development entity, and shall not include as-of-right assistance, tax abatements or benefits, such as those under the Industrial and Commercial Abatement Program, the J-51 Program, and other similar programs. Any tax abatement, credit, reduction or exemption that is given to all persons who meet criteria set forth in the state or local legislation authorizing such tax abatement, credit, reduction or exemption shall be deemed to be as-of-right (or non-discretionary); further, the fact that any such tax abatement, credit, reduction or exemption is limited solely by the availability of funds to applicants on a first come, first served or other non-discretionary basis set forth in such state or local law shall not render such abatement, credit, reduction or exemption discretionary. Where assistance takes the form of leasing city property at below-market lease rates, the value of the assistance shall be determined based on the total difference between the lease rate and a fair market lease rate over the duration of the lease. Where assistance takes the form of loans or bond financing, the value of the assistance shall be determined based on the difference between the financing cost to a borrower and the cost to a similar borrower who does not receive financial assistance from the city or a city economic development entity.

§22-902. Community Impact Reports. For each economic development project, the department shall prepare or cause to be prepared a community impact report which shall describe and assess certain economic and social data related to the proposed economic development project and the community in which it will be located along with the following:

a. a general, functional description of the proposed project; its prospective location; its initial owner, operator or manager; existing number of employees; whether the project is a new or continuing endeavor; a full description of the funding source benefit or program name, dollar amount or equivalent along with the term of all economic development benefits being contemplated including a list of as-of-right business incentive program benefits provided by the city;

b. information on whether the economic development project would be located in a highly distressed area as defined under section 854(18) of the general municipal law with a listing of such qualifying characteristics. Where a project would be located in a highly distressed area, the community impact report shall describe the impact, if any, the proposed project is projected to have on (i) alleviating unemployment; (ii) spurring private or public investment in employment, housing or educational opportunities for residents; (iii) increasing wages or other employment compensation, such as health benefits, of other businesses in the distressed area; (iv) providing opportunities for training and skills development and improving employment opportunities for entry-level or low-skill workers; and (v) facilitating and supporting local entrepreneurial efforts.

c. where a business will be created or moved to a prospective location in furtherance of the economic development project, a description of the current use of the prospective location shall be provided.

d. information regarding (i) the estimated number of residential units to be directly created or renovated as a result of such project, proposed rents for such units, how such rents compare to current rents of unit types in closest similarity within the community district or districts within which such project will be located and the estimated increase in rents to such units and other units within such community district or districts that may result from such project;

(ii) the estimated number of residents who will be displaced as a direct result of the project and as to these residents, a demographic profile compiled from non-confidential government and other data publicly available to include, but not limited to the racial, ethnic and gender composition of these residents, the estimated number of residents over sixty-five years of age and under 18 years of age; the estimated average individual and household income; the estimated number of residents receiving subsidized housing assistance from vouchers, grants or other program; the number of any rent regulated units in an existing building at risk of elimination; and such other information determined by the department to be appropriate;

(iii) the estimated number of businesses that will be displaced as a direct result of the project; the estimated number of full-time employees and part-time employees to be displaced; the business type classification as commercial, industrial or retail and to the extent reasonably available from non-confidential government data, the percentage representation, average gross floor area and the final actual assessed total value of the business properties to be displaced.

(iv) the estimated number of permanent and seasonal full-time jobs to be directly created by such project, the method by which the estimate was derived, and the aggregation of such jobs by business sector including, but not limited to, construction, retail, professional services, financial services, tourism and hospitality, information and technology, and building services and the method by which each such estimate was derived;

(v) the estimated number of permanent full-time jobs to be indirectly created by such project and the method by which such estimate was derived;

(vi) the estimated percentage of employees in each category set forth in paragraphs iv and v of this subdivision, respectively, who it is estimated will earn up to thirty-five thousand dollars per year, the percentage of employees who it is estimated will earn more than thirty-five thousand dollars per year and up to fifty thousand dollars per year, and the percentage of employees who it is estimated will earn more than fifty thousand dollars per year, and for those employees who are not salaried but are paid based upon an hourly wage, the percentage of employees in each such category, respectively, who it is estimated will be paid an hourly wage between the minimum wage and ten dollars an hour, and above ten dollars, and up to fifteen dollars an hour;

(vii) information on whether the project will utilize local job recruitment programs and the number of jobs which may be filled by such programs;

(viii) the estimated number of persons in each category set forth in paragraphs

iv and v of this subdivision, respectively, whom it is estimated will receive employer provided health benefits;

(ix) a statement as to the sources and computational methodology of all information relied upon to produce the estimates and data required by this subdivision.

e. A community impact report shall be submitted to the council at least thirty days prior to the approval by the city or the economic development entity of the proposed economic development benefit and related project. Each report shall also be made available on the website of the economic development entity or on the website of the city of New York.

§2. Paragraph a of subdivision 1 of section 1301 of the New York city charter is amended to read as follows:

a. to establish business, industrial and commercial policies, programs and projects which affect the business, industrial, commercial or economic well-being, development, growth and expansion of the economic life of the city; and to examine the impact on communities for which an economic development project is proposed.

§3. This local law shall take effect one hundred twenty days from its enactment.

Referred to the Committee on Economic Development.

Int. No. 177

By Council Members Van Bramer, Vallone and Ulrich.

**A Local Law to amend the administrative code of the city of New York, in relation to the purchase and use of etching pens.**

*Be it enacted by the Council as follows:*

Section 1. Subdivisions b, c, d and e of section 117 of title 10 of the Administrative Code of the city of New York are amended to read as follows:

b. No person shall possess an aerosol spray paint can, broad tipped indelible marker, *etching pen* or etching acid with the intent to violate the provisions of subdivision a of this section.

c. No person shall sell or offer to sell an aerosol spray paint can, broad tipped indelible marker, *etching pen* or etching acid to any person under twenty-one years of age.

c-1. No person under twenty-one years of age shall possess an aerosol spray paint can, broad tipped indelible marker, *etching pen* or etching acid in or on the property of another. This subdivision shall not be deemed to prohibit the possession of an aerosol spray paint can, broad tipped indelible marker, *etching pen* or etching acid where such item is contained in a manufacturer-sealed package or completely enclosed in a locked container, which shall include bags, backpacks, briefcases and other containers that can be closed and secured with a key or combination lock.

c-2. This section shall not apply to any person possessing an aerosol spray paint can, broad tipped indelible marker, *etching pen* or etching acid while in or on the property of another in violation of subdivision c-1 of this section, where:

(1) the owner, operator or other person having control of the property, building or facility consented in writing to the use or possession of the aerosol spray paint can, broad tipped indelible marker, *etching pen* or etching acid; or

(2) such person uses or possesses the aerosol spray paint can, broad tipped indelible marker, *etching pen* or etching acid under the supervision of the owner or person in control of such property; or

(3) such person is at his or her place of employment and the aerosol spray paint can, broad tipped indelible marker, *etching pen* or etching acid was, will be or is being used during the course of such employment and used only with written permission from, or under the supervision of his or her employer or such employer's agent; or

(4) such person is at an educational facility and uses or will use the aerosol spray paint can, broad tipped indelible marker, *etching pen* or etching acid at the educational facility, where he or she is enrolled, and is participating in a class at the educational facility that requires the use or possession of such items; or

(5) such person is on the property of another and uses or will use the aerosol spray paint can, broad tipped indelible marker, *etching pen* or etching acid in or on the property of another if such use or possession is necessary to participate in a government-sponsored function or in other circumstances where a government agency gives its consent to such use or possession.

d. All persons who sell or offer for sale aerosol spray paint cans, broad tipped indelible markers, *etching pens* or etching acid shall not place such cans, markers, *pens* or etching acid on display and may display only facsimiles of such cans, markers, *pens* or etching acid containing no paint, ink or etching acid.

e. For the purpose of this section, the term "broad tipped indelible marker" shall mean any felt tip marker or similar implement containing a fluid that is not water soluble and which has a flat or angled writing surface one-half inch or greater. For the purpose of this section, the term "etching acid" shall mean any liquid, cream, paste or similar chemical substance that can be used to etch, draw, carve, sketch, engrave, or otherwise alter, change or impair the physical integrity of glass or metal. For the purposes of this section, the term "*etching pen*" shall mean any implement with a carbide, diamond, or other hard tip designed to etch, draw, carve, sketch, engrave or otherwise alter, change or impair the physical integrity of glass or metal.

§2. Section 20-611 of title 20 of the Administrative Code of the city of New York is amended to read as follows:

§20-611. Definitions

Whenever used in this subchapter, the following terms shall have the following meanings:

1. "Dealer of etching acid *and/or etching pens*" shall mean any person, firm, partnership, corporation or company that engages in the business of dispensing etching acid *and/or etching pens*.

2. "Dispense" shall mean to dispose of, give away, give, lease, loan, keep for sale, offer, offer for sale, sell, transfer or otherwise dispose of.

3. "Etching acid" shall have the same meaning set forth in subdivision e of section 10-117.

4. "Etching pen" shall have the same meaning set forth in subdivision e of section 10-117.

[4] 5. "Personal information" shall mean data pertaining to the purchaser of etching acid that may be used to identify such purchaser. Such information shall be limited to the purchaser's name, address, type of identification used in the purchase, identification number, if applicable, the date of purchase and amount of acid dispensed to the purchaser.

[5] 6. "Purchasing records" shall mean all written or electronically recorded personal information about a purchaser of etching acid *and/or an etching pen or pens* gathered at the time of purchase by a dealer of etching acid *and/or etching pens* as required by this subchapter.

§3. Section 20-612 of title 20 of the Administrative Code of the city of New York is amended to read as follows:

§ 20-612 Requirements for purchase or sale.

1. Every dealer of etching acid *and/or etching pens* shall request valid photo identification from each purchaser of etching acid *and/or etching pens* at the time of such purchase and contemporaneously record in writing or electronically such purchaser's personal information.

2. No person shall purchase etching acid *and/or an etching pen or pens* without first providing his or her personal information to the dealer of etching acid *and/or etching pens* pursuant to this subchapter. It shall be an affirmative defense to a violation of this subdivision that the dealer failed to request personal information from the purchaser of etching acid *and/or an etching pen or pens*.

3. It shall be unlawful for any person to dispense etching acid *and/or an etching pen or pens* to any person without recording such purchaser's personal information.

§4. Section 20-613 of title 20 of the Administrative Code of the city of New York is amended to read as follows:

§ 20-613 Posting notice. Every dealer of etching acid *and/or etching pens* shall conspicuously post at every table, desk or counter where orders are placed and/or payment is made a notice, the form and manner of which are to be provided by rule of the commissioner, indicating that all purchasers of etching acid *and/or etching pens* shall be required to provide valid photo identification and their personal information and such information shall be recorded by the dealer of etching acid *and/or etching pens* prior to purchase.

§5. Section 20-614 of title 20 of the Administrative Code of the city of New York is amended to read as follows:

§ 20-614 Records of purchase. 1. Purchasing records shall be kept in a secure location and made available only to the commissioner and his or her designee, or a police officer, and shall be used solely for the purposes of enforcement of this subchapter and of state and local anti-graffiti laws and rules.

2. a. Purchasing records shall be kept by dealers of etching acid *and/or etching pens* for one year.

b. All purchasing records and any other information pertaining to the purchase or sale of etching acid *and/or etching pens* shall be disposed of by the following methods only:

- i. shredding the records before the disposal of the records; or
- ii. destroying the personal information contained in the records; or
- iii. modifying the records to make the personal information unreadable; or
- iv. taking actions consistent with commonly accepted industry practices reasonably believed to ensure that no unauthorized person will have access to the personal information contained in the records.

§6. This local law shall take effect ninety days after it shall have become law.

Referred to the Committee on Public Safety.

Res. No. 118

**Resolution calling upon the New York State Legislature to pass, and the Governor to sign, legislation that would give New York City control over its own red light camera program.**

By Council Members Van Bramer, Chin, Cohen, Lander, Reynoso, Torres, Vallone, Rosenthal and Mendez.

**Whereas**, In 2013, 286 people, including 168 pedestrians, were killed in traffic crashes in New York City, according to New York City Police Department data; and

**Whereas**, According to Mayor de Blasio's Vision Zero Action Plan ("Action Plan"), since 1988, New York City's red light cameras have issued over 4 million violations, and intersections where red light cameras were installed saw a 20 percent decline in all injuries, a 31 percent decrease in pedestrian injuries, and a 25 percent decrease in serious injuries in the three years after installation; and

**Whereas**, According to the Action Plan, evidence exists that the red light cameras have deterred dangerous driving behavior, as the number of violations issued by the cameras declined by 22% from 2010 to 2011; and

**Whereas**, Current State law only allows the City to operate red light cameras at 150 intersections at any one time; and

**Whereas**, The authorization for the City's red light program will expire on December 1, 2014 unless State law is amended; and

**Whereas**, In the interest of safety, the City should be able to control the number and placement of red light cameras within its borders as it sees fit; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Legislature to pass, and the Governor to sign, legislation that would give New York City control over its own red light camera program.

Referred to the Committee on Transportation.

Int. No. 178

By Council Members Williams, Chin, Koo and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to price displays for used cars.**

*Be it enacted by the Council as follows:*

Section one. Section 20-708 of subchapter two of chapter five of title twenty of the administrative code of the city of New York is amended to read as follows:

§ 20-708 Display of total selling price by tag or sign. *a.* All consumer commodities, sold, exposed for sale or offered for sale at retail except those items subject to section 20-708.1 of this code, shall have conspicuously displayed, at the point of exposure or offering for sale, the total selling price exclusive of tax by means of (a) a stamp, tag or label attached to the item or (b) by a sign at the point of display which indicates the item to which the price refers, provided that this information is plainly visible at the point of display for sale of the items so indicated.

*b.* For secondhand automobile dealers licensed pursuant to section 20-265 of this code, such stamp, tag, label or sign displayed pursuant to subdivision a of this section shall state the total selling price, which shall include any administrative, service or other fee charged by the secondhand automobile dealer, exclusive of tax and fees for securing a registration and/or certificate of title.

*c.* This section shall not apply to consumer commodities displayed in the window of the seller.

§ 2. This local law shall take effect one hundred twenty days after its enactment into law; provided, however, that the commissioner shall take any actions necessary prior to such effective date for the implementation of this local law including, but not limited to, the adoption of any necessary rules.

Referred to the Committee on Consumer Affairs.

Int. No. 179

By Council Members Williams, Chin, Koo, Torres and Mendez (by request of the Manhattan Borough President).

**A Local Law to amend the administrative code of the City of New York, in relation to street numbers.**

*Be it enacted by the Council as follows:*

Section 1. Section 3-505 of chapter five of title three of the administrative code of the City of New York is amended as follows:

§ 3-505 Street numbers. *a.* Requirements. The owner, agent, lessee or other person in charge of any building in the city upon a street to which street numbers of buildings have been assigned by the president of the borough in which such building is situated, shall cause the proper street number or numbers of such buildings to be displayed in such manner that the street number or numbers may at all times be plainly legible from the sidewalk in front of such building. The term "front" as used in this section shall be construed to mean [that] *the side or sides* of the building [which faces] *that (i) contain any entrance primarily utilized for day-to-day pedestrian ingress and egress and (ii) face* the street on which the number or numbers of such building, or premises on which such building is situated, have been allotted. The number or numbers shall be displayed on such side *or sides* of such building or premises. Each borough president shall have the power to establish and enforce rules and regulations relating to the size, form, visibility and location of street numbers in accordance with the requirements of this section.

*b.* Violations. If the owner, lessee, agent or other person in charge of any

building in the city upon a street to which street numbers of buildings have been assigned by the president of the borough in which such building is situated shall fail to display the proper street number of such building, as provided in the foregoing subdivision, the president of the borough in which such building is situated shall forthwith serve such person or persons with a copy of this section, and if after thirty days' notice the owner, lessee, agent or other person in charge of such building shall fail or neglect to comply with the provisions thereof, he or she shall be subject to a penalty of [twenty-five] *two hundred fifty* dollars, which shall be sued for and collected in the name of the city. Any person who shall continue any such offense shall pay an additional sum of [five] *fifty* dollars for each day such offense shall continue.

§ 2. This local law shall take effect immediately.

Referred to the Committee on Housing and Buildings.

Int. No. 180

By Council Members Williams, Chin, Lancman and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to requiring the police department to submit to the council reports of services provided to any private entity.**

*Be it enacted by the Council as follows:*

Section 1. Title 14 of the administrative code of the city of New York is amended by adding a new section 14-155 to read as follows:

§14-155. *Services provided to private entities.*

a. *Definitions. For the purpose of this section the following terms shall have the following meanings:*

1. *"Police services" shall mean any action taken by a uniformed or plain-clothed off-duty member of the department on behalf of a private entity, as defined in this section, for the purpose of preventing crimes, detecting crimes, enforcing laws that are designed to maintain civil peace and order, or protecting life or property from accidental or willful injury; and*

2. *"Private entity" shall mean any entity that is not a unit of government, including but not limited to a natural person, corporation, association, partnership, limited liability company, limited liability partnership, nonprofit organization or other legal entity.*

b. *Annual Report. The department shall submit to the council on annual basis a report, sorted by month, detailing police services provided in the preceding year by any member of the department to a private entity for a fee payable to the department. Such report shall include, but not be limited to, the police services provided by the department's Paid Detail Unit, or any similar or successor unit. Such report shall also include:*

1. *the total number of private entities receiving such police services, disaggregated by entity type, including but not limited to: (i) private citizen; (ii) corporation; (iii) partnership; and (iv) nonprofit organization;*

2. *a list of the private entities receiving such police services, except where disclosure of such information could compromise the safety of the public or police officers or could otherwise compromise law enforcement operations;*

3. *the costs, if any, to the department for administering such police services to such private entities;*

4. *the total number of police personnel providing such police services, disaggregated by rank; and*

5. *the total amount of revenue, if any, generated by providing such police services.*

§2. This local law shall take effect immediately.

Referred to the Committee on Public Safety.

Int. No. 181

By Council Members Williams, Chin, Johnson, Koo, Torres and Rosenthal.

**A Local Law to amend the New York city charter and the administrative code of the city of New York, in relation to community board review of hotel development plans.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision d of section 2800 of the New York city charter is amended by renumbering the paragraphs 18, 19, 20, and 21 as paragraphs 19, 20, 21, and 22, respectively, and by adding a new paragraph 18 to read as follows:

(18) *Exercise the initial review of plans of public agencies and private entities for development of apartment hotels and transient hotels, as defined in the zoning resolution of the city of New York, located in the community district. Such review shall occur even if the planned use of the development is permitted as-of-right in the applicable zoning district, and shall include the conduct of a public hearing. Such review shall be deemed to be completed immediately after such a public hearing, or*

*sixty days after the applicant submits the plan to the community board, whichever comes first.*

§2. Section 28-104.8.1 of the administrative code of the city of New York is amended by adding a new item 5 to read as follows:

5. *In applications for construction of apartment hotels or transient hotels, as defined in the zoning resolution of the city of New York, a statement certifying that the community board of the district in which the property is located has completed their review of the plan in accordance with paragraph 18 of subdivision d of section 2800 of the New York city charter.*

§3. This local law shall take effect sixty days after its enactment.

Referred to the Committee on Housing and Buildings

Int. No. 182

By Council Members Williams, Chin, Koo, Levine, Torres and Mendez.

**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.**

*Be it enacted by the Council as follows:*

Section 1. Declaration of Legislative Intent and Findings. The City Council finds that the people of the City of New York are in great debt to the hard work and dedication of police officers in their daily duties. The Council further finds that mistrust of law enforcement officers based on real or perceived discrimination hinders law enforcement efforts and is a threat to public safety. New York City Police Department policy already requires that officers wear shields and nameplates at all times while in uniform, and that they provide their rank, name, shield number and command when asked. In adopting this law, it is the intent of the City Council to increase transparency in police practices and to build trust between police officers and members of the public by providing the public with notice of the reasons behind their encounters with the police, and a written record of their interactions with the police in situations that do not result in an arrest or summons.

§ 2. Title 14-101 of the Administrative Code of the City of New York is hereby amended to read as follows:

§ 14-101. Definitions. As used in this title the following words shall have the following meanings:

a. "Commissioner" shall mean the commissioner of the police department of the city.

b. "Department" shall mean the police department of the city.

c. "Law Enforcement Activity" shall mean any of the following activities when conducted by law enforcement officers:

1. *noncustodial questioning of individuals;*

2. *pedestrian stops;*

3. *frisks;*

4. *searches of individuals' persons, property, or possessions (including vehicles);*

5. *traffic stops;*

6. *roadblock or checkpoint stops;*

7. *home searches; and*

8. *contact with potential victims of and witnesses to crimes.*

d. "Noncustodial questioning" shall mean both the routine, investigatory questioning of individuals and the questioning of suspects where such individuals or suspects have not been detained and are free to end the encounter at will.

§ 3. Title 14 of the Administrative Code of the City of New York is hereby amended to add a new section 14-154 to read as follows:

§14-154. *Identification of Law Enforcement Officers.*

a. *Upon initiation of law enforcement activity, law enforcement officers, as defined in section 14-151(a)(2) of the Administrative Code of the City of New York, shall*

1. *Identify themselves to the subject(s) of the law enforcement activity by providing their full name, rank and command; and*

2. *Provide the specific reason for the law enforcement activity.*

3. *At the conclusion of law enforcement activity that does not result in an arrest or summons, the subject(s) of the law enforcement activity shall be provided with the law enforcement officer's business card, which shall include, at a minimum:*

a. *the name, rank, and command of the officer; and*

b. *a phone number for the Civilian Complaint Review Board that the subject of the law enforcement activity may use to submit comments or complaints about the encounter.*

4. *Subsections (1)-(3) shall not apply where a law enforcement officer is not in uniform and identification of the officer would compromise the immediate safety of the public or law enforcement officers or would seriously compromise a specific, ongoing law enforcement investigation.*

§ 4. Severability. If any provision of this bill or any other provision of this local law, or any amendments thereto, shall be held invalid or ineffective in whole or in part or inapplicable to any person or situation, such holding shall not affect, impair or

invalidate any portion of or the remainder of this local law, and all other provisions thereof shall nevertheless be separately and fully effective and the application of any such provision to other persons or situations shall not be affected.

§ 5. This local law shall take effect ninety days after its enactment into law.

Referred to the Committee on Public Safety.

Res. No. 119

**Resolution calling on the New York State legislature to pass and the Governor to sign A.3525-A/S.3835-A, which would require the labeling of food or food products that contain genetically modified material or were produced using genetically modified material.**

By Council Members Williams, Maisel, Kallos, Espinal and Mendez.

**Whereas**, Thanks to advances in biotechnology, scientists are now able to alter the genetic composition of plants and animals using genes from one species to create desirable traits in another; and

**Whereas**, This sort of genetic engineering has been used, for example, to create herbicide resistant crops; and

**Whereas**, For example, the United States Food and Drug Administration (“FDA”) is currently considering approving the sale of a genetically modified salmon for human consumption; and

**Whereas**, Opponents of genetically modified food production believe that this form of biotechnology has not been adequately tested and could have adverse health and environmental effects; and

**Whereas**, According to the Center for Food Safety, “more than 88 percent of U.S. corn is genetically modified; as are 93 percent of soybeans and 94 percent of cotton;” and

**Whereas**, The Center for Food Safety also reports that approximately three-quarters of processed foods commonly found in supermarkets contain genetically modified material; and

**Whereas**, In 1992, the FDA issued a policy statement declaring that foods containing genetically modified material are not required to be labeled as such as long as they are not materially different from their organic counterparts (i.e., the foods look, taste and smell the same); and

**Whereas**, Sixty-four countries, including the entire European Union, Japan, Australia, Russia and China require food containing genetically modified material to be labeled as such; and

**Whereas**, According to a 2011 MSNBC online poll, 96 percent of people surveyed believe that foods with genetically modified material should be labeled; and

**Whereas**, If passed, A.3525-A/S.3835-A, sponsored by Assembly Member Linda B. Rosenthal and Senator Kenneth P. LaValle, would address this public concern by requiring genetically modified foods and foods made using genetically modified materials to be labeled as such; and

**Whereas**, Under A.3525-A/S.3835-A, processed food containing less than nine-tenths of one percent of genetically modified materials would not need to provide such labeling, nor would the law apply to animals that ingest any genetically modified food or drugs, prepared food intended for immediate consumption, alcoholic beverages, medical food, food lawfully certified as “organic,” processed food produced with the genetically engineered processing aids and enzymes, and food unintentionally produced with genetically modified material materials; and

**Whereas**, Failure to comply with the labeling requirements mandated by A.3525-A/S.3835-A could result in a misdemeanor charge; and

**Whereas**, Greater disclosure is a necessary ingredient for effective consumer protection; now, therefore, be it

**Resolved**, That the Council of the City of New York calls on the New York State legislature to pass and the Governor to sign A.3525-A/S.3835-A, which would require the labeling of food or food products that contain genetically modified material or were produced using genetically modified material.

Referred to the Committee on Consumer Affairs.

Res. No. 120

**Resolution calling upon the Mayor to direct the New York City Department of Health and Mental Hygiene and the New York City Human Resources Administration/Department of Social Services to develop and implement a comprehensive interdisciplinary response to gun violence.**

By Council Members Williams, Chin, Johnson, Levine, Torres, Rosenthal and Mendez.

**Whereas**, According to the Brady Center to Prevent Gun Violence, on average, 32 Americans were murdered with guns every day and 140 were treated for gun assault in an emergency room on average from 2008 to 2011; and

**Whereas**, In New York City in particular, 57 percent of all murders in 2012 were attributed to gun violence; and

**Whereas**, Moreover, there were nearly 1,374 shooting incidents, where a person was injured either fatally or non-fatally, in New York City in 2012; and

**Whereas**, David Hemenway, Professor of Health Policy at the Harvard School of Public Health and the Director of Harvard's Injury Control Research Center and Youth Prevention Center, has stated that the mission of public health is the attainment of positive physical, mental and social well-being; and

**Whereas**, Recent research conducted by urbanologist Richard Florida suggests that while stringent gun control laws reduce gun violence, these laws do not address poverty, which is a major indicator of high gun violence rates; and

**Whereas**, In New York City, gun violence is a problem that disproportionately impacts certain neighborhoods and populations; and

**Whereas**, For example, approximately half of all shooting incidents in 2012 occurred in only 10 of the City's 76 police precincts; and

**Whereas**, These precincts are located in the City's most economically distressed communities; and

**Whereas**, There is a direct correlation between social economic status and health outcomes; and

**Whereas**, Infant mortality, obesity and diabetes are disproportionately high in the precincts where the highest concentration of shooting incidents in 2012 occurred; and

**Whereas**, In 2010, gunshot wounds and deaths, along with court proceedings and hospitalizations paid for by government health programs, cost American tax payers at least \$12 billion, according to the Detroit Free Press; and

**Whereas**, It is therefore necessary for the City of New York to undertake a comprehensive gun violence prevention plan in order to reduce, the physical, mental and emotional cost of gun violence, as well as the cost of caring for victims of gun violence which is often passed on to tax payers; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the Mayor to direct the New York City Department of Health and Mental Hygiene and the New York City Human Resources Administration/Department of Social Services to develop and implement a comprehensive interdisciplinary response to gun violence.

Referred to the Committee on Public Safety.

Res. No. 121

**Resolution recognizing every June as Gun Violence Awareness Month in New York City.**

By Council Members Williams, Chin, Constantinides, Dickens, Espinal, Gibson, Lander, Levine, Torres, Van Bramer, Rosenthal and Mendez.

**Whereas**, Gun violence is a national and local problem affecting many Americans and New Yorkers on a daily basis; and

**Whereas**, Numerous tragedies have occurred over the past few years demonstrating how serious of a problem gun violence can be; and

**Whereas**, Often national attention is drawn only to large scale tragedies, yet there are gun violence injuries occurring on a daily basis throughout many American cities; and

**Whereas**, In New York City in particular, 57% of all murders in 2012 were attributed to gun violence; and

**Whereas**, Moreover there were nearly 1,375 shooting incidents, where a person was injured either fatally or non-fatally, in New York City in 2012; and

**Whereas**, In New York City, gun violence is a problem that disproportionately impacts certain neighborhoods and populations; and

**Whereas**, For example, approximately half of all shooting incidents in 2012 occurred in only 10 of the City's 76 police precincts; and

**Whereas**, Additionally, 64 percent of the murder victims in New York City in 2012 were African American; and

**Whereas**, Of the African American males aged 16 to 21 who were murdered in 2012, 86% were killed by a gun; and

**Whereas**, It is therefore clear that gun violence is a plague on our communities which must be stopped;

**Whereas**, Furthermore, gun violence and the resulting injuries and murders typically increase substantially in the summer months; and

**Whereas**, In 2011, there was an almost 120% increase in shooting incidents when comparing the first quarter of that year to the third quarter of that year, which encompasses the months of July and August; and

**Whereas**, It is therefore necessary for the City of New York to join the efforts of New York State Senator Ruth Hassell-Thompson and New York State Assembly Member Karim Camara to continue to increase public awareness about guns and the



severity of their impact on our communities by recognizing every June as Gun Violence Awareness Month; and

**Whereas**, Recognition of the month of June as Gun Violence Awareness Month by local and state officials will increase efforts to protect all New Yorkers, especially those who are disproportionately affected by such violence, by furthering the dialogue with our local, state and federal partners to help examine the causes of gun violence and create meaningful solutions in an effort to prevent the violence from peaking again in the summer; now, therefore, be it

**Resolved**, That the Council of the City of New York recognizes every June as Gun Violence Awareness Month in New York City.

Referred to the Committee on Public Safety

Res. No. 122

**Resolution calling upon the State Legislature to pass and the Governor to sign into law S.6437/A.8574, also known as “Vivian’s Law,” which would make asking applicants about their criminal history on college admission forms illegal.**

By Council Members Williams, Chin, King, Rosenthal and Mendez.

**Whereas**, Higher education is the gateway to upward mobility, improves employment outcomes, and provides tools that help people live healthier, more productive lives; and

**Whereas**, A college education is particularly important to those who are formerly involved in the criminal justice system; and

**Whereas**, The National Center for Education Statistics (NCES) reported that 78 percent of the prison population lacks postsecondary education, compared to 49 percent of the general population; and

**Whereas**, According to the Institute for Higher Education Policy, offering higher education to those currently and formerly incarcerated may be especially valuable in a society where postsecondary credentials are increasingly necessary to gain access to living-wage jobs; and

**Whereas**, Several studies have shown that higher education helps to reduce recidivism; and

**Whereas**, The Education from the Inside Out Coalition (The Coalition), for example, reported that while nationwide 43.3 percent of formerly incarcerated individuals are likely to return to prison within three years of release, the likelihood drops to 5.6 percent for Bachelor’s degree recipients and less than one percent for Master’s degree recipients; and

**Whereas**, The Coalition also indicated that access to higher education for the formerly incarcerated reduces the related costs of crime and imprisonment, and increases opportunities for employment after release; and

**Whereas**, In New York State, the recidivism rate within three years of release is approximately 40 percent, according to *The New York Times*, and as statistics show, higher education is a highly effective approach to reducing the number of individuals returning to prison; and

**Whereas**, Unfortunately, some formerly incarcerated individuals are being denied access to higher education due to their criminal background; and

**Whereas**, Due to the well-documented existence of racial and ethnic disparities in the criminal justice system in the United States, screening applicants for past criminal justice involvement can have a significant negative impact on applicants from communities of color, particularly blacks and Latinos; and

**Whereas**, A number of colleges and universities across the country, including the State University of New York (SUNY), are denying college admission to applicants who have a criminal history record, despite the fact that there is no empirical evidence to indicate that having a criminal record poses a risk to campus safety; and

**Whereas**, Since 1998, SUNY has maintained a system-wide policy of screening applicants for past felony convictions and referring to Article 23-A of the New York Correction Law (“Correction Law”) to determine whether or not such applicants should be admitted; and

**Whereas**, All SUNY campuses require applicants to check a box on the application indicating whether or not they have been convicted of a felony offense, which may deter applicants with such offenses from completing their applications; and

**Whereas**, Unlike SUNY, The City University of New York (CUNY) does not require self-disclosure of a criminal history record on the admissions application; and

**Whereas**, S.6437 by State Senator Montgomery, and A.8574 by Assembly Member Peoples-Stokes, also known as “Vivian’s Law,” is named for Vivian Nixon who experienced the devastating impact of criminal history screening in college admissions; and

**Whereas**, Vivian’s Law would amend the Correction Law by adding new provisions that explicitly prohibit colleges from asking about or considering applicants’ past arrests and/or convictions during the application and admission decision-making process; and

**Whereas**, Furthermore, a new provision would be added to the Executive Law to make it an unlawful discriminatory practice for colleges to ask about or consider

prior criminal justice involvement during the application and admission decision-making process; and

**Whereas**, The passage of this bill would remove barriers to higher education to those with a criminal past and enable them to become fully integrated into society, as well as to become gainfully employed taxpayers who contribute the State and local economy; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the State Legislature to pass and the Governor to sign into law S.6437/A.8574, also known as “Vivian’s Law,” which would make asking applicants about their criminal history on college admission forms illegal.

Referred to the Committee on Higher Education.

Int. No. 183

By Council Members Wills, Miller, Ferreras, Richards and Mendez.

**A Local Law to amend the administrative code of the city of New York, in relation to increased penalties for illegal dumping.**

*Be it enacted by the Council as follows:*

Section 1. Subdivisions b and c of section 16-119 of title 16 of the administrative code of the city of New York is amended to read as follows:

b. Any person who violates the provisions of this section shall be liable to arrest and upon conviction thereof shall be deemed guilty of a misdemeanor and shall be punished by a fine of not less than [one] *two* thousand five hundred dollars nor more than ten thousand dollars or by imprisonment not to exceed [ninety] *sixty* days or by both such fine and imprisonment.

c. (1) Any person who violates the provisions of subdivision a of this section shall also be liable for a civil penalty of not less than one thousand [five] *seven* hundred *fifty* dollars nor more than [ten] *four* thousand *five* hundred dollars for the first offense, and not less than [five] *three* thousand dollars nor more than [twenty] *ten* thousand dollars *and the forfeiture penalties set forth in paragraph 2 of subdivision e of this section* for each subsequent offense. In addition, every owner of a dump truck or other vehicle shall be liable for a civil penalty of not less than one thousand [five] *seven* hundred *fifty* dollars nor more than [ten] *four* thousand *five* hundred dollars for the first offense and not less than [five] *three* thousand dollars nor more than [twenty] *ten* thousand dollars *and the forfeiture penalties set forth in paragraph 2 of subdivision e of this section* for each subsequent offense of unlawful dumping described in subdivision a of this section by any person using or operating the same, in the business of such owner or otherwise, with the permission, express or implied, of such owner.

(2) Any owner, owner-operator or operator who is found in violation of this section in a proceeding before the environmental control board and who shall fail to pay the civil penalty imposed by such environmental control board shall be subject to the suspension of his or her driver's license, privilege to operate or vehicle registration or renewal thereof imposed pursuant to section twelve hundred twenty-a of the vehicle and traffic law, in addition to any other civil and criminal fines and penalties set forth in this section.

§ 2. Paragraph 2 of subdivision e of section 16-119 of the administrative code of the city of New York is amended to read as follows:

(2) In addition to any other penalties provided in this section, the interest of an owner as defined in subdivision c of this section in any vehicle impounded pursuant to paragraph (1) of this subdivision shall be subject to forfeiture upon notice and judicial determination thereof if such owner (i) has been convicted of or found liable for a violation of this section in a civil or criminal proceeding or in a proceeding before the environmental control board [three] *two* or more times, [all] *both* of which violations were committed within an eighteen month period or (ii) has been convicted of or found liable for a violation of this section in a civil or criminal proceeding or in a proceeding before the environmental control board if the material unlawfully dumped is a material identified as a hazardous waste or an acute hazardous waste in regulations promulgated pursuant to section 27-0903 of the environmental conservation law.

§ 3. This local law shall take effect one hundred eighty days after enactment.

Referred to the Committee on Sanitation and Solid Waste Management.

Res. No. 123

**Resolution calling on the New York State Assembly and Senate to pass, and the Governor to sign a State budget which does not bar the City of New York from using State reimbursements for rental subsidy programs for the homeless.**

By Council Members Wills, Levin, Gibson, Palma, Deutsch, Cohen and Menchaca.

**Whereas**, The total population of New York City's Department of Homeless Services (DHS) shelter system has risen over the past ten years from 38,468 in February 2004 according to the Coalition for the Homeless, to 52,261, according to the latest data available from DHS; and

**Whereas**, Over half of the current DHS shelter population are members of families with children; and

**Whereas**, The average length of stay in a shelter increased by 11 percent for families with children, and by 13 percent for adult families in 2013; and

**Whereas**, The percentage of individuals who return to a shelter within one year of leaving also increased for individuals, and families with and without children in 2013; and

**Whereas**, Beginning in 2007, many homeless families were able to leave the shelter system with the help of Advantage, New York City's rental subsidy program, which was partially funded by allocations from the New York State budget; and

**Whereas**, However, in 2011, the New York State Legislature and Governor placed restrictions on how the City could allocate State funding for rental subsidy programs in an effort to cut costs; and

**Whereas**, In light of these restrictions, the City ended the Advantage program, removing one of the most effective options families had for leaving the shelter system; and

**Whereas**, With the end of Advantage, the shelter population increased dramatically, rising by over 10,000 individuals between January 2011 and January 2013, according to the Coalition for the Homeless; and

**Whereas**, A spokesperson for Mayor Bill deBlasio recently called the reintroduction of some form of rental subsidy "a priority for the mayor," according to the Wall Street Journal; and

**Whereas**, With the State Assembly and Senate set to pass a new budget in the coming weeks, there is an opportunity to reinstate funding for a rental subsidy program in New York City; and

**Whereas**, The State budget bill, which allocates State aid to localities, currently bars cities with populations over five million, like New York City, from paying for rental assistance subsidies with State funding unless said subsidies are explicitly aimed at preventing eviction; and

**Whereas**, As Advantage was aimed not at eviction prevention, but at assisting families in shelter to leave the shelter system, State funding cannot currently be used to support Advantage or a similar program; and

**Whereas**, Denying the City flexibility in how it allocates State funding for rental assistance to homeless families prevents families from leaving the shelter system and contributes to New York City's homelessness crisis; now, therefore, be it

**Resolved**, That the Council of the City of New York calls on the New York State Assembly and Senate to pass, and the Governor to sign a State budget which does not bar the City of New York from using State reimbursements for rental subsidy programs for the homeless.

Referred to the Committee on General Welfare.

L.U. No. 25

By Council Member Ferreras:

**Section 202 Supportive Housing Program For The Elderly, Artsbridge Senior Housing 1446-1458 Plimpton Avenue & 1416-1426 Edward L. Grant Highway, Bronx, Blocks 2874, Lots 3, 6, 8, 10 & 27, Bronx, Community District No. 4, Council District No. 16.**

Adopted by the Council (preconsidered by the Committee on Finance).

L.U. No. 26

By Council Member Ferreras:

**Riverview House, Block 2880, Lot 29, Bronx, Community District No. 5, Council District No. 16.**

Adopted by the Council (preconsidered by the Committee on Finance).

L.U. No. 27

By Council Member Greenfield:

**Application No. C 140037 ZMQ submitted by DERP Associates, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 15a, to rezone a portion of a R3-2 and R3-2/C2-2 to a C4-1 district, in the Queens Village section of Borough of Queens, Community District 13, Council District 23.**

Adopted by the Council (preconsidered by the Committee on Land Use and the Subcommittee on Zoning and Franchises).

L.U. No. 28

By Council Member Greenfield:

**Application No. C 140132 ZSK submitted by Two Trees Management, LLC pursuant to Sections 197-c and 201 of the New York City Charter for a special permit pursuant Zoning Resolution Section 74-743(a)(1) to modify floor area distribution and lot coverage regulations, and Section 74-743(a)(2) to modify rear yards, waterfront yards, permitted obstructions and height and setback requirements in connection with a proposed mixed use development on property in R6/C2-4, R8/C2-4 and C6-2 Districts, within a large-scale general development, Borough of Brooklyn, Community District 1, Council District 33.**

Adopted by the Council (preconsidered by the Committee on Land Use and the Subcommittee on Zoning and Franchises).

L.U. No. 29

By Council Member Greenfield:

**Application No. C 140133 ZSK submitted by Two Trees Management, LLC pursuant to Sections 197-c and 201 of the New York City Charter for a special permit pursuant Zoning Resolution Section 74-744(b) to allow residential and non-residential uses to be arranged within a building without regard to regulations of Section 32-42 (Location within Buildings), in connection with a proposed mixed use development on property in R6/C2-4, R8/C2-4 and C6-2 Districts, within a large-scale general development, Borough of Brooklyn, Community District 1, Council District 33.**

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 30

By Council Member Greenfield:

**Application No. C 140134 ZSK submitted by Two Trees Management, LLC pursuant to Sections 197-c and 201 of the New York City Charter for a special permit pursuant Zoning Resolution Section 74-745(a) to allow distribution of accessory off-street parking spaces without regard for zoning lot lines, in connection with a proposed mixed use development in R6/C2-4, R8/C2-4 and C6-2 Districts, within a large-scale general development, Borough of Brooklyn, Community District 1, Council District 33.**

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 31

By Council Member Greenfield:

**Application No. C 140135 ZSK submitted by Two Trees Management, LLC pursuant to Sections 197-c and 201 of the New York City Charter for a special permit pursuant Zoning Resolution Section 74-745(b) (as proposed in Application No. N 140131 ZRK) to waive certain loading berth requirements for certain retail or service uses where no single establishment exceeds 8,500 square feet for a zoning lot in connection with a proposed mixed use development, in R6/C2-4, R8/C2-4 and C6-2 Districts, within a large-scale general development, Borough of Brooklyn, Community District 1, Council District 33.**

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 32

By Council Member Greenfield:

**Application No. C 140131 ZRK submitted by Two Trees Management, LLC pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution concerning Section 62-352 (Inclusionary Housing) and Section 74-745 (Location of accessory parking spaces and loading berths) relating to the inclusionary housing program and loading requirements within large scale general developments in the Borough of Brooklyn, Community District 1, Council District 33.**

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 33

By Council Member Greenfield:

Application No. C 140136 ZAK submitted by Two Trees Management, LLC for the grant of an authorization pursuant to Section 62-822(a) of the Zoning Resolution to modify the location, area and minimum dimensions requirements of Section 62-50 (GENERAL REQUIREMENTS FOR VISUAL CORRIDORS AND WATERFRONT PUBLIC ACCESS AREAS) in connection with a proposed mixed use development in R6/C2-4, R8/C2-4 and C6-2 Districts, within a large-scale general development, Borough of Brooklyn, Community District 1, Council District 33.

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 34

By Council Member Greenfield:

Application No. 20145279 HKX (N 140216 HKX) pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Bronx General Post Office Lobby, First Floor Interior, at 560 Grand Concourse, aka 554-582 Grand Concourse (Block 2443, Lot 400) (Designation List No. 470/LP-2552), Borough of the Bronx, Community District 4, Council District 17, as a historic landmark.

Referred to the Committee on Land Use and the Subcommittee on Landmarks, Public Sitting and Maritime Uses.

L.U. No. 35

By Council Member Greenfield:

Application No. 20145280 HKM (N 140213 HKM) pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the South Village Historic District (Designation List No. 470/LP-2546), Borough of Manhattan, Community District 2, Council Districts 1 and 3, as a historic landmark district.

Referred to the Committee on Land Use and the Subcommittee on Landmarks, Public Sitting and Maritime Uses.

L.U. No. 36

By Council Member Greenfield:

Application No. 20145287 HKK (N 140254 HKK) pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the 4th (Now 88th) Police Precinct House at 298 Classon Avenue (Block 1933, Lot 121) (Designation List 471/LP-2562), Borough of Brooklyn, Community District 2, Council District 35, as a historic landmark.

Referred to the Committee on Land Use and the Subcommittee on Landmarks, Public Sitting and Maritime Uses.

L.U. No. 37

By Council Member Greenfield:

Application No. 20145358 HAK submitted by the New York City Department of Housing Preservation and Development (HPD) for approval of an amendment to a previously approved tax exemption, pursuant to Section 577 of the Private Housing Finance Law (PHFL), for the property located at 365 Jay Street (Block 147, Lot 2), in the Borough of Brooklyn, Council District 33. This matter is subject to Council review and action at the request of HPD and pursuant to Section 577 of the PHFL.

Referred to the Committee on Land Use and the Subcommittee on Planning, Dispositions and Concessions.

At this point the Speaker (Council Member Mark-Viverito) made the following announcements:

ANNOUNCEMENTS:

Thursday, March 13, 2014

Table with 2 columns: Time and Location/Committee. Includes entries for Health Committee, Medical Examiner, Department of Health & Mental Hygiene, Civil Rights Committee, Human Rights Commission, and Oversight & Investigations Committee.

Friday, March 14, 2014

Note Time Change

Table with 2 columns: Time and Location/Committee. Includes entries for Environmental Protection Committee, Department of Environmental Protection (Capital), and Department of Environmental Protection (Expense).

Monday, March 17, 2014

Addition

Committee on CIVIL RIGHTS .....10:00 A.M. Int 173 - By Council Member Vacca (by request of the Manhattan Borough President) - A LOCAL LAW - To amend the administrative code of the city of New York, in relation to the prohibition of discrimination against interns.

Addition

Committee on GENERAL WELFARE ..... 1:00 P.M. Int 166 - By Council Members Palma and Levin - A LOCAL LAW - To amend the administrative code of the city of New York, in relation to the reporting of deficiencies in Department of Homeless Services adult and family shelters, and to repeal subdivision e of section 21-312.

Addition

Committee on HOUSING AND BUILDINGS ..... 1:00 P.M. Int 11 - By Council Members Ignizio, Matteo, Arroyo, Chin, Koo, Palma, Williams, Vallone, Lancman, Cohen, Rose, Levine, Dickens, Johnson, Vacca, Garodnick, Weprin, Ferreras, Rosenthal, Espinal, Cabrera, Constantinides, Cornegy, Crowley, Deutsch, Dromm, Gentile, Gibson, Greenfield, King, Koslowitz, Lander, Levin, Maisel, Mealy, Menchaca, Mendez, Miller, Richards, Torres, Wills, Reynoso and Ulrich - A Local Law to amend the administrative code and the Building Code of the city of New York, in relation to requiring carbon monoxide detectors in certain assembly spaces.

Tuesday, March 18, 2014

Subcommittee on ZONING & FRANCHISES.....9:30 A.M.
See Land Use Calendar
Committee Room – 250 Broadway, 16th Floor .....Mark Weprin, Chairperson

10:00 a.m. Education Committee – Council Chambers – City Hall
10:00 a.m. Department of Education and School Construction Authority (Capital)
12:00 p.m. Public

Subcommittee on LANDMARKS, PUBLIC SITING & MARITIME USES .....11:00 A.M.
See Land Use Calendar
Committee Room – 250 Broadway, 16th Floor ..... Peter Koo, Chairperson

Subcommittee on PLANNING, DISPOSITIONS & CONCESSIONS..... 1:00 P.M.
See Land Use Calendar
Committee Room – 250 Broadway, 16th Floor .....Inez Dickens, Chairperson

Wednesday, March 19, 2014

★ Deferred
10:00 a.m. Mental Health, Developmental Disabilities, Alcoholism, Drug Abuse & Disability Services Committee – Council Chambers – City Hall
10:00 a.m. Department of Health & Mental Hygiene (joint with Subcommittee on Drug Abuse)
11:30 a.m. Public

★ Deferred
12:00 p.m. Standards and Ethics Committee – Committee Room – City Hall
12:00 p.m. Conflicts of Interest Board
12:45 p.m. Public

1:30 p.m. Sanitation & Solid Waste Management Committee – Committee Room – City Hall
1:30 p.m. Department of Sanitation
3:30 p.m. Business Integrity Commission
4:00 p.m. Public

Thursday, March 20, 2014

Committee on LAND USE.....11:00 A.M.
All items reported out of the subcommittees
AND SUCH OTHER BUSINESS AS MAY BE NECESSARY
Committee Room – 250 Broadway, 16th Floor
..... David G. Greenfield, Chairperson

10:00 a.m. Education Committee – Council Chambers – City Hall
10:00 a.m. Department of Education (Expense)
1:00 p.m. Public
1:30 p.m. Economic Development Committee – Committee Room – City Hall
1:30 p.m. Department of Small Business Services (joint with Small Business Committee)
2:30 p.m. Economic Development Corporation (Capital)
4:00 p.m. Public

Friday, March 21, 2014

10:00 a.m. Public Safety Committee – Council Chambers – City Hall
10:00 a.m. Police Department
12:00 p.m. District Attorneys/Special Narcotics Prosecutor
2:00 p.m. Civilian Complaint Review Board
3:00 p.m. Criminal Justice Coordinator
3:45 p.m. Public

10:00 a.m. Public Housing Committee – Committee Room – City Hall
10:00 a.m. NYC Housing Authority
12:00 p.m. Public

Monday, March 24, 2014

★ Note Time Changes
10:00 a.m. General Welfare Committee – Council Chambers – City Hall
★ 10:00 a.m. Administration for Children’s Services joint with Women’s Issues and Juvenile Justice Committees
★ 12:30 p.m. Department of Homeless Services
★ 2:30 p.m. Human Resources Administration / Department of Social Services
4:00 p.m. Public
10:30 a.m. Housing and Buildings Committee – Committee Room – City Hall
10:30 a.m. Department of Housing Preservation and Development (Expense)
11:00 a.m. Department of Housing Preservation and Development (Capital)
12:30 p.m. Department of Buildings
1:15 p.m. Public

Tuesday, March 25, 2014

10:00 a.m. Governmental Operations Committee – Committee Room – City Hall
10:00 a.m. Financial Information Services Agency
10:30 a.m. Office of Payroll Administration
11:15 a.m. Board of Elections
12:15 p.m. Law Department
1:00 p.m. Department of Citywide Administrative Services
2:00 p.m. Department of Records and Information Services
2:30 p.m. Tax Commission
3:00 p.m. Community Boards
3:30 p.m. Public
10:00 a.m. Aging Committee – Council Chambers – City Hall
10:00 a.m. Department for the Aging (joint with the Subcommittee on Senior Centers)
11:30 a.m. Public

Committee on WATERFRONTS..... 1:00 P.M.
Agenda to be announced
Committee Room – 250 Broadway, 16th Floor ..... Deborah Rose, Chairperson

Wednesday, March 26, 2014

★ Addition
Committee on FINANCE.....10:00 A.M.
Preconsidered Res\_\_\_\_ - By Council Member Ferreras - Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.
Committee Room – City Hall.....Julissa Ferreras, Chairperson

Stated Council Meeting..... Ceremonial Tributes – 1:00 p.m.
..... Agenda – 1:30 p.m.

Whereupon on motion of the Speaker (Council Member Mark-Viverito), the Public Advocate (Ms. James) adjourned these proceedings to meet again for the Stated Meeting on Wednesday, March 26, 2014.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council