

THE COUNCIL

Minutes of the Proceedings for the

STATED MEETING

of

Thursday, December 15, 2016, 2:00 p.m.

The Public Advocate (Ms. James)

Acting President Pro Tempore and Presiding Officer

Council Members

Melissa Mark-Viverito, *Speaker*

Inez D. Barron	David G. Greenfield	Antonio Reynoso
Joseph C. Borelli	Barry S. Grodenchik	Donovan J. Richards
Fernando Cabrera	Corey D. Johnson	Ydanis A. Rodriguez
Margaret S. Chin	Ben Kallos	Deborah L. Rose
Andrew Cohen	Andy L. King	Helen K. Rosenthal
Robert E. Cornegy, Jr	Peter A. Koo	Rafael Salamanca, Jr
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	Jumaane D. Williams
Julissa Ferreras-Copeland	Carlos Menchaca	
Daniel R. Garodnick	Rosie Mendez	
Vincent J. Gentile	I. Daneek Miller	
Vanessa L. Gibson	Annabel Palma	

Absent: Council Member Constantinides, Mealy and Wills.

The Public Advocate (Ms. James) assumed the chair as the Acting President Pro Tempore and Presiding Officer for these proceedings.

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 48 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. Robert Lewis Foley, Cosmopolitan Church of the Lord Jesus, 39 W. 190th St. Bronx N.Y. 10468.

Let us united in heart, mind and spirit as this Invocation is offered.
 Eternal God, our creator and sustainer, we acknowledge you
 with sincere gratitude and respect for the privilege granted to us
 to be included in your will and to live in your world.
 We think you also for our realizations of the value and the necessity
 of the beneficent purposes and noble service that can flow
 from our affirmations and our actions
 into the lives of others with a view toward their enduring wellbeing.
 The opportunity for the members of our City Council
 to serve here in New York City is a wonderful gift.
 It can empower and enable each Council Member
 and this Council as a whole
 to impact the large community in ways that can uplift,
 and safeguard many persons both now
 and far into the future that you shall provide.
 Eternal God, it is our hope, our trust and our plea
 that each Council Member will be upheld and strengthened by you
 in their good works and their good endeavors.
 May they and the people of our city be enormously blessed
 as a result of their beneficent and honorable service.
 In your name and for the sake of all concerned we pray.
 Amen.

Council Member Reverend Cabrera moved to spread the Invocation in full upon the record.

ADOPTION OF MINUTES

On behalf of Council Member Constantinides, the Public Advocate (Ms. James) moved that the Minutes of the Stated Meeting of November 16, 2016 be adopted as printed.

COMMUNICATION FROM CITY, COUNTY AND BOROUGH OFFICES

Preconsidered M-463

Communication from the Office of Management & Budget – Transfer City funds between various agencies in Fiscal Year 2017 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter (MN-2).

The City of New York
Office of Management and Budget
255 Greenwich Street - New York, New York 10007 - 2146
(212) 788-5900

Dean Fuleihan
Director

December 12, 2016

TO THE CITY COUNCIL

Dear Council Members:

In accordance with Section 107(b) of the New York City Charter, I request your approval to transfer City funds between various agencies in fiscal year 2017 to implement changes in the City's expense budget.

This modification (MN-2) will implement expense budget changes which were reflected in the City's November Financial Plan. In addition, as requested by the City Council, this modification reallocates appropriations that were included in the FY 2017 Adopted Budget to fund City Council initiatives.

Appendix A details State, Federal and other funds impacted by these changes.

Your approval of modification MN-2 is respectfully requested.

Sincerely,

Dean Fuleihan

(For text of the MN-2 numbers, please see the attachment to the resolution following the Report of the Committee on Finance for Preconsidered M-463 & Res No. 1338 printed in these Minutes)

Referred to the Committee on Finance.

Preconsidered M-464

Communication from the Office of Management & Budget – Modification to reduce revenues in Fiscal Year 2017, pursuant to Section 107(e) of the New York City Charter (MN-3).

The City of New York
Office of Management and Budget
255 Greenwich Street - New York, New York 10007 - 2146
(212) 788-5900

Dean Fuleihan
Director

December 12, 2016

TO THE CITY COUNCIL

Dear Council Members:

In accordance with Section 107(e) of the New York City Charter, I seek your approval to reduce revenues by \$105.5 million in fiscal year 2017.

This modification (MN-3) will implement revenue budget changes reflected in the City's November Financial Plan. The \$105.5 million reduction of revenues and an adjustment to the General Reserve, as a result of the Citywide Savings Program, will be used to prepay \$438.8 million of fiscal year 2018 expenses in fiscal year 2017.

Your approval of modification MN-3 is respectfully requested.

Sincerely,

Dean Fuleihan

(For text of the MN-3 numbers, please see the attachment to the resolution following the Report of the Committee on Finance for Preconsidered M-464 & Res No. 1339 printed in these Minutes)

Referred to the Committee on Finance.

During the Communication from the Speaker segment of this Meeting, the Speaker (Council Member Mark-Viverito) acknowledged that this Stated Meeting would be the final proceedings for Council Member Inez Dickens (9th CD, Manhattan). Council Member Dickens was expected to resign by the end of the year so she could assume her duties as the newly elected State Assembly Member for the 70th Assembly District. The Speaker (Council Member Mark-Viverito) thanked her for her service and wished her well in her new upcoming position as those assembled applauded and cheered. The floor was yielded to Council Member Dickens who briefly spoke to her colleagues and those assembled in the Chambers. Throughout the Meeting, she was thanked and praised by her fellow Council Members.

REPORTS OF THE STANDING COMMITTEES**Report of the Committee on Finance**

Report for Res. No. 1323

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 December 6, 2016 (Minutes, page 4075), 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 14, 2016, the Council adopted the expense budget for fiscal year 2017 with various programs and initiatives (the “Fiscal 2017 Expense Budget”). On June 26, 2015, the Council adopted the expense budget for fiscal year 2016 with various programs and initiatives (the “Fiscal 2016 Expense Budget”). On June 26, 2014, the Council adopted the expense budget for fiscal year 2015 with various programs and initiatives (the “Fiscal 2015 Expense Budget”).

Analysis. This Resolution, dated December 15, 2016, approves the new designation and the changes in the designation of certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2017 Expense Budget, approves the new designation and the changes in the designation of certain organizations receiving funding for certain initiatives in accordance with the Fiscal 2016 Expense Budget, approves the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2015 Expense Budget, and amends the description for the Description/Scope of Services of certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2017 Expense Budget.

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 and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2017 Expense Budget, new designations and/or changes in the designation of certain organizations receiving funding for certain initiatives in accordance with the Fiscal 2016 Expense Budget, new designations and/or changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2015 Expense Budget, as well as amendments to the Description/Scope of Services of certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2017 Expense Budget.

This Resolution sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding pursuant to the Fiscal 2017 Expense Budget, as described in Chart 1; sets forth the change in the designation of a certain organization receiving aging discretionary funding pursuant to the Fiscal 2017 Expense Budget, as described in Chart 2; sets forth the change in the designation of a certain organization receiving youth discretionary funding pursuant to the Fiscal 2017 Expense Budget, as described in Chart 3; sets forth the new designation and changes in the designation of funding pursuant to certain initiatives in the Fiscal 2017 Expense Budget, as described in Charts 4-38; sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding pursuant to the Fiscal 2016 Expense Budget, as described in Chart 39; sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding pursuant to the Fiscal 2016 Expense Budget, as described in Chart 40; sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding pursuant to the Fiscal 2015 Expense Budget, as described

in Chart 41; sets forth the new designation and changes in the designation of funding pursuant to certain initiatives in the Fiscal 2016 Expense Budget, as described in Chart 42; amends the description for the Description/Scope of Services for certain organizations receiving local, aging, and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2017 Expense Budget, as described in Chart 43; and sets forth the organizations that will receive equipment from the organization funded by a certain initiative, as described in Chart 44.

In addition, 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 2017 Expense Budget, dated June 14, 2016, Adjustments Summary/Schedule C/Fiscal 2016 Expense Budget, dated June 26, 2015, and Adjustments Summary/Schedule C/Fiscal 2015 Expense Budget, dated June 26, 2014.

Specifically, Chart 1 sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2017 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 2 sets forth the changes in the designation of a certain organization receiving aging discretionary funding in accordance with the Fiscal 2017 Expense Budget.

Chart 3 sets forth the changes in the designation of a certain organization receiving youth discretionary funding in accordance with the Fiscal 2017 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 4 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Anti-Poverty Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 5 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2017 Expense Budget.

Chart 6 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Community Housing Preservation Strategies Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 7 sets forth the changes in the designation of certain organizations receiving funding pursuant to the A Greener NYC Initiative in accordance with the Fiscal 2017 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 8 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural After-School Adventure (CASA) Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 9 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DoVE) Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 10 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Healthy Aging Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 11 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to Parks Equity Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 12 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Support Our Seniors Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 13 sets forth the new designation of a certain organization receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 14 sets forth the new designation of certain organizations receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 15 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 16 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Alternatives to Incarceration (ATI's) Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 17 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Autism Awareness Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 18 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Crisis Management System Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 19 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Geriatric Mental Health Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 20 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Immigrant Health Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 21 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Initiative for Immigrant Survivors of Domestic Violence in accordance with the Fiscal 2017 Expense Budget.

Chart 22 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Maternal and Child Health Services Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 23 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Senior Centers for Immigrant Populations Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 24 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Step In and Stop It Initiative to Address Bystander Intervention in accordance with the Fiscal 2017 Expense Budget.

Chart 25 sets forth the new designation of a certain organization receiving funding pursuant to the Student Voter Registration Day Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 26 sets forth the changes in the designation of a certain organization receiving funding pursuant to the Young Women's Leadership Development Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 27 sets forth the new designation of a certain organization and sets forth the removal of funds from the administering agency receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2017 Expense Budget. Such removed funds were allocated to the Discretionary Child Care Initiative on 9/14/2016 in Transparency Resolution #3.

Chart 28 sets forth the new designation of a certain organization and sets forth the removal of funds from a certain organization pursuant to the Bail Fund Initiative in accordance with the Fiscal 2017 Expense Budget. Such funds were transferred to the Video Visitation Care Initiative in Chart 35. Such removal of funds will be effectuated upon a budget modification.

Chart 29 sets forth the changes in the designation of certain organizations receiving funding pursuant to the Stabilizing NYC Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 30 sets forth the new designation of certain organizations receiving funding pursuant to the Art as a Catalyst for Change Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 31 sets forth the new designation of certain organizations receiving funding pursuant to the HIV/AIDS Faith Based Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 32 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Ending the Epidemic Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 33 sets forth the changes in the designation of a certain organization receiving funding pursuant to the City's First Readers Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 34 sets forth the new designation of a certain organization receiving funding pursuant to the Work, Learn, Grow Initiative in accordance with the Fiscal 2017 Expense Budget. Such funds were added to the budget by the Administration.

Chart 35 sets forth the new designation of a certain organization to the Video Visitation Initiative in accordance with the Fiscal 2017 Expense Budget. Such funds were transferred from the Bail Fund Initiative in Chart 28. Such addition of funds will be effectuated upon a budget modification.

Chart 36 sets forth the changes in the designation of a certain organization receiving funding pursuant to the Dropout Prevention and Intervention Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 37 sets forth the changes in the designation of a certain organization receiving funding pursuant to the Creative Arts Team Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 38 sets forth the changes in the designation of a certain organization receiving funding pursuant to the Prevent Sexual Assault (PSA) Initiative for Young Adults in accordance with the Fiscal 2017 Expense Budget. These reductions are corrections to the designations allocated to this Initiative on 9/28/2016 in Transparency Resolution #4.

Chart 39 sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2016 Expense Budget.

Chart 40 sets forth the change in the designation of a certain organization receiving youth discretionary funding in accordance with the Fiscal 2016 Expense Budget.

Chart 41 sets forth the change in the designation of a certain organization receiving local discretionary funding in accordance with the Fiscal 2015 Expense Budget.

Chart 42 sets forth the new designation of certain organizations receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 43 amends the description for the Description/Scope of Services for certain organizations receiving local, aging, and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2017 Expense Budget.

Chart 44 sets forth the organizations that will receive equipment, specifically an automated external defibrillator, from the organization, Staten Island Heart Society, Inc., funded by the Beating Hearts Initiative as designated in Schedule C for Fiscal 2017.

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 2017, Fiscal 2016, and Fiscal 2015 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. 1323 :)

Res. No. 1323

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

By Council Member Ferreras-Copeland.

Whereas, On June 14, 2016 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2017 with various programs and initiatives (the "Fiscal 2017 Expense Budget"); and

Whereas, On June 26, 2015 the City Council adopted the expense budget for fiscal year 2016 with various programs and initiatives (the "Fiscal 2016 Expense Budget"); and

Whereas, On June 26, 2014 the City Council adopted the expense budget for fiscal year 2015 with various programs and initiatives (the "Fiscal 2015 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2017, Fiscal 2016, and Fiscal 2015 Expense Budgets 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 2017 Expense Budget by approving new Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding pursuant to certain initiatives; now, therefore, be it

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves sets forth the changes in the designation of a certain organization receiving aging discretionary funding in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves sets forth the changes in the designation of a certain organization receiving youth discretionary funding in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 3; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Anti-Poverty Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 4; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 5; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Community Housing Preservation Strategies Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 6; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the A Greener NYC Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 7; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural After-School Adventure (CASA) Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 8; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DoVE) Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 9; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Healthy Aging Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 10; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 11; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Support Our Seniors Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 12; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 13; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 14; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 15; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Alternatives to Incarceration (ATI's) Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 16; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Autism Awareness Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 17; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Crisis Management System Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 18; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Geriatric Mental Health Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 19; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Immigrant Health Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 20; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Initiative for Immigrant Survivors of Domestic Violence in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 21; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Maternal and Child Health Services Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 22; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Senior Centers for Immigrant Populations Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 23; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Step In and Stop It Initiative to Address Bystander Intervention in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 24; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Student Voter Registration Day Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 25; and be it further

Resolved, That the City Council approves the changes in the designation of a certain organization receiving funding pursuant to the Young Women's Leadership Development Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 26; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding and approves the removal of funds from the administering agency receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 27; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding and approves the removal of funds from a certain organization pursuant to the Bail Fund Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 28; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Stabilizing NYC Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 29; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Art as a Catalyst for Change Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 30; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the HIV/AIDS Faith Based Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 31; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Ending the Epidemic Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 32; and be it further

Resolved, That the City Council approves the changes in the designation of a certain organization receiving funding pursuant to the City's First Readers Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 33; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Work, Learn, Grow Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 34; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Video Visitation Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 35; and be it further

Resolved, That the City Council approves the changes in the designation of a certain organization receiving funding pursuant to the Dropout Prevention and Intervention Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 36; and be it further

Resolved, That the City Council approves the changes in the designation of a certain organization receiving funding pursuant to the Creative Arts Team Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 37; and be it further

Resolved, That the City Council approves the changes in the designation of a certain organization receiving funding pursuant to the Prevent Sexual Assault (PSA) Initiative for Young Adults in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 38; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 39; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving youth discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 40; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving local discretionary funding in accordance with the Fiscal 2015 Expense Budget, as set forth in Chart 41; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 42; and be it further

Resolved, That the City Council amends the description for the Description/Scope of Services for certain organizations receiving local, aging and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 43; and be it further

Resolved, That the City Council approves the organizations that will receive equipment from the organization funded by the Beating Hearts Initiative as designated in Schedule C for Fiscal 2017, as set forth in Chart 44.

ATTACHMENT:

CHART 1: Local Initiatives - Fiscal 2017

Member	Organization - School/Program	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Grodenschik	Korean American Family Service Center (KAFSC)	13-3609811	MOCJ	(\$5,000.00)	098	002			
Grodenschik	Korean American Family Services	13-3609811	MOCJ	\$5,000.00	098	002			
Koo	Korean American Family Service Center (KAFSC)	13-3609811	MOCJ	(\$5,000.00)	098	002			
Koo	Korean American Family Services	13-3609811	MOCJ	\$5,000.00	098	002			
Koo	Korean American Family Service Center (KAFSC)	13-3609811	MOCJ	(\$10,000.00)	098	002			
Koo	Korean American Family Services	13-3609811	MOCJ	\$10,000.00	098	002			
Crowley	Grover Cleveland High School Science Programs	11-6039058	DOE	(\$10,000.00)	040	402			*
Crowley	Grover Cleveland High School - Science Programs	13-6400434	DOE	\$10,000.00	040	402			
Reynoso	Grover Cleveland High School Science Programs	11-6039058	DOE	(\$5,000.00)	040	402			*
Reynoso	Grover Cleveland High School - Science Programs	13-6400434	DOE	\$5,000.00	040	402			
Mendez	Movement Research, Inc. - M330, M363, M364, M361 and M315	13-3041403	DOE	(\$5,000.00)	040	402			
Mendez	Movement Research, Inc. - M363, M364, M361 and M315	13-3041403	DOE	\$5,000.00	040	402			
Cornegy	Bedford Stuyvesant Restoration Corporation	11-6083182	DYCD	(\$10,000.00)	260	005			*
Cornegy	Cultural Museum of African Art, Inc.- The Eric Edwards Collection	90-0907203	DYCD	\$10,000.00	260	005			*
Menchaca	Brooklyn Greenway Initiative, Inc.	20-3283721	DYCD	(\$5,000.00)	260	005			*
Menchaca	Extreme Kids and Crew, Inc.	35-2392415	DYCD	(\$10,000.00)	260	312			
Menchaca	Friends of Brooklyn Community Board 6, Inc.	04-3780020	DYCD	\$15,000.00	260	005			*
Speaker	Queens LGBT Health and Human Services Network, Inc.	20-8512786	DYCD	(\$25,000.00)	260	312			*
Speaker	Long Island Gay And Lesbian Youth, Inc.	20-8512786	DYCD	\$25,000.00	260	312			*
Rose	Serpentine Art and Nature Commons, Inc.	13-3092685	DYCD	(\$3,500.00)	260	005			
Rose	Serpentine Art and Nature Commons, Inc.	13-3092685	DYCD	\$3,500.00	260	005			
Johnson	Hudson Guild	13-5562989	DYCD	(\$46,000.00)	260	312			
Johnson	Hartley House, Inc.	13-1656652	DYCD	\$25,000.00	260	312			*
Johnson	MCCNY Charities, Inc.	27-5282132	DYCD	\$3,000.00	260	312			
Johnson	New Alternatives for LGBT Homeless Youth	27-2151000	DYCD	\$5,000.00	260	312			
Johnson	Primary Stages Company, Inc.**	13-3258765	DYCD	\$3,000.00	260	312			
Johnson	New York City Urban Debate League, Inc.	45-5249743	DYCD	\$5,000.00	260	312			
Johnson	New York Junior Tennis League	23-7442256	DYCD	\$5,000.00	260	312			
Johnson	Primary Stages Company, Inc.**	13-3258765	DYCD	(\$3,000.00)	260	312			
Johnson	Primary Stages Company, Inc.**	13-3258765	DCLA	\$3,000.00	126	003			
Speaker	New York Harbor Foundation, Inc.**	27-2918478	DOE	(\$50,000.00)	040	402			
Speaker	New York Harbor Foundation, Inc.**	27-2918478	DYCD	\$50,000.00	260	312			
Constantinides	New York Harbor Foundation, Inc.**	27-2918478	DOE	(\$5,000.00)	040	402			
Constantinides	New York Harbor Foundation, Inc.**	27-2918478	DYCD	\$5,000.00	260	312			
Van Bramer	Hip to Hip Theater Company	26-4049629	DCLA	(\$7,500.00)	126	003			
Van Bramer	Hip to Hip Theatre Company	26-4049629	DCLA	\$7,500.00	126	003			
CD28	Research Foundation of CUNY - Creative Arts Team	13-3893536	CUNY	(\$10,000.00)	042	001			
CD28	CUNY Creative Arts Team	13-3893536	CUNY	\$10,000.00	042	001			
Constantinides	Research Foundation of CUNY - Creative Arts Team	13-3893536	CUNY	(\$5,000.00)	042	001			

Constantinides	CUNY Creative Arts Team	13-3893536	CUNY	\$5,000.00	042	001			
Cumbo	Research Foundation of CUNY - Creative Arts Team	13-3893536	CUNY	(\$5,000.00)	042	001			
Cumbo	CUNY Creative Arts Team	13-3893536	CUNY	\$5,000.00	042	001			
Dickens	Research Foundation of CUNY - Creative Arts Team	13-3893536	CUNY	(\$5,000.00)	042	001			
Dickens	CUNY Creative Arts Team	13-3893536	CUNY	\$5,000.00	042	001			
Gibson	Research Foundation of CUNY - Creative Arts Team	13-3893536	CUNY	(\$10,000.00)	042	001			
Gibson	CUNY Creative Arts Team	13-3893536	CUNY	\$10,000.00	042	001			

* Indicates pending completion of pre-qualification review.

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

CHART 1: Local Initiatives - Fiscal 2017 (continued)

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Koslowitz	Research Foundation of CUNY - Creative Arts Team	13-3893536	CUNY	(\$3,000.00)	042	001			
Koslowitz	CUNY Creative Arts Team	13-3893536	CUNY	\$3,000.00	042	001			
Levine	Research Foundation of CUNY - Creative Arts Team	13-3893536	CUNY	(\$3,500.00)	042	001			
Levine	CUNY Creative Arts Team	13-3893536	CUNY	\$3,500.00	042	001			
Rosenthal	Research Foundation of CUNY - Creative Arts Team	13-3893536	CUNY	(\$3,500.00)	042	001			
Rosenthal	CUNY Creative Arts Team	13-3893536	CUNY	\$3,500.00	042	001			
Salamanca	Research Foundation of CUNY - Creative Arts Team	13-3893536	CUNY	(\$5,000.00)	042	001			
Salamanca	CUNY Creative Arts Team	13-3893536	CUNY	\$5,000.00	042	001			
Williams	Research Foundation of CUNY - Creative Arts Team	13-3893536	CUNY	(\$5,000.00)	042	001			
Williams	CUNY Creative Arts Team	13-3893536	CUNY	\$5,000.00	042	001			
Williams	New York United Jewish Association, Inc.	26-2647383	DYCD	(\$15,500.00)	260	312			
Williams	Wyckoff House and Association, Inc.	11-2615053	DYCD	\$4,000.00	260	312			
Williams	Dr. Theodore A. Atlas Foundation, Inc.	13-4012789	DYCD	\$11,500.00	260	312			*
Williams	Wyckoff House and Association, Inc.**	11-2615053	DYCD	(\$4,000.00)	260	312			
Williams	Wyckoff House and Association, Inc.**	11-2615053	DCLA	\$4,000.00	126	003			
Cumbo	Judah International Christian Center, Inc.	11-1335207	DOHMH	(\$5,000.00)	816	113			*
Cumbo	Judah International Christian Center, Inc.	11-3352075	DOHMH	\$5,000.00	816	113			*

* Indicates pending completion of pre-qualification review.

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

CHART 2: Aging Discretionary - Fiscal 2017

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Lander	Heights and Hills, Inc.	23-7237927	DFTA	(\$10,000.00)	125	003			
Lander	Heights and Hills, Inc. - Case Management	23-7237927	DFTA	\$10,000.00	125	003			

* Indicates pending completion of pre-qualification review.

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

CHART 3: Youth Discretionary - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Eugene	Brooklyn Botanic Garden Association	11-2417338	DYCD	(\$5,000.00)	260	312			*
Eugene	Brooklyn Botanic Garden Corporation	11-2417338	DYCD	\$5,000.00	260	312			*
Eugene	Christian Haitian Sports Federation, Inc.	11-3598389	DYCD	(\$5,000.00)	260	312			*
Eugene	Liberty Academic and Sports Complex, Inc.	32-0304980	DYCD	\$5,000.00	260	312			*
Koo	Korean American Family Service Center (KAFSC)	13-3609811	DYCD	(\$5,000.00)	260	312			
Koo	Korean American Family Services	13-3609811	DYCD	\$5,000.00	260	312			
Lancman	Korean American Family Service Center (KAFSC)	13-3609811	DYCD	(\$5,000.00)	260	312			
Lancman	Korean American Family Services	13-3609811	DYCD	\$5,000.00	260	312			
Vallone	Korean American Family Service Center (KAFSC)	13-3609811	DYCD	(\$5,000.00)	260	312			
Vallone	Korean American Family Services	13-3609811	DYCD	\$5,000.00	260	312			
Borelli	Volunteers of American, Inc.	58-1959781	DYCD	(\$10,000.00)	260	312			
Borelli	Volunteers of America, Inc.	58-1959781	DYCD	\$10,000.00	260	312			
Crowley	Sacred Heart School	11-2202799	DYCD	(\$5,000.00)	260	312			
Crowley	Sacred Heart Catholic Academy of Glendale	81-2780414	DYCD	\$5,000.00	260	312			
Mendez	Andrew Glover Youth Program, Inc.	13-3267496	DYCD	(\$20,000.00)	260	312			
Mendez	Avenues for Justice, Inc. - Andrew Glover Youth Program	13-3267496	DYCD	\$20,000.00	260	312			
Menchaca	Mekimi	55-0870419	DYCD	(\$5,000.00)	260	312			*
Menchaca	Jewish Coalition For Youth Education & Support, Inc.	27-3152656	DYCD	(\$5,000.00)	260	312			*
Menchaca	Extreme Kids and Crew, Inc.	35-2392415	DYCD	\$10,000.00	260	312			
Johnson	Hartley House, Inc.	13-1656652	DYCD	(\$25,000.00)	260	312			*
Johnson	MCCNY Charities, Inc.	27-5282132	DYCD	(\$3,000.00)	260	312			
Johnson	New Alternatives for LGBT Homeless Youth	27-2151000	DYCD	(\$5,000.00)	260	312			
Johnson	New York City Urban Debate League, Inc.	45-5249743	DYCD	(\$5,000.00)	260	312			
Johnson	New York Junior Tennis League	23-7442256	DYCD	(\$5,000.00)	260	312			
Johnson	Primary Stages Company, Inc.	13-3258765	DYCD	(\$3,000.00)	260	312			
Johnson	Hudson Guild	13-5562989	DYCD	\$46,000.00	260	312			
Williams	Dr. Theodore A. Atlas Foundation, Inc.	13-4012789	DYCD	(\$11,500.00)	260	312			*
Williams	Wyckoff House and Association, Inc.	11-2615053	DYCD	(\$4,000.00)	260	312			
Williams	New York United Jewish Association, Inc.	26-2647383	DYCD	\$15,500.00	260	312			

* Indicates pending completion of pre-qualification review.

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

CHART 4: Anti-Poverty Initiative - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Vallone	Korean American Family Service Center (KAFSC)	13-3609811	MOCJ	(\$5,000.00)	098	002			
Vallone	Korean American Family Services	13-3609811	MOCJ	\$5,000.00	098	002			
Vallone	Korean American Family Service Center (KAFSC)	13-3609811	MOCJ	(\$5,000.00)	098	002			
Vallone	Korean American Family Services	13-3609811	MOCJ	\$5,000.00	098	002			

* Indicates pending completion of pre-qualification review.

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

CHART 5: Speakers Initiative to Address Citywide Needs - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Speaker	Korean American Family Service Center (KAFSC)	13-3609811	MOCJ	(\$50,000.00)	098	002			
Speaker	Korean American Family Services	13-3609811	MOCJ	\$50,000.00	098	002			

* Indicates pending completion of pre-qualification review.

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

CHART 6: Community Housing Preservation Strategies - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Salamanca	Mary Mitchell Youth and Family Center, Inc.	13-3385032	HPD	(\$71,000.00)	806	009	
Salamanca	Mary Mitchell Family and Youth Center, Inc.	13-3385032	HPD	\$71,000.00	806	009	
King	Neighborhood Housing Services of New York City, Inc.	13-3098397	HPD	(\$61,000.00)	806	009	
King	Bronx Neighborhood Housing Services CDC, Inc.	47-1006046	HPD	\$61,000.00	806	009	*
King	Neighborhood Housing Services of New York City, Inc.	13-3098397	HPD	(\$29,730.00)	806	009	
King	Bronx Neighborhood Housing Services CDC, Inc.	47-1006046	HPD	\$29,730.00	806	009	*

* Indicates pending completion of pre-qualification review.

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

CHART 7: A Greener NYC - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Lander	Outstanding Renewal Enterprises, Inc.**	13-3320984	DYCD	(\$13,084.00)	260	005	
Lander	Outstanding Renewal Enterprises, Inc.**	13-3320984	DPR	\$13,084.00	846	006	
Lander	Gowanus Canal Conservancy, Inc.**	26-0681729	DYCD	(\$13,084.00)	260	005	*
Lander	Gowanus Canal Conservancy, Inc.**	26-0681729	DPR	\$13,084.00	846	006	*
Dromm	New York Harbor Foundation, Inc.**	27-2918478	DOE	(\$13,085.00)	040	402	
Dromm	New York Harbor Foundation, Inc.**	27-2918478	DYCD	\$13,085.00	260	312	
Chin	New York Harbor Foundation, Inc.**	27-2918478	DOE	(\$19,627.00)	040	402	
Chin	New York Harbor Foundation, Inc.**	27-2918478	DYCD	\$19,627.00	260	312	
Crowley	New York Harbor Foundation, Inc.**	27-2918478	DOE	(\$13,080.00)	040	402	
Crowley	New York Harbor Foundation, Inc.**	27-2918478	DYCD	\$13,080.00	260	312	
Mendez	New York City Gardens Coalition	13-4035337	DPR	(\$13,000.00)	846	006	*
Mendez	New York City Community Garden Coalition	13-4035337	DPR	\$13,000.00	846	006	*

* Indicates pending completion of pre-qualification review.

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

CHART 8: Cultural After-School Adventure (CASA) - Fiscal 2017

Member	Organization - School	EIN Number	Agency	Amount	Agy #	U/A	*
	Department of Cultural Affairs	13-6400434	DCLA	(\$100,000.00)	126	003	
Treyger	Marquis Studios, Ltd. - Public School 128K Bensonhurst	13-3047206	DCLA	\$20,000.00	126	003	*
Treyger	NIA Community Services Network, Inc. - Intermediate School 239K Mark Twain	11-2697931	DCLA	\$20,000.00	126	003	
Treyger	Brooklyn Arts Council, Inc. - Public School 90K Edna Cohen	23-7072915	DCLA	\$20,000.00	126	003	
Treyger	Brooklyn Arts Council, Inc. - Public School 247K The College Partnership Elementary School	23-7072915	DCLA	\$20,000.00	126	003	
Greenfield	Brooklyn Arts Council, Inc. - Elementary School 325K Frieda Girls Elementary School	23-7072915	DCLA	\$20,000.00	126	003	
Lander	Big Apple Circus, Ltd. - MS 442	13-2906037	DCLA	(\$20,000.00)	126	003	*
Lander	Marquis Studios, Ltd. - MS 442K	13-3047206	DCLA	\$20,000.00	126	003	*
Mark-Viverito	Big Apple Circus, Ltd. - Public School 43 Jonas Bronck	13-2906037	DCLA	(\$20,000.00)	126	003	*
Mark-Viverito	Marquis Studios, Ltd. - Public School 43X Jonas Bronck	13-3047206	DCLA	\$20,000.00	126	003	*
Constantinides	Research Foundation of CUNY - Creative Arts Team - Public School 002	13-3893536	DCLA	(\$20,000.00)	126	003	
Constantinides	Research Foundation of CUNY - Creative Arts Team - Public School 002Q	13-1988190	DCLA	\$20,000.00	126	003	
Dickens	Research Foundation of CUNY - Creative Arts Team - Frederick Douglass Academy II Secondary S13-3893536		DCLA	(\$20,000.00)	126	003	
Dickens	Research Foundation of CUNY - Creative Arts Team - Frederick Douglass Academy II Secondary S13-1988190		DCLA	\$20,000.00	126	003	
Eugene	Research Foundation of CUNY - Creative Arts Team - STAR College High School at Erasmus	13-3893536	DCLA	(\$20,000.00)	126	003	
Eugene	Research Foundation of CUNY - Creative Arts Team - STAR College High School at Erasmus	13-1988190	DCLA	\$20,000.00	126	003	
Gibson	Research Foundation of CUNY - Creative Arts Team - Bronx Early Learning Academy	13-3893536	DCLA	(\$20,000.00)	126	003	
Gibson	Research Foundation of CUNY - Creative Arts Team - Bronx Early Learning Academy	13-1988190	DCLA	\$20,000.00	126	003	
King	Research Foundation of CUNY - Creative Arts Team - Public School 021	13-3893536	DCLA	(\$20,000.00)	126	003	
King	Research Foundation of CUNY - Creative Arts Team - Public School 021X	13-1988190	DCLA	\$20,000.00	126	003	
King	Research Foundation of CUNY - Creative Arts Team - The Forward School	13-3893536	DCLA	(\$20,000.00)	126	003	
King	Research Foundation of CUNY - Creative Arts Team - The Forward School	13-1988190	DCLA	\$20,000.00	126	003	
King	Research Foundation of CUNY - Creative Arts Team - Public School 160	13-3893536	DCLA	(\$20,000.00)	126	003	
King	Research Foundation of CUNY - Creative Arts Team - Public School 160X	13-1988190	DCLA	\$20,000.00	126	003	
Koslowitz	Research Foundation of CUNY - Creative Arts Team - Public School 54	13-3893536	DCLA	(\$20,000.00)	126	003	
Koslowitz	Research Foundation of CUNY - Creative Arts Team - Public School 54Q	13-1988190	DCLA	\$20,000.00	126	003	
Lancman	Research Foundation of CUNY - Creative Arts Team - Public School 117Q	13-3893536	DCLA	(\$20,000.00)	126	003	
Lancman	Research Foundation of CUNY - Creative Arts Team - Public School 117Q	13-1988190	DCLA	\$20,000.00	126	003	
Miller	Research Foundation of CUNY - Creative Arts Team - Public School 134	13-3893536	DCLA	(\$20,000.00)	126	003	
Miller	Research Foundation of CUNY - Creative Arts Team - Public School 134Q	13-1988190	DCLA	\$20,000.00	126	003	
Richards	Research Foundation of CUNY - Creative Arts Team - Excelsior Preparatory High School	13-3893536	DCLA	(\$20,000.00)	126	003	
Richards	Research Foundation of CUNY - Creative Arts Team - Excelsior Preparatory High School	13-1988190	DCLA	\$20,000.00	126	003	
Vallone	Research Foundation of CUNY - Creative Arts Team - J.H.S. 185 Edward Bleeker	13-3893536	DCLA	(\$20,000.00)	126	003	
Vallone	Research Foundation of CUNY - Creative Arts Team - J.H.S. 185Q Edward Bleeker	13-1988190	DCLA	\$20,000.00	126	003	

Williams	Research Foundation of CUNY - Creative Arts Team - Public School 119 Amersfort	13-3893536	DCLA	(\$20,000.00)	126	003	
Williams	Research Foundation of CUNY - Creative Arts Team - Public School 119K Amersfort	13-1988190	DCLA	\$20,000.00	126	003	

* Indicates pending completion of pre-qualification review.

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

CHART 8: Cultural After-School Adventure (CASA) - Fiscal 2017 (continued)

Member	Organization - School	EIN Number	Agency	Amount	Agy #	U/A	*
Lander	Brooklyn Conservatory of Music - Public School 131	11-1532426	DCLA	(\$20,000.00)	126	003	
Lander	Brooklyn Queens Conservatory of Music - Public School 131	11-1532426	DCLA	\$20,000.00	126	003	
Levin	Brooklyn Conservatory of Music - Public School 16	11-1532426	DCLA	(\$20,000.00)	126	003	
Levin	Brooklyn Queens Conservatory of Music - Public School 16	11-1532426	DCLA	\$20,000.00	126	003	
Williams	Brooklyn Youth Chorus	11-3129249	DCLA	(\$20,000.00)	126	003	
Williams	Brooklyn Youth Chorus Academy, Inc.	11-3129249	DCLA	\$20,000.00	126	003	
Menchaca	Groundswell	11-3427213	DCLA	(\$20,000.00)	126	003	
Menchaca	Groundswell Community Mural Project, Inc.	11-3427213	DCLA	\$20,000.00	126	003	
Menchaca	Groundswell	11-3427213	DCLA	(\$20,000.00)	126	003	
Menchaca	Groundswell Community Mural Project, Inc.	11-3427213	DCLA	\$20,000.00	126	003	
Mealy	Reel Works Teen Film Making, Inc.	20-0936377	DCLA	(\$20,000.00)	126	003	
Mealy	Reel Stories Teen Filmmaking, Inc.	20-0936377	DCLA	\$20,000.00	126	003	
Mealy	Reel Works Teen Film Making, Inc.	20-0936377	DCLA	(\$20,000.00)	126	003	
Mealy	Reel Stories Teen Filmmaking, Inc.	20-0936377	DCLA	\$20,000.00	126	003	
Chin	Girl Be Heard	27-1848709	DCLA	(\$20,000.00)	126	003	
Chin	Girl Be Heard Institute	27-1848709	DCLA	\$20,000.00	126	003	
Rosenthal	Kids Creative 404, Inc. - Public School/Middle School 191M	75-3139502	DCLA	(\$20,000.00)	126	003	
Rosenthal	Kids Creative 404, Inc. - Middle School 191M	75-3139502	DCLA	\$20,000.00	126	003	
Barron	Victory Music and Dance Company, Inc. - 23K041	47-2167056	DCLA	(\$20,000.00)	126	003	
Barron	Victory Music and Dance Company, Inc. - P.S. 041K Francis White (23K041)	47-2167056	DCLA	\$20,000.00	126	003	
Barron	Research Foundation of CUNY - Creative Arts Team - 19K683	13-1988190	DCLA	(\$20,000.00)	126	003	
Barron	Research Foundation of CUNY - Creative Arts Team - The School For Classics: An Academy Of Thinkers, Writers And Performers (19K683)	13-1988190	DCLA	\$20,000.00	126	003	
Barron	Victory Music and Dance Company, Inc. - 19K273	47-2167056	DCLA	(\$20,000.00)	126	003	
Barron	Victory Music and Dance Company, Inc. - P.S. 273K Wortman (19K273)	47-2167056	DCLA	\$20,000.00	126	003	
Mendez	Town Hall Foundation, Inc. - PS347M ASL Middle School	23-7296167	DCLA	(\$20,000.00)	126	003	
Mendez	Town Hall Foundation, Inc. - The American Sign Language English Lower School (M347)	23-7296167	DCLA	\$20,000.00	126	003	
Mendez	Town Hall Foundation, Inc. - ASL & English Secondary School	23-7296167	DCLA	(\$20,000.00)	126	003	
Mendez	Town Hall Foundation, Inc. - The American Sign Language and English Secondary School (M047)	23-7296167	DCLA	\$20,000.00	126	003	
Mendez	Arts Connection, Inc., The - P94M The Spectrum School	13-2953240	DCLA	(\$20,000.00)	126	003	
Mendez	Arts Connection, Inc., The - P94M High School	13-2953240	DCLA	\$20,000.00	126	003	
Chin	Arts Connection, Inc., The - The Spectrum School	13-2953240	DCLA	(\$20,000.00)	126	003	
Chin	Arts Connection, Inc., The - P94M Spectrum School @ PS 276M and PS 397M	13-2953240	DCLA	\$20,000.00	126	003	
Mendez	Marquis Studios, Ltd. - PS94M Middle School	13-3047206	DCLA	(\$20,000.00)	126	003	
Mendez	Marquis Studios, Ltd. - P94M @ PS 118M	13-3047206	DCLA	\$20,000.00	126	003	
Garodnick	Marquis Studios, Ltd. - P.S. 94M at the River School	13-3047206	DCLA	(\$20,000.00)	126	003	

Garodnick	Marquis Studios, Ltd. - P94M @ PS 281M	13-3047206	DCLA	\$20,000.00	126	003	
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* Indicates pending completion of pre-qualification review.

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

CHART 9: Domestic Violence and Empowerment (DoVE) Initiative - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Grodenschik	Korean American Family Service Center (KAFSC)	13-3609811	MOCJ	(\$32,691.34)	098	002	
Grodenschik	Korean American Family Services	13-3609811	MOCJ	\$32,691.34	098	002	
Koo	Korean American Family Service Center (KAFSC)	13-3609811	MOCJ	(\$17,074.00)	098	002	
Koo	Korean American Family Services	13-3609811	MOCJ	\$17,074.00	098	002	
Vallone	Korean American Family Service Center (KAFSC)	13-3609811	MOCJ	(\$53,074.00)	098	002	
Vallone	Korean American Family Services	13-3609811	MOCJ	\$53,074.00	098	002	

* Indicates pending completion of pre-qualification review.

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

CHART 10: Healthy Aging Initiative - Fiscal 2017

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Koslowitz	Young Israel Programs, Inc. - Young Israel of Forest Hills NSC	03-0381957	DFTA	(\$17,745.00)	125	003	*
Koslowitz	National Council of Young Israel - Young Israel Programs (Young Israel of Forest Hills NSC)	03-0381957	DFTA	\$17,745.00	125	003	*
Gibson	Hope of Israel Senior Citizens Center	13-2749857	DFTA	(\$12,500.00)	125	003	
Gibson	Hope of Israel Senior Citizen Center	13-2749857	DFTA	\$12,500.00	125	003	
Borelli	Staten Island Community Friendship Clubs, Inc.	13-2778244	DFTA	(\$12,745.00)	125	003	
Borelli	Staten Island Community Services Friendship Clubs, Inc.	13-2778244	DFTA	\$12,745.00	125	003	
Borelli	Staten Island Community Friendship Clubs, Inc.	13-2778244	DFTA	(\$12,745.00)	125	003	
Borelli	Staten Island Community Services Friendship Clubs, Inc.	13-2778244	DFTA	\$12,745.00	125	003	
Rose	National Alliance on Mental Illness in New York City, Inc. (NAMI)	13-3370368	DFTA	(\$10,490.00)	125	003	*
Rose	Nami-NYC Staten Island, Inc.	13-3370368	DFTA	\$10,490.00	125	003	*

* Indicates pending completion of pre-qualification review.

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

CHART 11: Parks Equity Initiative - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
	Department of Parks and Recreation	13-6400434	DPR	(\$40,000.00)	846	006	
Garodnick	Council on the Environment, Inc.	13-2765465	DPR	\$10,000.00	846	006	
Garodnick	City Parks Foundation	13-3561657	DPR	\$30,000.00	846	006	
Cumbo	Museum of Contemporary African Diasporan Arts	11-3526774	DPR	(\$20,000.00)	846	006	*
Cumbo	Museum of Contemporary African Diasporan Arts, Inc.	11-3526774	DPR	\$20,000.00	846	006	*

* Indicates pending completion of pre-qualification review.

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

CHART 12: Support Our Seniors - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Rodriguez	Washington Heights-Inwood Preservation Restoration Corp	13-2944830	DFTA	(\$20,000.00)	125	003	
Rodriguez	Washington Heights-Inwood Preservation and Restoration Corporation	13-2944830	DFTA	\$20,000.00	125	003	
Matteo	Eger Health Care and Rehabilitation	13-3524533	DFTA	(\$10,000.00)	125	003	*
Matteo	Eger Health Care and Rehabilitation Center	13-3524533	DFTA	\$10,000.00	125	003	*

* Indicates pending completion of pre-qualification review.

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

CHART 13: Digital Inclusion and Literacy Initiative - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
	Department of Youth and Community Development	13-6400434	DYCD	(\$20,000.00)	260	005	
Garodnick	Older Adults Technology Services (OATS), Inc.	55-0882599	DYCD	\$20,000.00	260	005	

* Indicates pending completion of pre-qualification review.

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

CHART 14: Cultural Immigrant Initiative - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
	Department of Cultural Affairs	13-6400434	DCLA	(\$320,000.00)	126	003	
Garodnick	Spanish Dance Arts Company, Inc. - Flamenco Vivo Carlota Santana	13-3286419	DCLA	\$50,000.00	126	003	*
Garodnick	Spanish Theatre Repertory Company, Ltd.	13-2672755	DCLA	\$50,000.00	126	003	*
Levine	Spanish Theatre Repertory Company, Ltd.	13-2672755	DCLA	\$30,000.00	126	003	*
Levine	New York African Chorus Ensemble, Inc.	20-1090906	DCLA	\$30,000.00	126	003	*
Levine	Midtown Management Group, Inc.	13-3192793	DCLA	\$20,000.00	126	003	
Levine	Mano a Mano Mexican Culture Without Borders	56-2545700	DCLA	\$20,000.00	126	003	*
Miller	A Better Jamaica, Inc.	11-3804421	DCLA	\$30,000.00	126	003	*
Miller	Black Spectrum Theatre Company, Inc.	51-0135262	DCLA	\$30,000.00	126	003	*
Miller	Braata Productions, Inc.	27-3402327	DCLA	\$20,000.00	126	003	*
Miller	Caribbean American Repertory Theatre	11-2972441	DCLA	\$20,000.00	126	003	*
Matteo	Staten Island Philharmonic Orchestra, Inc.	20-2732542	DCLA	\$10,000.00	126	003	*
Matteo	Museum of Maritime Navigation And Communication	90-0730331	DCLA	\$10,000.00	126	003	*

* Indicates pending completion of pre-qualification review.

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

CHART 15: Food Pantries - Fiscal 2017

Borough	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
	Department of Youth and Community Development	13-6400434	DYCD	(\$33,738.00)	260	005	
Staten Island	Bethel Community Church	13-3200339	DYCD	\$5,000.00	260	005	*
Bronx	Union Grove Baptist Church	13-5078662	DYCD	\$5,000.00	260	005	*
Brooklyn	International Pentecostal	11-3052243	DYCD	\$7,448.00	260	005	*
Manhattan	Community League of the Heights, Inc.	13-2564241	DYCD	\$6,290.00	260	005	*
Manhattan	St. Michael's Church	13-1656684	DYCD	\$5,000.00	260	005	*
Manhattan	Convent Avenue Baptist Church Hamilton Grange Senior Citizen Center	13-2780116	DYCD	\$5,000.00	260	005	*
Bronx	Food Bank for New York City, The - St. Margaret's Episcopal Church	13-3179546	DYCD	(\$500.00)	260	005	*
Bronx	Food Bank for New York City, The - Union Grove Baptist Church	13-3179546	DYCD	(\$500.00)	260	005	*
Bronx	Food Bank for New York City, The - Thessalonian Baptist Church	13-3179546	DYCD	\$1,000.00	260	005	*
Brooklyn	Food Bank for New York City, The - Reaching Out Community Services, Inc.	13-3179546	DYCD	(\$30,000.00)	260	005	*
Brooklyn	Reaching Out Community Services, Inc.	11-3615625	DYCD	\$30,000.00	260	005	*
Brooklyn	City Harvest - Reaching Out Community Services, Inc.	13-3170676	DYCD	(\$31,984.00)	260	005	*
Brooklyn	Reaching Out Community Services, Inc.	11-3615625	DYCD	\$31,984.00	260	005	*

* Indicates pending completion of pre-qualification review.

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

CHART 16: Alternatives to Incarceration (ATI's) - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Legal Action Center	13-2756320	MOCJ	(\$100,000.00)	098	002	
Legal Action Center of the City of New York, Inc., The	13-2756320	MOCJ	\$100,000.00	098	002	

* Indicates pending completion of pre-qualification review.

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

CHART 17: Autism Awareness Initiative - Fiscal 2017

Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
New York University Langone Medical Center	13-5562308	DOHMH	(\$25,000.00)	816	121	*
New York University - Langone Medical Center	13-5562308	DOHMH	\$25,000.00	816	121	*

* Indicates pending completion of pre-qualification review.

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

CHART 18: Crisis Management System - Fiscal 2017

Organization - School	EIN Number	Agency	Amount	Agy #	U/A	*
Jacob Riis Housing Settlement - Intermediate School 204 Oliver W. Holmes 30Q204	11-1729398	DOE	(\$40,000.00)	040	402	
Jacob A. Riis Neighborhood Settlement, Inc. - Intermediate School 204 Oliver W. Holmes 30Q204	11-1729398	DOE	\$40,000.00	040	402	
Jacob Riis Housing Settlement - Public School 111 Jacob Blackwell 30Q111	11-1729398	DOE	(\$40,000.00)	040	402	
Jacob A. Riis Neighborhood Settlement, Inc. - Public School 111 Jacob Blackwell 30Q111	11-1729398	DOE	\$40,000.00	040	402	
CUNY Creative Arts Team - Boys and Girls High School 16K455	13-3893536	DOE	(\$40,000.00)	040	402	
Research Foundation of CUNY - Creative Arts Team - Boys and Girls High School 16K455	13-1988190	DOE	\$40,000.00	040	402	
CUNY Creative Arts Team - P.S. 308 Clara Cardwell 16K308	13-3893536	DOE	(\$40,000.00)	040	402	
Research Foundation of CUNY - Creative Arts Team - P.S. 308 Clara Cardwell 16K308	13-1988190	DOE	\$40,000.00	040	402	

* Indicates pending completion of pre-qualification review.

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

CHART 19: Geriatric Mental Health Initiative - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Visiting Nurse Services of New York Home Care, Inc.	13-1624211	DOHMH	(\$81,000.00)	816	120	
Visiting Nurse Service of New York Home Care, Inc.	13-1624211	DOHMH	\$81,000.00	816	120	

* Indicates pending completion of pre-qualification review.

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

CHART 20: Immigrant Health Initiative - Fiscal 2017

Organization - Hospital	EIN Number	Agency	Amount	Agy #	U/A	*
Bellevue Hospital	13-2655001	DOHMH	(\$75,000.00)	816	117	
Health and Hospitals Corporation - Bellevue Hospital	13-2655001	DOHMH	\$75,000.00	816	117	

* Indicates pending completion of pre-qualification review.

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

**CHART 21: Initiative for Immigrant Survivors of Domestic Violence -
Fiscal 2017**

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Korean American Family Service Center (KAFSC)	13-3609811	MOCJ	(\$35,000.00)	098	002	
Korean American Family Services	13-3609811	MOCJ	\$35,000.00	098	002	

* Indicates pending completion of pre-qualification review.

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

CHART 22: Maternal and Child Health Services Initiative - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Health and Hospitals Corporation	13-2650001	HHC	(\$25,799.00)	819	001	
Health and Hospitals Corporation	13-2655001	HHC	\$25,799.00	819	001	
Richmond University Medical Center	74-3177454	DOHMH	(\$35,923.00)	816	113	
Richmond Medical Center d/b/a Richmond University Medical Center	74-3177454	DOHMH	\$35,923.00	816	113	
Bronx Health Link, Inc.	13-4045022	DOHMH	(\$80,000.00)	816	113	*
Department of Health and Mental Hygiene	13-6400434	DOHMH	\$80,000.00	816	113	

* Indicates pending completion of pre-qualification review.

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

CHART 23: Senior Centers for Immigrant Populations - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
West Side Federation for Senior and Supportive Housing, Inc.	13-2926433	DFTA	(\$11,760.00)	125	003	
West Side Federation for Senior Housing, Inc.	13-2926433	DFTA	\$11,760.00	125	003	

* Indicates pending completion of pre-qualification review.

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

CHART 24: Step In and Stop It Initiative to Address Bystander Intervention - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Young Women's Christian Association YWCA of the City of New York	13-1624230	DYCD	(\$55,000.00)	260	312	
Young Women's Christian Association of the City of New York	13-1624230	DYCD	\$55,000.00	260	312	

* Indicates pending completion of pre-qualification review.

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

CHART 25: Student Voter Registration Day - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Chhaya Community Development	11-3580935	DYCD	(\$3,000.00)	260	312	
Life Camp, Inc.	20-0814999	DYCD	(\$1,500.00)	260	312	*
MinKwon Center for Community Action, Inc.	11-2710506	DYCD	(\$1,500.00)	260	312	
Northwest Bronx Community and Clergy Coalition, Inc.	13-2806160	DYCD	(\$4,500.00)	260	312	
Palante Harlem, Inc.	80-0209989	DYCD	(\$3,000.00)	260	312	
Staten Island Community Job Center, Inc.	47-2787706	DYCD	(\$3,000.00)	260	312	*
Atlas DIY	45-4316117	DYCD	(\$3,000.00)	260	312	
Generation Citizen, Inc.	27-2039522	DYCD	(\$4,500.00)	260	312	
New York Immigration Coalition	13-3573409	DYCD	\$24,000.00	260	312	

* Indicates pending completion of pre-qualification review.

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

CHART 26: Young Women's Leadership Development - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Korean American Family Services Center	13-3609811	DYCD	(\$40,000.00)	260	312	
Korean American Family Services	13-3609811	DYCD	\$40,000.00	260	312	
Summer Search New York City	68-0200138	DYCD	(\$70,000.00)	260	312	
Summer Search - New York City	68-0200138	DYCD	\$70,000.00	260	312	

* Indicates pending completion of pre-qualification review.

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

CHART 27: Senior Centers, Programs, and Enhancements - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Department for the Aging**	13-6400434	DFTA	(\$564,380.00)	125	003	
Young Men's Christian Association of Greater New York - Glebe Senior Center	13-1624228	DFTA	\$60,000.00	125	003	*

* Indicates pending completion of pre-qualification review.

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

CHART 28: Bail Fund Initiative - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Liberty Fund, Inc.**	38-3974312	MOCJ	(\$151,000.00)	098	002	
Bronx Freedom Fund, Inc.	23-1385792	MOCJ	\$100,000.00	098	002	*

* Indicates pending completion of pre-qualification review.

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

CHART 29: Stabilizing NYC - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Urban Justice Center	13-3442022	HPD	(\$40,000.00)	806	009	
Chhaya Community Development Corporation	11-3580935	HPD	\$10,000.00	806	009	
Cooper Square Community Development Committee, Inc.	13-2666211	HPD	\$10,000.00	806	009	
Crenulated Company LTD, The	14-1719016	HPD	\$10,000.00	806	009	*
Flatbush Development Corporation	51-0188251	HPD	\$10,000.00	806	009	

* Indicates pending completion of pre-qualification review.

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

CHART 30: Art as a Catalyst for Change - Fiscal 2017

Organization - School	EIN Number	Agency	Amount	Agy #	U/A	*
Department of Cultural Affairs	13-6400434	DCLA	(\$126,000.00)	126	003	
Victory Music and Dance Company, Inc. - Van Sicken Community Middle School	47-2167056	DCLA	\$18,000.00	126	003	
Purelements: An Evolution in Dance - Public School 306K	20-5332584	DCLA	\$18,000.00	126	003	*
Victory Music and Dance Company, Inc. - Essence School	47-2167056	DCLA	\$18,000.00	126	003	
Purelements: An Evolution in Dance - Junior High School 292K	20-5332584	DCLA	\$18,000.00	126	003	*
East Flatbush Village, Inc. - Andries Hudde	80-0612019	DCLA	\$18,000.00	126	003	
Brooklyn Arts Council, Inc. - Liberation High School	23-7072915	DCLA	\$18,000.00	126	003	
Brooklyn Arts Council, Inc. - Public School/Middle School 288K	23-7072915	DCLA	\$18,000.00	126	003	

* Indicates pending completion of pre-qualification review.

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

CHART 31: HIV/AIDS Faith Based Initiative - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Department of Health and Mental Hygiene	13-6400434	DOHMH	(\$81,400.00)	816	112	
Congregation Beit Simchat Torah	23-7406899	DOHMH	\$75,000.00	816	112	*
Just a Friend Away of Staten Island (JAFASI)	27-0023154	DOHMH	\$6,400.00	816	112	*

* Indicates pending completion of pre-qualification review.

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

CHART 32: Ending the Epidemic Initiative- Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Department of Health and Mental Hygiene	13-6400434	DOHMH	(\$37,240.00)	816	112	
Transgender Legal Defense & Education Fund, Inc.	04-3762842	DOHMH	\$37,240.00	816	112	*
Research Foundation of CUNY	13-1988190	DOHMH	(\$94,000.00)	816	112	
Research Foundation for the State University of New York	14-1368361	DOHMH	\$94,000.00	816	112	

* Indicates pending completion of pre-qualification review.

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

CHART 33: City's First Readers Initiative - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Broadway Housing Communities, Inc.	13-3212867	DYCD	(\$37,500.00)	260	312	
Child Center of New York, Inc., The	11-1733454	DYCD	\$37,500.00	260	312	

* Indicates pending completion of pre-qualification review.

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

CHART 34: Work, Learn, Grow Initiative- Fiscal 2017

Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Fund for the City of New York, Inc. - Youth Development Institute	13-2612524	DYCD	\$35,000.00	260	312	*

* Indicates pending completion of pre-qualification review.

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

CHART 35: Video Visitation Initiative - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
New York Public Library**	13-6400434	NYPL	\$51,000.00	037	006	

* Indicates pending completion of pre-qualification review.

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

CHART 36: Dropout Prevention and Intervention Initiative - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Research Foundation of CUNY - Creative Arts Team	13-3893536	DOE	(\$30,000.00)	040	402	
Research Foundation of CUNY - Creative Arts Team	13-1988190	DOE	\$30,000.00	040	402	

* Indicates pending completion of pre-qualification review.

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

CHART 37: Creative Arts Team - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Research Foundation of CUNY - Creative Arts Team	13-3893536	CUNY	(\$400,000.00)	042	001	
CUNY Creative Arts Team	13-3893536	CUNY	\$400,000.00	042	001	

* Indicates pending completion of pre-qualification review.

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

CHART 38: Prevent Sexual Assault (PSA) Initiative for Young Adults - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Center for Anti-Violence Education, Inc., The (CAE)	11-2444676	MOCJ	(\$25,000.00)	098	002	
Door - A Center of Alternatives, Inc., The	13-6127348	MOCJ	(\$25,000.00)	098	002	

* Indicates pending completion of pre-qualification review.

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

CHART 39: Local Initiatives - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Menchaca	Friends of Brooklyn Community Board 6, Inc.	043780020	DYCD	(\$30,000.00)	260	005			
Menchaca	Street Soccer USA, Inc.	26-4694946	DYCD	\$30,000.00	260	312			

* Indicates pending completion of pre-qualification review.

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

CHART 40: Youth Discretionary - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Vallone	Roman Catholic Church Of St. Kevin	11-1666886	DYCD	(\$5,000.00)	260	312			
Vallone	St. Kevin's Roman Catholic Church	11-1666886	DYCD	\$5,000.00	260	312			

* Indicates pending completion of pre-qualification review.

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

CHART 41: Local Initiatives - Fiscal 2015

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN	*
Williams	Christian Heritage Ministries	11-2883414	DYCD	(\$3,500.00)	260	312			
Williams	Christian Heritage Church	11-2883414	DYCD	\$3,500.00	260	312			

* Indicates pending completion of pre-qualification review.

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

CHART 42: NYC Cleanup - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Dickens	Department of Youth and Community Development	13-6400434	DYCD	(\$19,640.00)	260	005	
Dickens	New Harlem East Merchants Association, Inc.	46-2326516	DYCD	\$19,640.00	260	005	

* Indicates pending completion of pre-qualification review.

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

CHART 43: Purpose of Funds Changes - Fiscal 2017

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds	*
Local	Cumbo	Onos Footprints, Inc.	90-0719956	DYCD	(15,000.00)	Funds will be used for General operating support and to feed low income families during the holiday season.	
Local	Cumbo	Onos Footprints, Inc.	90-0719956	DYCD	15,000.00	Funds will be used for General operating support and Distribution during the holiday season.	
Local	Cabrera	Midori Foundation, Inc.	13-3682472	DCLA	(15,000.00)	Funding to support expansion of the violin program at PS 315 and to sustain the violin and brass coaching program at MS 244	
Local	Cabrera	Midori Foundation, Inc.	13-3682472	DCLA	15,000.00	Funding to sustain the violin and brass coaching program at MS 244, IS 206 and PS 226	
Aging	Vacca	Morris Park Community Association	23-7429900	DFTA	(9,000.00)	Funding to support programming/activities of Morris Park Senior Program including cultural and recreational excursions, senior health fitness programs, and Italian classes.	
Aging	Vacca	Morris Park Community Association	23-7429900	DFTA	9,000.00	To fund shows, trips, shopping centers, and senior health fitness programs.	
Youth	Vacca	Morris Park Community Association	23-7429900	DYCD	(10,000.00)	Funding to support the operating expenses associated with Italian Heritage events including marching bands, transportation, floats, and Italian classes.	
Youth	Vacca	Morris Park Community Association	23-7429900	DYCD	10,000.00	Funds will be used to support marching bands, transportation, floats for Italian heritage events, and Italian classes.	
Youth	Dickens	Children's Village, Inc.	13-1739945	DYCD	(5,000.00)	Funds will be used to pay for education support for at-risk youth in Polo grounds Towers.	
Youth	Dickens	Children's Village, Inc.	13-1739945	DYCD	5,000.00	Funds will be used to pay for education support for at-risk youth in the Drew Hamilton Community Center.	
Local	Deutsch	A Torah Infertility Medium of Exchange	11-3394747	DOHMH	(8,500.00)	The funding will enable A TIME to continue offering much needed services such as medical experts to guide couples through their infertility treatments.	
Local	Deutsch	A Torah Infertility Medium of Exchange	11-3394747	DOHMH	8,500.00	Funding will be used to cover general operating costs.	
Local	Greenfield	A Torah Infertility Medium of Exchange	11-3394747	DOHMH	(1,000.00)	The funding will enable A TIME to continue offering much needed services such as medical experts to guide couples through their infertility treatments.	*
Local	Greenfield	A Torah Infertility Medium of Exchange	11-3394747	DOHMH	1,000.00	Funds will be used for general operating costs.	*
Local	Salamanca	Hyde Leadership Charter School	74-3162136	DYCD	(5,000.00)	Funds will be used to support Summer Leap program at Hyde Leadership	*
Local	Salamanca	Hyde Leadership Charter School	74-3162136	DYCD	5,000.00	Funds will be used to support Summer Leap program for Hunts Point and South Bronx children	*
Digital Inclusion and Literacy	Ferreras-Copeland	WNET	26-2810489	DYCD	(20,000.00)	The Digital Inclusion and Literacy Initiative address disparities in access to the Internet and increase digital literacy across the City, through programming available in every Council District.	
Digital Inclusion and Literacy	Ferreras-Copeland	WNET	26-2810489	DYCD	20,000.00	The funding will be used to Live Stream Community Board meetings for the period Jan-June. The initiative is a pilot to try and open up the CB process for greater transparency and citizen participation, both in real time, and then through access of WNET web site post meeting.	
Digital Inclusion and Literacy	Levin	WNET	26-2810489	DYCD	(20,000.00)	The Digital Inclusion and Literacy Initiative address disparities in access to the Internet and increase digital literacy across the City, through programming available in every Council District.	

Digital Inclusion and Literacy	Levin	WNET	26-2810489	DYCD	20,000.00	The funding will be used to Live Stream Community Board meetings for the period Jan-June. The initiative is a pilot to try and open up the CB process for greater transparency and citizen participation, both in real time, and then through access of WNET web site post meeting.
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* Indicates pending completion of pre-qualification review.

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

CHART 43: Purpose of Funds Changes - Fiscal 2017 (continued)

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds	*
Digital Inclusion and	Vacca	WNET	26-2810489	DYCD	(20,000.00)	The Digital Inclusion and Literacy Initiative address disparities in access to the Internet and increase digital literacy across the City, through programming available in every Council District.	
Digital Inclusion and	Vacca	WNET	26-2810489	DYCD	20,000.00	The funding will be used to Live Stream Community Board meetings for the period Jan-June. The initiative is a pilot to try and open up the CB process for greater transparency and citizen participation, both in real time, and then through access of WNET web site post meeting.	
Digital Inclusion and	Dromm	WNET	26-2810489	DYCD	(20,000.00)	The Digital Inclusion and Literacy Initiative address disparities in access to the Internet and increase digital literacy across the City, through programming available in every Council District.	
Digital Inclusion and	Dromm	WNET	26-2810489	DYCD	20,000.00	The funding will be used to Live Stream Community Board meetings for the period Jan-June. The initiative is a pilot to try and open up the CB process for greater transparency and citizen participation, both in real time, and then through access of WNET web site post meeting.	
Digital Inclusion and	Reynoso	WNET	26-2810489	DYCD	(20,000.00)	The Digital Inclusion and Literacy Initiative address disparities in access to the Internet and increase digital literacy across the City, through programming available in every Council District.	
Digital Inclusion and	Reynoso	WNET	26-2810489	DYCD	20,000.00	The funding will be used to Live Stream Community Board meetings for the period Jan-June. The initiative is a pilot to try and open up the CB process for greater transparency and citizen participation, both in real time, and then through access of WNET web site post meeting.	
Digital Inclusion and	Van Bramer	WNET	26-2810489	DYCD	(20,000.00)	The Digital Inclusion and Literacy Initiative address disparities in access to the Internet and increase digital literacy across the City, through programming available in every Council District.	
Digital Inclusion and	Van Bramer	WNET	26-2810489	DYCD	20,000.00	The funding will be used to Live Stream Community Board meetings for the period Jan-June. The initiative is a pilot to try and open up the CB process for greater transparency and citizen participation, both in real time, and then through access of WNET web site post meeting.	
Speaker's Initiative	Speaker	American Museum of Natural History	13-6162659	DCLA	(100,000.00)	To fund a Family Science Program that would serve NYCHA developments throughout the City serving nearly 1,000 children and their parent/guardians.	
Speaker's Initiative	Speaker	American Museum of Natural History	13-6162659	DCLA	100,000.00	To fund a Family Science Program that would serve NYCHA developments, as well as homeless families throughout the City serving nearly 1,000 children and their parent/guardians.	
Local	Speaker	City Year, Inc.	22-2882549	DYCD	(100,000.00)	City Year New York's After-school Heroes program offers safe, educational environments, facilitated by AmeriCorps members for unduplicated middle school youth in three of New York City's highest-needs communities: East Harlem, Long Island City, and the South Bronx.	
Local	Speaker	City Year, Inc.	22-2882549	DYCD	100,000.00	Funds will be used to support City Year New York's afterschool programming offers safe, educational, and engaging activities facilitated by AmeriCorps members for youth in New York City public schools in high need communities in Manhattan, the Bronx, Queens, and Brooklyn.	
Youth	Ferreras-Copeland	Latin American Cultural Center of Queens, Inc.	11-2997255	DYCD	(5,000.00)	To support after-school programming designed to develop fundamental skills and techniques in mediums such as drawing, sketching, sculpting and painting.	
Youth	Ferreras-Copeland	Latin American Cultural Center of Queens, Inc.	11-2997255	DYCD	5,000.00	Funding will be used to support the Spanish Dance Program.	

Local	Speaker	Kips Bay Boys & Girls Club	13-1623850	DYCD	(150,000.00)	To provide funding support for the expansion of the after-school program from 150 to 200 children and cover the cost of staff training.	
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* Indicates pending completion of pre-qualification review.

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

CHART 43: Purpose of Funds Changes - Fiscal 2017 (continued)

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds	*
Local	Speaker	Kips Bay Boys & Girls Club	13-1623850	DYCD	150,000.00	Funding will be used to reinstate teen programming and to continue reaching out to Bronx Immigrant communities.	
Local	Cumbo	Gifted Community Services, Inc.	11-3603653	DYCD	(10,000.00)	Funding will be used to purchase water, fruit, and live entertainment for the day, for Imani House's Walk-to-Live/Fruit for Life, which addresses childhood obesity and enhancing parental understanding of a healthy lifestyle that includes diet, exercise, and parental leadership in a child's life.	
Local	Cumbo	Gifted Community Services, Inc.	11-3603653	DYCD	10,000.00	Funds will be used to support outreach and training programming for formerly incarcerated.	
Local	Ulrich	Department of Parks and Recreation	13-6400434	DPR	(17,000.00)	Funds will be used to help support the Fall Harvest Festival.	
Local	Ulrich	Department of Parks and Recreation	13-6400434	DPR	17,000.00	Funds will be used for the beautification and maintenance of Forest Park.	
NYC Cleanup	Dickens	125th Street District Management Association,	13-3740434	DSBS	(\$50,000.00)	Funds will be used for Street Cleaning	
NYC Cleanup	Dickens	125th Street District Management Association, Inc.	13-3740434	DSBS	\$50,000.00	Funds will be used to cover the cost associated with their awareness campaign to improve health and cleanliness, purchase of new trash receptacles and obtaining an intern or consultant to review the BID's existing 2007 study "Impact of NYC Waste on 125th Street and work with the President and Director of Operations to update the 2007 report.	
NYC Cleanup	Cumbo	Fort Greene Association, Inc.	11-3189270	DYCD	(\$17,000.00)	Funds will be used to purchase High end litter baskets	*
NYC Cleanup	Cumbo	Fort Greene Association, Inc.	11-3189270	DYCD	\$17,000.00	Funds will be used for dedicated staff and related costs for organizing the preliminary stages of a community assessment Resource Sharing Community campaign, including volunteer recruitment, needs assessments, program outlines, and coalition building amongst non-profits and for profit organizations throughout Fort Greene and Clinton Hill neighborhood.	*
Youth	Chin	Hester Street Collaborative, Inc.	20-0774906	DYCD	(\$5,000.00)	Funds will support staffing for Pier Ambassadors, an after-school youth leadership program on the East River Waterfront that will train and give local teenagers the resources to give public tours of Paths to Pier 42's art installations.	
Youth	Chin	Hester Street Collaborative, Inc.	20-0774906	DYCD	\$5,000.00	Funds will support HSC staff to create materials, do community outreach, and host workshops for youth regarding the Lower Manhattan Coastal Resiliency project's waterfront improvement and coastal flooding protection plan.	
Youth	Matteo	Seamen's Society for Children and Families	13-5563010	DYCD	(\$1,500.00)	Funds will be used for the tutoring program.	
Youth	Matteo	Seamen's Society for Children and Families	13-5563010	DYCD	\$1,500.00	Funds will be used for refreshments and supplies for empowerment support groups and outreach materials for community awareness events	
Aging	Borelli	Korean-American Senior Citizens Association of NY	13-3959398	DFTA	(\$5,500.00)	Funds will be used for costs associated with an ESL class for Seniors.	

Aging	Borelli	Korean-American Senior Citizens Association of NY	13-3959398	DFTA	\$5,500.00	Funds will be used for purchase of food - prepared and served in the senior center and delivered to home bound and sick; instructors fees of physical and emotional programs; a part of the senior center space; and non-emergency medical transportation.
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* Indicates pending completion of pre-qualification review.

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

CHART 44: Beating Hearts Initiative - Fiscal 2017

Member	Organization	EIN Number	*
Lander	Yeled V' Yalda Early Childhood Center, Inc.	11-3050340	
Lander	Young Men's and Young Women's Hebrew Association of Boro Park, Inc.	11-1630917	
Koo	Chinese Community Center of Flushing	27-4868874	
Garodnick	Peter Stuyvesant Little League	13-3700587	
Garodnick	Peter Stuyvesant Little League	13-3700587	
Garodnick	Asphalt Green	13-6533158	
Garodnick	Asphalt Green	13-6533158	
Miller	Southern Queens Park Association	11-2432846	
Miller	Southern Queens Park Association	11-2432846	
Miller	Kickers Youth Sports Association of South East Queens, Inc.	11-2988905	
Miller	Jamaica Performing Arts Center	11-2478709	
Mark-Viverito	Mercy Center	13-3865634	
Mark-Viverito	Little Sisters of the Assumption Family Health Service, Inc.	13-2867881	
Mark-Viverito	The Door (Bronx Youth Center)	13-6127348	
Mark-Viverito	Wagner Senior Center (NYCHA)	13-6400434	
Levin	Greenpoint Spartans Inc.	27-1483069	
Levin	78th Precinct Youth Council Inc.	11-2947101	
Levin	Brooklyn Pitbulls Youth Football Inc.	77-0611633	
Levin	Brooklyn Youth Sports Club	27-1404772	
Ulrich	St Rose of Lima	11-1635114	
Ulrich	St Rose of Lima	11-1635114	
Eugene	Jewish Coalition for Youth, Education and Sports, Inc.	27-3152656	
Eugene	Liberty Academic and Sports, Inc.	32-0304980	
Eugene	The Bridge Multicultural Advocacy Project	45-4634142	
Eugene	Trail Blazer Camps, Inc.	13-1771421	
	Page 48		

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES G. VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 15, 2016.

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 LU. No. 540

Report of the Committee on Finance in favor of approving 943-947 Teller Ave Project, Block 2422, Lot 30, Bronx, Community District No. 4, Council District No. 17.

The Committee on Finance, to which the annexed preconsidered Land Use item was referred on December 15, 2016 and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

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

December 15, 2016

TO: Hon. Julissa Ferreras-Copeland
Chair, Finance Committee
Members of the Finance Committee

FROM: Eric Bernstein, Counsel (acting), Finance Division

RE: Finance Committee Agenda of December 15, 2016 - Resolution approving a tax exemption for three Land Use items (Council Districts 17 and 27)

Item 1: 943-947 Teller Ave Project

The 943-947 Teller Ave. Project is a preservation project comprised of three adjacent/abutting walk-up residential buildings with 35 cooperative homeownership units for low-income families.

The City of New York originally obtained title to the properties through an in-rem tax foreclosure in 1980 and disposed of them through the Tenant Interim Lease (TIL) program in 1984 for \$9,000 (\$250/DU), as per the program's guidelines. Since 1984, the property has been a limited-equity HDFC co-op owned by 943-947 Teller Avenue HDFC ("HDFC"). In 1986, the HDFC received a loan of \$32,140 from the City to make improvements in the buildings. In 2003, the co-op closed on a rehabilitation loan through HPD's 8A loan program in the amount of \$304,075 with a maturity date of June 1, 2023.

The property currently receives the DAMP Tax Cap benefit, which is set to expire in 2029. The new requested exemption is a 35-year, full property tax exemption which would replace the existing DAMP benefit. As part

of the proposed project, the building will undergo approximately \$1.2 million in capital improvements and \$225,000 in energy efficiency and water conservation improvements and the scope of work will be completed within 2 years of closing.

Under the proposed project, 943 Teller Avenue HDFC (“HDFC”) will enter into a regulatory agreement with HPD establishing that 9 units would be sold to households earning up to 40% of Area Median Income (“AMI”), 11 units would be sold to households earning up to 45% of AMI, 10 units would be sold to households earning up to 50% of AMI, and 5 units would be sold to households earning up to 60% of AMI. In 2016, 40%, 45%, 50%, and 60% of AMI are as follows:

AMI	Family of Four	Family of Three	Family of Two	Individual
40%	\$36,240	\$32,640	\$29,000	\$25,400
45%	\$40,770	\$36,720	\$32,625	\$28,575
50%	\$45,300	\$40,800	\$36,250	\$31,750
60%	\$54,360	\$48,960	\$43,500	\$38,100

In order to facilitate the project, HPD is requesting that the Council approve, pursuant to Section 577 of the Private Housing Finance Law, a full, 35-year property tax exemption that will be coterminous with the term of the regulatory agreement.

Summary:

- Council District – 17
- Council Member – Salamanca
- Council Member approval – Yes
- Borough – Bronx
- Block/Lot – Block 2422, Lot 30
- Number of Buildings – 3
- Number of Units – 35
- Type of Exemption – Article XI, full, 35-year
- Population Served – Cooperative homeownership units for low-income families
- Sponsor/Developer – 943-947 Teller Avenue HDFC
- Purpose – preservation
- Cost to the City – \$1.4M
- Housing Code Violations – 7 Class A, 30 Class B, and 3 Class C
- Income Limitation –
 - 9 units would be sold to households earning up to 40% of AMI
 - 11 units would be sold to households earning up to 45% of AMI
 - 10 units would be sold to households earning up to 50% of AMI
 - 5 units would be sold to households earning up to 60% of AMI.

Item 2: Jamaica Crossing – 148-02 Archer Avenue

Jamaica Crossing at 148-02 Archer Avenue will consist of 1 building with 129 units (including one superintendent’s unit) of rental housing for low- and moderate-income households. The property is owned by the Jamsta II Housing Development Fund Corporation (the “HDFC”) and CJ Plaza Two LLC (the “LLC”) will operate the property. The HDFC and the LLC will demolish the buildings currently on-site and construct a mid-rise building that will contain the rental units, a superintendent’s unit, approximately 20,212 square feet of community facility space, and approximately 11,746 square feet of parking. This project will be part of the Jamaica Crossing development which also will include a high-rise building on an adjacent lot, described in Item 3 below. The project is being developed under the Department of Housing Preservation and

Development's ("HPD") Mixed Income Program under which sponsors construct or rehabilitate multifamily buildings in order to create affordable rental housing with a range of affordability.

On November 24, 2015, the Council approved Resolution 917 (the "Prior Resolution") granting the property a full, 40-year exemption from real property taxes. In exchange, the HDFC agreed to enter into a regulatory agreement with HPD requiring that the housing units remain affordable for at least 40 years.

In granting the tax exemption, the Prior Resolution did not explicitly request an exemption for the community facility portion of the project. Therefore, HPD is requesting that the Council amend the Prior Resolution to so clarify.

Summary:

- Borough – Queens
- Block 9998, Lot 95, F/K/A Lots 93, 94, 95, and part of 101
- Council District – 27
- Council Member – Miller
- Council Member approval – Yes
- Number of buildings – 1
- Number of units – 129, plus 1 superintendent's unit
- Type of Exemption-Article XI Tax Exemption, Full, 40-year term
- Population – low- and moderate-income rental households
- Sponsor – Jamsta II HDFC and CJ Plaza Two LLC
- Purpose – Amend the Prior Resolution to explicitly provide that the community facility portion of the project would qualify for an exemption, and clarify correct tax lots.
- Cost to the City – \$36M

Item 3: Jamaica Crossing – 147-18 Archer Avenue

Jamaica Crossing at 147-18 Archer Avenue will consist of 1 building with 538 units (including one superintendent's unit) of rental housing for low- and moderate-income households. The property is owned by the HP Jamsta HDFC and CJ Plaza One LLC and/or BRP JAMSTA Owner TC LLC (the "LLC") will operate the property. The HDFC and the LLC will demolish the buildings currently on-site and construct a high-rise building that will contain the rental units, a superintendent's unit, approximately 37,416 square feet of commercial space, and approximately 33,554 square feet of parking. This project will be part of the Jamaica Crossing development which also will include the mid-rise building on an adjacent lot, described in Item 2 above. The project is being developed under HPD's Mixed Income Program under which sponsors construct or rehabilitate multifamily buildings in order to create affordable rental housing with a range of affordability.

On November 24, 2015, the Council approved Resolution 916 (the "Prior Resolution") granting the property a full, 40-year exemption from real property taxes. In exchange, the HDFC agreed to enter into a regulatory agreement with HPD requiring that the housing units remain affordable for at least 40 years.

Following the approval of the Prior Resolution, the project (as defined in the Prior Resolution) was slightly modified. Specifically, the Project was amended to reflect the correct tax lots, the number of dwelling units (from 449 to 538), and the new square footage of commercial and parking space. Therefore, HPD is requesting that the Council amend the Prior Resolution to so clarify.

Summary:

- Borough – Queens
- Block 9998, Lot 91, F/K/A Lots 83, 86, 87, 88, 89, 90, 91
- Council District – 27
- Council Member – Miller

- Council Member approval – Yes
- Number of buildings – 1
- Number of units – 538, plus 1 superintendent’s unit
- Type of Exemption: Article XI Tax Exemption, Full, 40-year term
- Population – low- and moderate-income rental households
- Sponsor – HP Jamsta HDFC and CJ Plaza One LLC and/or BRP JAMSTA Owner TC LLC
- Purpose: Amend the Prior Resolution to reflect correct tax lots, number of dwelling units, and square footage of commercial and parking space
- Cost to the City – \$252.6M

(For text of the coupled resolutions for LU Nos. 541 and 542, please see the Reports of the Committee on Finance for LU No. 541 and 542, respectively; for text of the coupled resolution for LU No. 540, please see below)

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

Res No. 1335

Resolution approving an exemption from real property taxes for property located at (Block 2422, Lot 30) Bronx, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 540).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development (“HPD”) submitted to the Council its request dated October 28, 2016 that the Council take the following action regarding a housing project located at (Block 2422, Lot 30) Bronx (“Exemption Area”):

Approve an exemption of the Project from real property taxes pursuant to Section 577 of the Private Housing Finance 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 an exemption from real property taxes as follows:

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

- a. “Effective Date” shall mean the date that HPD and the Owner enter into the Regulatory Agreement.
- b. “Exemption Area” shall mean the real property located in the Borough of the Bronx, City and State of New York, identified as Block 2422, Lot 30 on the Tax Map of the City of New York.
- c. “Expiration Date” shall mean the earlier to occur of (i) a date which is thirty-five (35) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the

date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

- d. "HDFC" shall mean 943-947 Teller Avenue Housing Development Fund Corporation.
 - e. "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.
 - f. "New Exemption" shall mean the exemption from real property taxation provided hereunder with respect to the Exemption Area.
 - g. "Owner" shall mean the HDFC or any future owner of the Exemption Area.
 - h. "Prior Exemption" shall mean any exemption from real property taxation for the Exemption Area pursuant to the Private Housing Finance Law or the General Municipal Law that was in effect prior to the Effective Date.
 - i. "Regulatory Agreement" shall mean the regulatory agreement between HPD and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the New Exemption.
2. The Prior Exemption shall terminate upon the Effective Date.
 3. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), 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.
 4. Notwithstanding any provision hereof to the contrary:
 - a. The New 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 XI 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, (iv) the Exemption Area is conveyed to a new owner without the prior written approval of HPD, or (v) the construction or 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 New Exemption shall prospectively terminate.
 - b. The New Exemption shall apply to all land in the Exemption Area, but shall only apply to a building on the Exemption Area that exists on the Effective Date.
 - c. Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.
 - d. All previous resolutions, if any, providing an exemption from or abatement of real property taxation with respect to the Exemption Area are hereby revoked as of the Effective Date.
 6. In consideration of the New Exemption, the owner of the Exemption Area, for so long as the New 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-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES G. VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 15, 2016.

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 LU 541 Report

Report of the Committee on Finance in favor of approving Jamaica Crossing 147-18 Archer Avenue, Block 9998, Lot 91, F/K/A Lots 83, 86, 87, 88, 89, 90, 91; Queens, Community District No. 12, Council District No. 27.

The Committee on Finance, to which the annexed preconsidered Land Use item was referred on December 15, 2016 and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

(For text of the Finance Memo, please see the Report of the Committee on Finance for LU No. 540 printed in these Minutes)

Accordingly, this Committee recommends its adoption.

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

Res No. 1336

Resolution approving an amendment to a previously approved exemption from real property taxes for property located at (Block 9998, Lot 91, F/K/A Lots 83, 86, 87, 88, 89, 90, 91) Queens, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 541).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development (“HPD”) requested that the Council amend a previously approved tax exemption for property located at (Block 9998, Lot 91, F/K/A Lots 83, 86, 87, 88, 89, 90, 91) Queens (“Exemption Area”);

WHEREAS, HPD's request for amendment is related to a previously approved Council Resolution adopted on November 24, 2015 (Res. 916) (the "Prior Resolution") granting the Exemption Area an exemption from real property taxation pursuant to Section 577 of the Real Property Tax Law;

WHEREAS, HPD is requesting that the Prior Resolution be amended to reflect the subsequent modification of the Project;

RESOLVED:

Pursuant to Section 577 of the Private Housing Finance Law, the Council approves the amendment to the Prior Resolution requested by HPD as follows:

1) Paragraph 1 of the Prior Resolution is deleted and replaced with the following paragraph:

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

(a) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.

(b) "HDC" shall mean New York City Housing Development Corporation.

(c) "HDFC" shall mean HP JAMSTA Housing Development Fund Company, Inc.

(d) "LLC" shall mean CJ Plaza One LLC, BRP JAMSTA TC Owner LLC, or an affiliate.

(e) "New Owner" shall mean the HDFC and the LLC or any future owner of the Exemption Area.

(f) "Exemption" shall mean the exemption from real property taxation provided hereunder.

(g) "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, and (ii) the date that HPD and the New Owner enter into the Regulatory Agreement in their respective sole discretion.

(h) "Exemption Area" shall mean the real property located on the Tax Map of the City of New York in the Borough of Queens, City and State of New York, identified as Block 9998, Lot 91, F/K/A Lots 83, 86, 87, 88, 89, 90, 91.

(i) "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, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

(j) "Project" shall mean the construction of one multiple dwelling building on the Exemption Area containing approximately 538 rental dwelling units plus one unit for a superintendent, approximately 37,416 square feet of commercial space, and approximately 33,554 square feet of parking space.

(k) "Regulatory Agreement" shall mean the regulatory agreement between HPD and the New Owner establishing certain controls upon the operation of the Exemption Area during the term of the Exemption.

2) Paragraph 2 of the Prior Resolution is deleted and replaced with the following paragraph:

2. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any devoted to business or commercial use, except for such portions devoted

to business or commercial use) shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon Expiration Date.

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES G. VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 15, 2016.

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 LU No. 542

Report of the Committee on Finance in favor of approving Jamaica Crossing 148-02 Archer Avenue, Block 9998, Lot 95, F/K/A Lots 93, 94, 95, and part of 101; Queens, Community District No. 12, Council District No. 27.

The Committee on Finance, to which the annexed preconsidered Land Use item was referred on December 15, 2015 and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

(For text of the Finance Memo, please see the Report of the Committee on Finance for LU No. 540 printed in these Minutes)

Accordingly, this Committee recommends its adoption.

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

Res No. 1337

Resolution approving an amendment to a previously approved exemption from real property taxes for property located at (Block 9998, Lot 95, F/K/A Lots 93, 94, 95, and part of 101) Queens, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 542).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development (“HPD”) requested that the Council amend a previously approved tax exemption for property located at (Block 9998, Lot 95, F/K/A Lots 93, 94, 95, and part of 101) Queens (“Exemption Area”);

WHEREAS, HPD's request for amendment is related to a previously approved Council Resolution adopted on November 24, 2015 (Res. 917) (the "Prior Resolution") granting the Exemption Area an exemption from real property taxation pursuant to Section 577 of the Real Property Tax Law;

WHEREAS, HPD is requesting that the Prior Resolution be clarified to explicitly request an exemption for community facility portion of the project;

RESOLVED:

Pursuant to Section 577 of the Private Housing Finance Law, the Council approves the amendment to the Prior Resolution requested by HPD as follows:

3) Paragraph 1 of the Prior Resolution is deleted and replaced with the following paragraph:

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

- (a) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.
- (b) "HDC" shall mean New York City Housing Development Corporation.
- (c) "HDFC" shall mean JAMSTA II Housing Development Fund Corporation.
- (d) "LLC" shall mean CJ Plaza Two LLC, BRP JAMSTA Two TC Owner LLC, or an affiliate.
- (e) "New Owner" shall mean the HDFC and the LLC or any future owner of the Exemption Area.
- (f) "Exemption" shall mean the exemption from real property taxation provided hereunder.
- (g) "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, and (ii) the date that HPD and the New Owner enter into the Regulatory Agreement in their respective sole discretion.
- (h) "Exemption Area" shall mean the real property located on the Tax Map of the City of New York in the Borough of Queens, City and State of New York, identified as Block 9998, Lot 95, F/K/A Lots 93, 94, 95, and 101 (partial).
- (i) "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, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.
- (j) "Project" shall mean the construction of one multiple dwelling building on the Exemption Area containing approximately 129 rental dwelling units plus one unit for a superintendent, and approximately 20,212 square feet of community facility space.
- (k) "Regulatory Agreement" shall mean the regulatory agreement between HPD and the New Owner establishing certain controls upon the operation of the Exemption Area during the term of the Exemption.

4) Paragraph 2 of the Prior Resolution is deleted and replaced with the following paragraph:

2. All of the value of the property in the Exemption Area, including both the land and any improvements including those portions of the Project consisting of community facility space restricted by the Regulatory Agreement (excluding those portions, if any devoted to business or commercial use) shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon Expiration Date.

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES G. VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 15, 2016.

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 M-463

Report of the Committee on Finance in favor of approving a Communication from the Office of Management & Budget in regard to transferring City funds between various agencies in Fiscal Year 2017 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter (MN-2).

The Committee on Finance, to which the annexed preconsidered communication was referred on December 15, 2016 and which same communication was coupled with the resolution shown below, respectfully

REPORTS:

Introduction. At a meeting of the Committee on Finance of the City Council of the City of New York (the “City Council”) on December 15, 2016, the Committee on Finance considered a communication, dated December 12, 2016, from the Office of Management and Budget of the Mayor of the City of New York (the “Mayor”), of a proposed request, attached hereto as Exhibit “1” (the “Modification”), to modify units of appropriation and transfer city funds between various agencies in the Fiscal Year 2017 expense budget as adopted by the Council on June 14, 2016, and modified on September 28, 2016, pursuant to Section 107(b) of the Charter of the City of New York (the “Charter”).

Analysis. The Council annually adopts the City’s budget covering expenditures other than for capital projects (the “expense budget”) pursuant to Section 254 of the Charter. On June 14, 2016, the Council adopted the expense budget for Fiscal Year 2017 (the “Fiscal 2017 Expense Budget”). On September 28, 2016, the Council modified the expense budget for Fiscal Year 2017. This Modification reallocates appropriations that were reflected in the Fiscal 2017 Expense Budget to fund City Council initiatives and other discretionary programs and funds new needs and makes other adjustments including savings.

The net effect of the Modification is zero. For more detail on the funding transfer between agencies, see Appendix A of the report attached hereto as Exhibit “1”.

Procedure. If the Mayor wishes to transfer part or all of any unit of appropriation to another unit of appropriation from one agency to another; or when a transfer from one unit of appropriation to the another, and

such transfer results in any unit of appropriation being increased or decreased by the greater of five percent or \$50,000, section 107(b) of the Charter requires that the Mayor must first notify the Council of the proposed action. Within 30 days after the first stated meeting of the Council following receipt of such notice, the Council may disapprove such proposed action. If the Council fails to approve or disapprove such proposed action within such 30-day period, the proposed action becomes effective and the Mayor has the authority to make such transfer.

Description of Above-captioned Resolution. In the above-captioned resolution, the Council would approve the Modification pursuant to Section 107(b) of the Charter. Such resolution would take effect as of the date of adoption.

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

TO: Honorable Melissa Mark-Viverito
Speaker

Honorable Julissa Ferreras-Copeland
Chair, Finance Committee

FROM: Latonia McKinney, Director
Nathan Toth, Deputy Director
Regina Poreda Ryan, Deputy Director
Paul Scimone, Deputy Director
Ray Majewski, Chief Economist/Deputy Director
Eric Bernstein, Counsel

DATE: December 15, 2016

SUBJECT: A budget modification (MN-2) for Fiscal Year 2017 to implement changes in the City's expense budget.

INITIATION: By letter dated December 12, 2016, the Director of the Office of Management and Budget submitted to the Council, pursuant to section 107(b) of the New York City Charter, a request for approval to modify units of appropriation and transfer funds between various agencies to implement changes in the City's expense budget.

BACKGROUND: MN-2 reallocates appropriations that were reflected in the Fiscal 2017 Adopted Budget to fund City Council local initiatives, other discretionary programs, fund new needs, and make other adjustments including savings.

FISCAL IMPACT: MN-2 represents the reallocation of appropriations. The net effect of this modification is zero.

(For text of Appendix A, please refer to Res No. 1338 (2017) in the legislative research section of the New York City Council website at www.council.nyc.gov; for text of the MN-2 numbers, please see the attachment to Res No. 1338 below)

Accordingly, this Committee recommends its adoption.

In connection herein, Council Member Ferreras-Copeland offered the following resolution:

Preconsidered Res. No. 1338

RESOLUTION APPROVING THE MODIFICATION (MN-2) OF UNITS OF APPROPRIATION AND THE TRANSFER OF CITY FUNDS BETWEEN AGENCIES PROPOSED BY THE MAYOR PURSUANT TO SECTION 107(b) OF THE NEW YORK CITY CHARTER.

By Council Member Ferreras-Copeland.

WHEREAS, At a meeting of the Committee on Finance of the City Council of the City of New York (the “City Council”) on December 15, 2016, the Committee on Finance considered a communication, dated December 12, 2016, from the Office of Management and Budget of the Mayor of the City of New York (the “Mayor”), of a proposed request, attached hereto as Exhibit “1” (the “Modification”), to modify units of appropriation and transfer city funds between various agencies in the Fiscal Year 2017 expense budget as adopted by the Council on June 14, 2016, and modified on September 28, 2016 pursuant to Section 107(b) of the Charter of the City of New York (the “Charter”); and

WHEREAS, pursuant to Section 107(b) of the Charter, the City Council has thirty (30) days after the first stated meeting of the City Council following such receipt within which to act upon the Modification;

NOW, THEREFORE, The Council of the City of New York hereby resolves as follows:

- 1. Approval of Modification.** The City Council hereby approves, pursuant to Section 107(b) of the Charter, the actions proposed by the Mayor as set forth in the Modification.
- 2. Effective Date.** This resolution shall take effect as of the date hereof.

ATTACHMENT: "Exhibit 1"

The City of New York
Office of Management and Budget
255 Greenwich Street - New York, New York 10007 - 2146
(212) 788-5900

Dean Fuleihan
Director

December 12, 2016

TO THE CITY COUNCIL

Dear Council Members:

In accordance with Section 107(b) of the New York City Charter, I request your approval to transfer City funds between various agencies in fiscal year 2017 to implement changes in the City's expense budget.

This modification (MN-2) will implement expense budget changes which were reflected in the City's November Financial Plan. In addition, as requested by the City Council, this modification reallocates appropriations that were included in the FY 2017 Adopted Budget to fund City Council initiatives.

Appendix A details State, Federal and other funds impacted by these changes.

Your approval of modification MN-2 is respectfully requested.

Sincerely,

Dean Fuleihan

Fiscal Year 2017 Budget Modification

- MN 2 -

FROM

002	MAYORALTY	
	020 OFFICE OF THE MAYOR-PS	-710,549
	050 CRIMINAL JUSTICE PROGRAMS PS	-150,913
	070 NYC COMM TO THE UN-PS	-5,466
	090 MAYOR'S OFFICE OF CONTRACT SERVICES – PS	-470,500
	380 OFFICE OF OPERATIONS-PS	-66,626
008	OFFICE OF THE ACTUARY	
	200 OTHER THAN PERSONAL SERVICE	-54,000
014	BOROUGH PRESIDENT STATEN ISLAN	
	001 PERSONAL SERVICES	-250,000
021	OFFICE OF ADMINISTRATIVE TAX APPEALS	
	001 PERSONAL SERVICES	-50,000
025	LAW DEPARTMENT	
	001 PERSONAL SERVICES	-1,700,000
030	DEPARTMENT OF CITY PLANNING	
	002 OTHER THAN PERSONAL SERVICES	-303,160
032	DEPARTMENT OF INVESTIGATION	
	002 OTHER THAN PERSONAL SERVICES	-21,892

040	DEPARTMENT OF EDUCATION	
401	GE INSTR & SCH LEADERSHIP – PS	-2,132,557
402	GE INSTR & SCH LEADERSHIP – OTPS	-9,681,060
403	SE INSTR & SCH LEADERSHIP – PS	-24,354,860
472	CONTRACT SCHOOLS/FOSTER/CH 683 PMTS	-8,000,000
057	FIRE DEPARTMENT	
005	EXECUTIVE ADMIN-OTPS	-233,000
009	EMERGENCY MEDICAL SERVICES-PS	-1,200,000
068	ADMIN FOR CHILDREN'S SERVICES	
001	PERSONAL SERVICES	-24,330,075

FROM

068	ADMIN FOR CHILDREN'S SERVICES	
006	CHILD WELFARE-OTPS	-2,881,582
069	DEPARTMENT OF SOCIAL SERVICES	
101	ADMINISTRATION-OTPS	-59,917,095
103	PUBLIC ASSISTANCE – OTPS	-51,596,137
203	PUBLIC ASSISTANCE	-11,338,501
072	DEPARTMENT OF CORRECTION	
002	OPERATIONS	-10,166,153
073	BOARD OF CORRECTION	
001	PERSONAL SERVICES	-31,000
098	MISCELLANEOUS	
001	RESERVE FOR COLLECTIVE BARGAINING	-21,770,120
002	OTHER THAN PERSONAL SERVICES	-176,689,969
003	FRINGE BENEFITS	-66,397,501
099	GNRL & LSE PRCHS DBT SVC FUNDS	
001	FUNDED DEBT-W/O CONST LIMIT	-88,480,653
002	TEMPORARY DEBT W/I CONST LIMIT	-74,623,611
103	CITY CLERK	
001	PERSONAL SERVICES	-167,750

125	DEPARTMENT FOR THE AGING	
	001 EXECUTIVE & ADMIN MGMT – PS	-623,212
	002 COMMUNITY PROGRAMS – PS	-376,788
126	DEPARTMENT OF CULTURAL AFFAIRS	
	001 OFFICE OF COMMISSIONER-PS	-110,000
	003 CULTURAL PROGRAMS	-78,000
	007 THE WILDLIFE CONSERVATION SOC.	-5,000
	022 OTHER CULTURAL INSTITUTIONS	-15,000
127	FINANCIAL INFO SERVICES AGENCY	
	001 PERSONAL SERVICES	-349,544
	002 OTHER THAN PERSONAL SERVICES	-707,000

Page 2**FROM**

131	OFFICE PAYROLL ADMINISTRATION	
	100 PERSONAL SERVICE	-118,696
	200 OTHER THAN PERSONAL SERVICE	- 43,000
132	INDEPENDENT BUDGET OFFICE	
	001 PERSONAL SERVICE	-828,036
	133 EQUAL EMPLOY PRACTICES COMM	
	002 OTHER THAN PERSONAL SERVICES	-10,000
156	NYC TAXI AND LIMOUSINE COMM	
	001 PERSONAL SERVICE	-702,681
260	DEPT OF YOUTH & COMMUNITY DEV	
	005 COMMUNITY DEVELOPMENT OTPS	-145,061
311	PROGRAM SERVICES – PS	-742,253

313	OFC OF COLLECTIVE BARGAINING	
002	OTHER THAN PERSONAL SERVICES	-3,000
801	DEPT OF SMALL BUSINESS SERVICES	
001	DEPT. OF BUSINESS P.S.	-184,045
006	ECONOMIC DEVELOPMENT CORP.	-1,960,021
011	WORKFORCE INVESTMENT ACT – OTPS	-1,818,621
806	HOUSING PRESERVATION AND DEVEL	
001	OFFICE OF ADMINISTRATION	-382,765
009	OFFICE OF DEVELOPMENT OTPS	-440,000
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE	
101	HEALTH ADMINISTRATION – PS	-1,877,500
103	FAMILY & CHILD HLTH AND HLTH EQUITY – PS	-100,000
104	ENVIRONMENTAL HEALTH – PS	-7,849,454
106	OFFICE OF CHIEF MEDICAL EXAMINER – PS	-384,532
109	EPIDEMIOLOGY – PS	-6,388,917
112	DISEASE CONTROL – OTPS	-241,046
114	ENVIRONMENTAL HEALTH – OTPS	-1,157,696
115	EARLY INTERVENTION – OTPS	-12,000,000

FROM

816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE	
119	EPIDEMIOLOGY – OTPS	-585,504
121	DEVELOPMENT DISABILITY – OTPS	-78,540
826	DEPT ENVIRONMENTAL PROTECTION	
003	WATER SUP. & WASTEWATER COLL	-4,288,975
004	UTILITY – OTPS	-8,853,954
005	ENVIRONMENTAL MANAGEMENT –OTPS	-2,386,325
006	EXECUTIVE & SUPPORT-OTPS	-599,322
827	DEPARTMENT OF SANITATION	
103	WASTE DISPOSAL	-3,406,225
105	BUREAU OF MOTOR EQUIP	-256,224
109	CLEANING & COLLECTION-OTPS	-633,176
110	WASTE DISPOSAL-OTPS	-52,000,000
112	MOTOR EQUIPMENT-OTPS	-101,702
836	DEPARTMENT OF FINANCE	
002	OPERATIONS	-218,896
009	CITY SHERIFF	-250,496
841	DEPARTMENT OF TRANSPORTATION	
001	EXEC ADM & PLANN MGT .	-16,079
003	TRANSIT OPERATIONS	-6,222,394

856	DEPT OF CITYWIDE ADMIN SERVS	
190	EXECUTIVE AND OPERATIONS SUPPORT – OTPS	-543,000
390	ASSET MANAGEMENT-PUBLIC FACILITIES-OTPS	-750,043
858	DEPT OF INFO TECH & TELECOMM	
001	PERSONAL SERVICES	-34,324
002	OTHER THAN PERSONAL SERVICES	-3,208,374
860	DEPT RECORDS + INFORMATION SVS	
200	OTHER THAN PERSONAL SERVICES	-12,417
866	DEPARTMENT OF CONSUMER AFFAIRS	
002	LICENSING/ENFORCEMENT	-366,000

Page 4

FROM

866	DEPARTMENT OF CONSUMER AFFAIRS	
003	OTHER THAN PERSONAL SERVICE	-24,835
004	ADJUDICATION-	- 98,000

- 762, 351, 403

Page 5

TO

002	MAYORALTY	
021	OFFICE OF THE MAYOR-OTPS	862,227
051	CRIMINAL JUSTICE PROGRAMS OTPS	11,100
091	MAYOR'S OFFICE OF CONTRACT SERVICES-OTPS	923,000
260	OFF FOR PEOPLE WITH DISAB-PS	20,600
340	COMMUNITY AFFAIRS UNIT-PS	315,402
350	COMMISSION ON GENDER EQUITY-PS	194,200
003	BOARD OF ELECTIONS	
002	OTHER THAN PERSONAL SERVICES	4,793,970
004	CAMPAIGN FINANCE BOARD	
002	OTHER THAN PERSONAL SERVICES	28,750
010	BOROUGH PRESIDENT - MANHATTAN	
001	PERSONAL SERVICES	5,017
012	BOROUGH PRESIDENT - BROOKLYN	
001	PERSONAL SERVICES	61,903
014	BOROUGH PRESIDENT STATEN ISLAND	
002	OTHER THAN PERSONAL SERVICES	250,000
015	OFFICE OF THE COMPTROLLER	
001	EXECUTIVE MANAGEMENT-PS	54,447
002	FIRST DEPUTY COMPT-PS	4,522
004	THIRD DEPUTY COMPT-PS	1,181

017	DEPARTMENT OF EMERGENCY MANAGEMENT	
	001 PERSONAL SERVICES	165,373
	002 OTHER THAN PERSONAL SERVICES	562,000
025	LAW DEPARTMENT	
	002 OTHER THAN PERSONAL SERVICES	8,518,000
032	DEPARTMENT OF INVESTIGATION	
	001 PERSONAL SERVICES	18,265
037	NEW YORK PUBLIC LIBRARY	51,000

038	BROOKLYN PUBLIC LIBRARY	
	001 LUMP SUM	20,000
040	DEPARTMENT OF EDUCATION	
	406 CHARTER SCHOOLS	936,429
	435 SCHOOL FACILITIES - PS	8,500,000
	436 SCHOOL FACILITIES - OTPS	942,627
	444 ENERGY AND LEASES - OTPS	4,141,923
	453 CENTRAL ADMINISTRATION - PS	57,712
	454 CENTRAL ADMINISTRATION - OTPS	37,935
056	POLICE DEPARTMENT	
	001 OPERATIONS	130,055
	004 ADMINISTRATION-PERSONNEL	78,347
	100 OPERATIONS-OTPS	1,376,000
057	FIRE DEPARTMENT	
	001 EXECUTIVE ADMINISTRATIVE	14,979,866
	002 FIRE EXTING AND EMERG RESP	18,928
	004 FIRE PREVENTION	1,339,873
	006 FIRE EXTING & RESP-OTPS	1,263,819
	010 EMERGENCY MEDICAL SERV-OTPS	80,400
068	ADMIN FOR CHILDREN'S SERVICES	
	003 HEADSTART and DAYCARE-PS	1,374
	004 HEADSTART/DAYCARE-OTPS	504,380
	005 ADMINISTRATIVE-PS	101,240
	008 JUVENILE JUSTICE - OTPS	272,903
069	DEPARTMENT OF SOCIAL SERVICES	
	105 ADULT SERVICES - OTPS	52,207
	107 LEGAL SERVICES	553,000
	201 ADMINISTRATION	4,275,532

TO

071	DEPT OF HOMELESS SERVICES	
100	DEPT OF HOMELESS SERVICES-PS	7,063,179
200	DEPT OF HOMELESS SERVICES-OTPS	90,994,399
072	DEPARTMENT OF CORRECTION	
001	ADMINISTRATION	258,135
003	OPERATIONS – OTPS	9,076,956
004	ADMINISTRATION – OTPS	2,287,938
098	MISCELLANEOUS	
005	INDIGENT DEFENSE SERVICES	1,354,401
002	GENERAL RESERVE5	544,640,071
099	GNRL & LSE PRCHS DBT SVC FUNDS	
003	LEASE PURCH & CITY GUAR DEBT	11,662,047
006	NYC Transitional Finance Authority	903,399
103	CITY CLERK	
002	OTHER THAN PERSONAL SERVICES	349,849
125	DEPARTMENT FOR THE AGING	
003	COMMUNITY PROGRAMS – OTPS	2,340,216
126	DEPARTMENT OF CULTURAL AFFAIRS	
011	QUEENS BOTANICAL GARDEN	39,254
133	EQUAL EMPLOY PRACTICES COMM	
001	PERSONAL SERVICES	74,396
156	NYC TAXI AND LIMOUSINE COM	
002	OTHER THAN PERSONAL SERVICE	775,833

TO

226	COMMISSION ON HUMAN RIGHTS	
001	PERSONAL SERVICES	127,034
003	COMMUNITY DEVELOP P.S.	64,776
260	DEPT OF YOUTH & COMMUNITY DEV	
002	EXECUTIVE AND ADMINISTRATIVE MGMT PS	5,702
312	OTHER THAN PERSONAL SERVICES	1,701,092
781	DEPARTMENT OF PROBATION	
002	PROBATION SERVICES	141,898

TO

801	DEPT OF SMALL BUSINESS SERVICES	
	002 DEPT. OF BUSINESS O.T.P.S.	1,295,548
	005 CONTRACT COMP & BUS OPP – OTPS	750,000
806	HOUSING PRESERVATION AND DEVEL	
	011 OFFICE OF HOUSING PRESERVATION	3,008,859
810	DEPARTMENT OF BUILDINGS	
	001 PERSONAL SERVICES	71,554
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE	
	102 DISEASE CONTROL – PS	3,352
	105 EARLY INTERVENTION – PS	524
	113 FAMILY & CHILD HLTH AND HLTH EQUITY-OTPS	104,529
	118 MENTAL HYGIENE MANAGEMENT SERVICES- OTPS	188,515
	120 MENTAL HEALTH	88,540
819	HEALTH AND HOSPITALS CORP	
	001 LUMP SUM	241,046
820	OFFICE OF ADMIN TRIALS & HEARINGS	
	001 OFF OF ADM. TRIALS & HEARINGS	611,932
	002 OFFICE OF ADMIN. TRIALS & HEARINGS- OTPS	534,574
826	DEPT ENVIRONMENTAL PROTECTION	
	001 EXECUTIVE AND SUPPORT	40,058
	002 ENVIRONMENTAL MANAGEMENT	41,918
	007 CENTRAL UTILITY	4,805
	008 WASTEWATER TREATMENT	1,185,747

827	DEPARTMENT OF SANITATION	
101	EXECUTIVE ADMINISTRATIVE	42,173
102	CLEANING & COLLECTION	17,060
836	DEPARTMENT OF FINANCE	
003	PROPERTY	1,324
004	AUDIT	12,812
005	LEGAL	140,516

TO

836 DEPARTMENT OF FINANCE	
007 PARKING VIOLATIONS BUREAU	65
099 CITY SHERIFF-OTPS	2,027,699
841 DEPARTMENT OF TRANSPORTATION	
002 HIGHWAY OPERATIONS	272,520
004 TRAFFIC OPERATIONS	397,094
006 BUREAU OF BRIDGES	64,393
014 OTPS-TRAFFIC OPERATIONS	102,284
846 DEPT OF PARKS AND RECREATION	
002 MAINTENANCE & OPERATIONS	1,231,683
004 RECREATION SERVICES	1,021
006 MAINT & OPERATIONS – OTPS	6,070,634
850 DEPT OF DESIGN & CONSTRUCTION	
001 PERSONAL SERVICES	5,300,404
002 OTHER THAN PERSONAL SERVICES	2,448,895
856 DEPT OF CITYWIDE ADMIN SERVS	
001 HUMAN CAPITAL	1,245,126
002 HUMAN CAPITAL	835,000
005 BD OF STANDARD & APPEALS PS	1,181
100 EXECUTIVE AND OPERATIONS SUPPORT	83,691
200 DIV OF ADMINISTRATION AND SECURITY – PS	2,148
300 ASSET MANAGEMENT-PUBLIC FACILITIES	260,970
400 OFFICE OF CITYWIDE PURCHASING	1,215
600 EXTERNAL PUBLICATIONS AND RETAIL	1,222

866 DEPARTMENT OF CONSUMER AFFAIRS	
001 ADMINISTRATION	700
901 DISTRICT ATTORNEY NEW YORK	
001 PERSONAL SERVICES	1,162,566
902 DISTRICT ATTORNEY BRONX CO.	
001 PERSONAL SERVICES	201,372

Page 10***TO***

903 DISTRICT ATTORNEY KINGS CO.	
001 PERSONAL SERVICES	823,461
904 DISTRICT ATTORNEY QUEENS CO.	
001 PERSONAL SERVICES	857,118
905 DISTRICT ATTORNEY RICHMOND	
001 PERSONAL SERVICES	207,473

762, 351, 403**Page 11**

TO

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JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES G. VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 15, 2016.

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 M-464

Report of the Committee on Finance in favor of approving a Communication from the Office of Management & Budget regarding the modification to reduce revenues in Fiscal Year 2017, pursuant to Section 107(e) of the New York City Charter (MN-3).

The Committee on Finance, to which the annexed preconsidered communication was referred on December 15, 2016 and which same communication was coupled with the resolution shown below, respectfully

REPORTS:

Introduction. At the meeting of the Committee on Finance of the City Council on December 15, 2016, the Council considered a communication, from the Office of Management and Budget of the Mayor, dated December 12, 2016, of a proposed request to modify, pursuant to Section 107(e) of the Charter of the City of New York, the Fiscal 2017 November Plan, and the revenue estimate related thereto prepared by the Mayor as of December 12, 2016.

Analysis. The Council annually adopts the City's budget covering expenditures pursuant to Section 254 of the Charter. On June 14, 2016, the Council adopted the expense budget for fiscal year 2017 (the "Fiscal 2017 Expense Budget"). On December 12, 2016, the Mayor submitted to the Council a revenue estimate related to the Fiscal 2017 Expense Budget. On September 28, 2016 the Council adopted MN-1 modifying the Fiscal 2017 Expense Budget

Circumstances have changed since the Council last amended the Fiscal 2017 Expense Budget.

Section 107(e) provides one mechanism for the Mayor and the Council to amend the Expense Budget and related revenue estimate to reflect changes in circumstances that occur after adoption of a budget. Section 107(e) permits the modification of the budget in order to create new units of appropriation, to appropriate new revenues from any source other than categorical federal, state and private funding or to use previously unappropriated funds received from any source.

Discussion of Above-captioned Resolution. The above-captioned resolution would authorize the modifications to the Fiscal 2017 Expense Budget and related revenue estimate requested in the communication.

This modification (MN-3) seeks to decrease revenues in the net amount of \$105.5 million compared to the Fiscal 2017 Adopted Budget. This represents a decrease in City funds of approximately 0.02 percent.

MN-3 is the first revenue modification of Fiscal 2017 and it reflects changes since the Adopted Budget which are outlined in the Fiscal 2017 November Financial Plan.

MN-3 recognizes \$105.5 million in reduced revenues, comprising \$125 million less tax revenue, partially offset by \$19.5 million in additional miscellaneous revenues.

For Fiscal 2017, tax revenue collections are decreased by \$125 million below the Adopted Plan. This is largely due to a \$80 million decrease from the general corporation tax, a \$70 million decrease from the real property transfer tax, and a \$41 million decrease from the personal income tax. This was offset by a \$27 million increase in audits, and a \$19 million increase in the sales and use tax.

For Fiscal 2017, miscellaneous revenue is up \$19.5 million, mostly due to a \$17 million increase from charges for services, \$14 million increase from licenses, franchises, etc., and a \$8 million increase in rental income. This is offset by \$26 million less from water and sewer charges.

This modification (MN-3) reduces the General Reserve by \$544.3 million, appropriating \$105.5 million to close the revenue gap, and uses the remaining \$438.8 million to add to the Budget Stabilization Account.

The resolution would also direct the City Clerk to forward a certified copy thereof to the Mayor and the Comptroller so that the Mayor, the Comptroller and the City Clerk may certify the Fiscal 2017 Expense Budget as amended thereby as the budget for the remainder of the fiscal year. The above-captioned resolution would take effect as of the date adopted.

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

TO: Honorable Melissa Mark-Viverito
Speaker

Honorable Julissa Ferreras-Copeland
Chair, Finance Committee

FROM: Latonia McKinney, Director, Finance Division
Raymond Majewski, Deputy Director/Chief Economist, Finance Division
Eric Bernstein, Counsel
Paul Sturm, Supervising Economist, Finance Division

DATE: December 15, 2016

SUBJECT: A Budget Modification (MN-3) for Fiscal 2017 that will reduce \$105.5 million in revenues.

INITIATION: By letter dated December 12, 2016 the Director of the Office of Management and Budget submitted to the Council, pursuant to section 107(e) of the New York City Charter, a request to reduce revenues by \$105.5 million. A reduction of \$544.3 million from the General Reserve will be used to cover the revenue shortfall, and increase the Budget Stabilization Account by \$438.8 million.

BACKGROUND: This modification (MN-3) seeks to recognize \$105.5 million less revenues, reduces the General Reserve by \$544.3 million, implementing changes reflected since the June 2016 Adopted Budget. Of these funds, \$438.8 million is added to the Budget Stabilization Account, which will prepay debt service for Fiscal 2018.

FISCAL IMPACT: This modification represents a net decrease in the Fiscal 2017 budget of \$105.5 million.

Accordingly, this Committee recommends its adoption.

In connection herein, Council Member Ferreras-Copeland offered the following resolution:

Preconsidered Res. No. 1339

RESOLUTION APPROVING A MODIFICATION (MN-3) PURSUANT TO SECTION 107(e) OF THE CHARTER OF THE CITY OF NEW YORK.

By Council Member Ferreras-Copeland.

Whereas, At a meeting the Committee on Finance of the City Council of the City of New York (the “City Council”) on December 15, 2016, the Committee on Finance considered a communication, dated December 12, 2016, from the Mayor's Office of Management and Budget, of a proposed request to recognize a net decrease in revenue pursuant to Section 107(e) of the Charter of the City of New York (the “Charter”), attached hereto as Exhibit A (the "Request to Appropriate"); and

Whereas, Section 107(e) of the Charter requires the City Council and the Mayor to follow the procedures and required approvals pursuant to Sections 254, 255, and 256 of the Charter, without regard to the dates specified therein, in the case of the proposed appropriation of any new revenues and the creation of new units of appropriation; and

Whereas, Section 107(e) of the Charter requires that any request by the Mayor respecting an amendment of the budget that involves an increase in the budget shall be accompanied by a statement of the source of current revenues or other identifiable and currently available funds required for the payment of such additional amounts, attached hereto as Exhibit B (together with the Request to Appropriate, the "Revenue Modification");

NOW, THEREFORE, The Council of the City of New York hereby resolves as follows:

1. Approval of Modification. The City Council hereby approves the Revenue Modification pursuant to Section 107(e) of the Charter.

2. Further Actions. The City Council directs the City Clerk to forward a certified copy of this resolution to the Mayor and the Comptroller as soon as practicable so that the Mayor, the Comptroller and the City Clerk may certify the Fiscal 2017 Expense Budget as amended by this resolution as the budget for the remainder of the fiscal year.

3. Effective Date. This resolution shall take effect as of the date hereof.

ATTACHMENT:

The City of New York
Office of Management and Budget
255 Greenwich Street - New York, New York 10007 - 2146
(212) 788-5900

Dean Fuleihan
Director

December 12, 2016

TO THE CITY COUNCIL

Dear Council Members:

In accordance with Section 107(e) of the New York City Charter, I seek your approval to reduce revenues by \$105.5 million in fiscal year 2017.

This modification (MN-3) will implement revenue budget changes reflected in the City's November Financial Plan. The \$105.5 million reduction of revenues and an adjustment to the General Reserve, as a result of the Citywide Savings Program, will be used to prepay \$438.8 million of fiscal year 2018 expenses in fiscal year 2017.

Your approval of modification MN-3 is respectfully requested.

Sincerely,

Dean Fuleihan

FISCAL YEAR 2017 MODIFICATION**MN-3**

098	Miscellaneous	
	002 General Reserve	\$ -544,283,071
099	Debt Service	
	004 Budget Stabilization Account	\$ 438,775,281
	TOTAL	<u>\$ -105,507,790</u>

EXHIBIT B

Agency Name	Source	Description	Fiscal 2017
		SUMMARY	
		TAX AND AUDIT REVENUE CHANGES	
		Real Estate	\$0
		Sales	19,000,000
		Mortgage Recording	0
		Personal Income	(41,000,000)
		General Corporation	(80,000,000)
		Unincorporated Business	7,000,000
		Utility	(2,000,000)
		Hotel	6,000,000
		Commercial Rent	3,000,000
		Real Property Transfer	(70,000,000)
		Cigarette	1,000,000
		Others	5,000,000
		Audit	27,000,000
		STAR	0
		TAX AND AUDIT REVENUE TOTAL	(\$125,000,000)
		MISCELLANEOUS	
		Licenses, Franchises, Etc.	\$13,264,000
		Charges for Services	17,293,300
		Water and Sewage Charges	0
		Interest Income	(26,062,000)
		Fines and Forfeitures	711,000
		Rental Income	8,500,000
		Other Miscellaneous	5,785,910
		MISCELLANEOUS TOTAL	\$19,492,210
		GRAND TOTAL	(\$105,507,790)
		TAX AND AUDIT REVENUE CHANGES	
Mayoral	00070	Cigarette Tax	\$1,000,000
Mayoral	00073	Commercial Motor Vehicle Tax	1,000,000
Mayoral	00122	Conveyance Of Real Property Tax	(70,000,000)

	<i>Interest Income Charges Subtotal</i>		(\$26,062,000)
Fines and Forfeitures			
DOF	00602	Fines - Pvb	\$250,000
Trials & Hearings	00600	Fines-General	461,000
	<i>Fines and Forfeitures Subtotal</i>		\$711,000
Rental Income			
Board of Education	00760	Rentals: Other	\$8,500,000
	<i>Rental Income Subtotal</i>		\$8,500,000
Other Miscellaneous			
Law Dept	00820	Sales Of City Real Property	\$1,483,000
HPD	00815	Sales Of In Rem Property	4,895,000
Mayoral	00859	Sundries	1,221,500
Financial Info Svcs Agency	00859	Sundries	(55,000)
DCAS	00859	Sundries	(1,758,590)
	<i>Other Miscellaneous Subtotal</i>		\$5,785,910
	MISCELLANEOUS TOTAL		\$19,492,210
	GRAND TOTAL		(\$105,507,790)

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES G. VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, December 15, 2016.

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 Governmental Operations

Report for Int. No. 980-A

Report of the Committee on Governmental Operations in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to realigning contribution limits to transition and inauguration entities with contribution limits to campaigns.

The Committee on Governmental Operations, to which the annexed proposed amended local law was referred on November 10, 2015 (Minutes, page 3962), respectfully

REPORTS:

INTRODUCTION

On December 14, 2016, the Committee on Governmental Operations, chaired by Council Member Benjamin Kallos, will hold a second hearing and vote on eight bills: Proposed Int. No. 980-A, sponsored by Council Member Fernando Cabrera, in relation to realigning contribution limits to transition and inauguration entities with contribution limits to campaigns; Proposed Int. No. 985-A, sponsored by Council Member Benjamin Kallos, in relation to eliminating public matching funds for contributions bundled by people doing business with the city; Proposed Int. No. 986-A, sponsored by Council Member Benjamin Kallos, in relation to early public funds payments in local elections; Proposed Int. No. 987-A, sponsored by Council Member Benjamin Kallos, in relation to increasing the minimum amount of money raised to participate in the first official campaign finance board debate for local offices; Proposed Int. No. 988-A, sponsored by Council Member Benjamin Kallos, in relation to allowing for flexibility with respect to the voter guide; Proposed Int. No. 990-A, sponsored by Council Member Andy King, in relation to prohibiting contributions from non-registered political committees to candidates who are not participating in the city's public matching program; Proposed Int. No. 1001-A, sponsored by Council Member Jumaane Williams, in relation to requiring disclosure of entities that own entities that do business with the city; and Proposed Int. No. 1002-A, sponsored by Council Member Jumaane Williams, in relation to requiring the conflicts of interest board to maintain records of compliance with the conflicts of interest law for participants in the city's public matching program. The first hearing on these bills was held on May 2, 2016.

BACKGROUND

Campaign Finance Board

Since 1988, New York City has had a comprehensive campaign financing system for candidates running for local office.¹ The system is run by the Campaign Finance Board (“CFB”), an independent, nonpartisan agency also created in 1988.² Commonly referred to as the “Campaign Finance Act” (“the CFA”), the legislation that effectuates this system, as amended from time to time, provides candidates who choose to participate with public funds to help finance their campaigns. Specifically, such candidates are given \$6 in public matching funds for every dollar of the first \$175 donated by an eligible contributor.³ Candidates choosing to participate in the program must abide by expenditure limits, and all candidates for local office must abide by contribution limits.⁴ The intent of the CFA is “to reduce improper influence of local officers by large campaign contributions and to enhance public confidence in local government.”⁵ The CFA also has the benefit of, as the CFB puts it, “encourag[ing] participants to seek small contributions, and reach out to a

¹ This system is laid out in Chapter 7 of Title 3 of the Administrative Code of the City of New York.

² New York City Charter §1052.

³ New York City Administrative Code §3-705(2)(a).

⁴ See generally New York City Administrative Code §3-706 and §3-703, respectively.

⁵ New York City Local Law 8 of 1988, §1.

greater number of their prospective constituents.”⁶

According to the CFB’s 2013 Post-Election Report⁷ in September 2014, the winning candidates for Mayor, Public Advocate, Comptroller, all five Borough Presidents, and 46 out of 51 members of the Council participated in the program in 2013.⁸ Comparing the 2005 and 2013 election cycles, the percentage of contributors giving \$175 or less increased from 68.7% to 76%.⁹ Over the same period, the number of first-time contributors increased from 28,170 to 44,540, representing more than half of all contributors.¹⁰ Contributions from individuals who do business with the City was down to 2% of total contributions, likely due to the “pay-to-play” bills passed by the Council in 2007,¹¹ which have led to a drop of over 90% since 2001 in the impact of the contributions of those who do business with the City.¹² In 2013, 38 of 51 City Council districts (75%) had contested or competitive primaries, six more than in 2009.¹³ The State Assembly and Senate, by contrast, only saw a 30% contested rate among their New York City seats in 2012.¹⁴ Ensuring that the processes of the public funds program, both before and after elections, are fair and accessible to candidates can enable this progress to continue.

Analysis of Legislation

Proposed Int. No. 980-A

Proposed Int. No. 980-A would amend contribution limits for transition and inauguration entities (TIEs) to be equivalent to campaign contribution limits for the relevant office. These amounts were originally equal, but the TIE limits have remained the same since their introduction while campaign contribution limits have been adjusted over the years to reflect changes in the Consumer Price Index. The bill would also clarify that the contribution limits for TIEs would not apply to candidates who choose to self-fund transition and inauguration expenses. It was amended to take effect immediately. Technical amendments were also made.

Proposed Int. No. 985-A

Currently, lobbyists and individuals who do business with the City must comply with strict contributions limits under the “pay-to-play” law,¹⁵ but those same individuals can, under current law, bundle donations to those same candidates. Proposed Int. No. 985-A would require that contributions that are collected by an intermediary who is subject to the doing business limitations not be matchable. It would take effect immediately and apply to contributions received thereafter. Since the first hearing, the enactment was amended and technical amendments were made.

Proposed Int. No. 986-A

Proposed Int. No. 986-A would permit the disbursement of a limited amount of public funds to campaigns during the petitioning period, which is approximately six weeks earlier than current payment dates. The principal committee of a participating candidate would be limited to receiving public funds in the following amounts for the following offices: \$250,000 for the office of Mayor; \$125,000 for the office of Public Advocate or Comptroller; \$50,000 for the office of Borough President; and \$10,000 for the office of member of the City Council. Candidates would be required to certify that they plan to actively campaign for election to a covered office and that the public funds would be repaid to the Campaign Finance Board if they fail to actively campaign. It was amended to take effect on January 1, 2018. Technical amendments were also made.

⁶“Why Should I Join?” New York City Campaign Finance Board website, *available at* <http://www.nycffb.info/candidates/candidates/whyJoin.aspx>.

⁷ New York City Campaign Finance Board, “2013 Post-Election Report – By the People: The New York City Campaign Finance Program in the 2013 Elections” (Sep. 2, 2014) (*available at* http://www.nycffb.info/PDF/per/2013_PER/2013_PER.pdf).

⁸ *Id.* at 46.

⁹ *Supra* note 7 at 41.

¹⁰ *Supra* note 7 at 41.

¹¹ Local Law 34 of 2007.

¹² *Supra* note 7 at 102.

¹³ *Id.*

¹⁴ *Supra* note 7 at 48.

¹⁵ New York City Administrative Code §3-702, 3-703, 3-704, 3-705, 3-706, 3-708, 3-709.5, 3-710, 3-710.5, 3-711, 3-718, 3-719, 3-720, 3-801, and New York City Charter §1052.

Proposed Int. No. 987-A

Proposed Int. No. 987-A would increase the standard of eligibility for participation in the official debates for citywide elected offices for participating and limited-participating candidates. Currently, to participate in the debates, candidates must have raised and spent an amount equal to or greater than 20% of the threshold for public funding for such office. This bill would require that the amount raised and spent must instead be equal to or greater than 2.5% of the expenditure limitation for such office. The change in eligibility requirements would more than triple the amount required to be raised in order to be eligible for the first official debate. The bill would also clarify that money “raised” and “spent” does not include outstanding liabilities or loans. Additionally, the bill would provide that, if seven days prior to a run-off election debate, the Board of Elections has not approved a finalized run-off ballot, the participating and limited-participating candidates with the two highest votes in the primary or special election immediately preceding the run-off election would participate in a run-off election debate. Any candidate who received fewer votes than the candidate with the second highest vote count by a margin of one percent or less of all votes cast would also participate in such run-off election debate. Such run-off election debate would be canceled if the Board of Elections determined that a run-off election would not take place. The bill would also clarify that the date, time, and location of such debates would be the responsibility of the organization sponsoring such debates, with consultation with the CFB. The bill would also clarify that in any application by organizations applying to sponsor such debates, the agreement to indemnify the City would include the CFB. It was amended to take effect immediately. Technical amendments were also made.

Proposed Int. No. 988-A

The Campaign Finance Board (CFB) prepares and delivers voter guides to every household with a registered voter. However, they do not have the flexibility to provide voter guides in other media formats, such as electronically. Proposed Int. No. 988-A would permit a voter to opt out of receiving a printed copy of the voter guide, so that the CFB could then instead send one in another media format, to the extent feasible. The bill would also require the CFB to take actions to improve public awareness of the candidates in other contested elections, such as for state and federal office or non-City ballot proposals or referenda, but would allow compliance with such requirements to be in the media format of their choosing, such as a non-paper format. For contested elections for Mayor, Public Advocate, Borough Presidents, Comptroller, or City Council or ballot proposals or referenda, the bill would also require that the printed Voter Guide include information on the political subdivisions applicable to the recipient. It was amended to take effect immediately.

Clarifying amendments were made to the bill with respect to the applicability of its requirements to printed versions as compared to other media formats, as well as technical amendments.

Proposed Int. No. 990-A

All candidates for City office, whether participants or non-participants, are prohibited from accepting contributions directly or indirectly from corporations, contributions in excess of the contribution limit and contributions over a certain dollar amount from persons doing business with the City. As explained on the Campaign Finance Board website, “Candidates must demonstrate that they are not accepting indirect prohibited contributions from political committees. To assist candidates in determining whether or not the contributions they are receiving from political committees are from prohibited sources, the Campaign Finance Board now asks registered political committees if they accepted contributions from corporations, LLCs, LLPs, and partnerships, and if they agree not to use those funds for contributions to candidates.”¹⁶ There is a strong interest in preventing corruption and the appearance of corruption, particularly in preventing a potential *quid pro quo* with contributions to candidates and their campaigns. There is a concern that political committees could be used to circumvent existing anti-corruption laws by becoming a conduit for otherwise impermissible contributions. Therefore, the process of allowing political committees to register, as explained above, assists candidates in avoiding the receipt of funds from prohibited sources, while still permitting political committees to give, and candidates to receive, permissible contributions. Since the concern with preventing corruption exists irrespective of participation in the matching funds program, Proposed Int. No. 990-A would therefore extend the existing prohibition on accepting contributions from political committees that have not registered

¹⁶ Registered Political Committees, NYC CFB, <http://www.nycffb.info/follow-the-money/registered-political-committees>

with the CFB to non-participating candidates. It was amended to take effect immediately. Language clarifying a list of Administrative Code sections applicable to non-participants was added to the bill, and technical amendments were made.

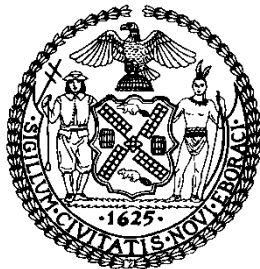
Proposed Int. No. 1001-A

Individuals with a greater than 10% stake in entities that do business with the City are currently required to be included in the Doing Business Database. Proposed Int. No. 1001-A would add organizations with a greater than 10% stake in an entity in the Doing Business Database to the database, as well. The bill would not affect contribution limits, because corporations and LLCs are already prohibited from contributing to candidates. It was amended to take effect on January 1, 2018. Technical amendments were also made.

Proposed Int. No. 1002-A

Candidates for office in the City must file personal financial disclosure statements with the Conflicts of Interest Board (COIB), and under current law must provide a receipt to the CFB indicating that such form has been filed. Proposed Int. No. 1002-A would ease the process for candidates by requiring COIB to maintain a record of all candidates in compliance with the financial disclosure form requirement and to provide that record to the CFB upon request. This would eliminate the need for candidates to provide a receipt to the CFB, while still maintaining the disclosure form as an eligibility requirement. It was amended to take effect immediately. Technical amendments were also made.

(The following is the text of the Fiscal Impact Statement for Int No. 980-A:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO. 980-A

COMMITTEE: Governmental Operations

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to realigning contribution limits to transition and inauguration entities with contribution limits to campaigns

SPONSORS: Council Members Cabrera, Lander, Rose, Rodriguez, and Menchaca

SUMMARY OF LEGISLATION: Proposed Int. No. 980-A would set the contribution limits for transition and inauguration entities of winning campaigns for local office at the same level as the campaign contribution limits for that office. It would also clarify that candidates need not set up separate entities if they wish to self-fund their transition and inauguration entity in part.

EFFECTIVE DATE: This local would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: This legislation is not expected to impact revenue.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation because changing the limit on contributions impacts the relevant candidate(s), not the New York City Campaign Finance Board as they do not provide matching funds for such contributions.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCES OF INFORMATION: New York City Council Finance Division
The New York City Campaign Finance Board
Mayor's Office of Legislative Affairs

ESTIMATE PREPARED BY: James Subudhi, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Regina Poreda Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced to the Council as Intro. No. 980 on November 10, 2015 and referred to the Committee on Governmental Operations. A hearing was held by the Committee on May 2, 2016 and the legislation was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 980-A, will be considered by the Committee on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. No. 980-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 8, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 980-A:)

Int. No. 980-A

By Council Members Cabrera, Lander, Rose, Rodriguez, Menchaca and Kallos.

A Local Law to amend the administrative code of the city of New York, in relation to realigning contribution limits to transition and inauguration entities with contribution limits to campaigns

Be it enacted by the Council as follows:

Section 1. Paragraph (b) of subdivision 2 of section 3-801 of the administrative code of the city of New York is amended to read as follows:

(b) not accept any donation or donations of money, goods, or services from any individual *other than the candidate*, political committee, employee organization, or entity which in the aggregate exceeds[:

(i) four thousand five hundred dollars, in the case of a candidate elected to the office of mayor, public advocate, or comptroller;

(ii) three thousand five hundred dollars, in the case of a candidate elected to the office of borough president; or

(iii) two thousand five hundred dollars, in the case of a candidate elected to the office of member of the city council;] *the limit for the applicable office contained in paragraph (f) of subdivision one of section 3-703, as adjusted pursuant to subdivision seven of such section as applicable.*

§ 2. This local law takes effect immediately.

BEN KALLOS, *Chairperson*; DAVID G. GREENFIELD, MARK LEVINE, CARLOS MENCHACA, ANTONIO REYNOSO, RITCHIE J. TORRES, JOSEPH C. BORELLI; Committee on Governmental Operations, December 14, 2016. *Other Council Members Attending: Van Bramer, Williams and Richards.*

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 for Int. No. 985-A

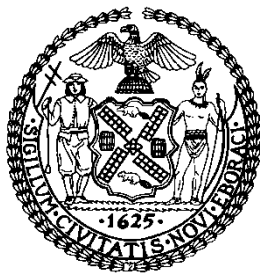
Report of the Committee on Governmental Operations in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to eliminating public matching funds for contributions bundled by people doing business with the city.

The Committee on Governmental Operations, to which the annexed proposed amended local law was referred on November 10, 2015 (Minutes, page 3967), respectfully

REPORTS:

(For text of the report, please see the Report of the Committee on Governmental Operations for Int No. 980-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 985-A:



THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO. 985-A

COMMITTEE: Governmental Operations

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to eliminating public matching funds for contributions bundled by people doing business with the city

SPONSORS: Council Members Kallos, Lander, Richards, Greenfield, Garodnick, Levine, Grodenchik, Maisel, Vacca, and Menchaca

SUMMARY OF LEGISLATION: Proposed Int. No. 985-A would eliminate the possibility of matching, with public funds, any contribution to a candidate for local office that is bundled by a lobbyist or person who has, or may have, business dealings with the City. Such persons are commonly known as bundlers.

EFFECTIVE DATE: This local law takes effect immediately, and applies only to contributions received thereafter.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	de minimis	de minimis	de minimis
Net	de minimis	de minimis	de minimis

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there could be an impact on expenditures resulting from the enactment of this legislation. An analysis of contributions made during the 2013 local citywide elections found that contributions that would be impacted by this law were limited and would have a de minimis budgetary impact on the Campaign Finance Board.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCES OF INFORMATION: New York City Council Finance Division
New York City Campaign Finance Board

ESTIMATE PREPARED BY: James Subudhi, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Regina Poreda Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced to the Council as Intro. No. 985 on November 10, 2015 and referred to the Committee on Governmental Operations. A hearing was held by the Committee on May 2, 2016 and the legislation was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 985-A, will be considered by the Committee on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. No. 985-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 8, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 985-A:)

Int. No. 985-A

By Council Members Kallos, Lander, Richards, Greenfield, Garodnick, Levine, Grodenchik, Maisel, Vacca and Menchaca.

A Local Law to amend the administrative code of the city of New York, in relation to eliminating public matching funds for contributions bundled by people doing business with the city

Be it enacted by the Council as follows:

Section 1. Paragraphs (g) and (h) of subdivision 3 of section 3-702 of the administrative code of the city of New York are amended, and a new paragraph (i) is added to such subdivision, to read as follows:

(g) contributions from lobbyists or other persons required to be included in a statement of registration filed pursuant to section 3-213(c)(1) or section 3-213(d). The board shall rely on the database maintained by the city clerk pursuant to section 3-221 or such other information known to the board to determine whether a contribution is not matchable based on the contributor's status as a lobbyist or person required to be included in a statement of registration filed pursuant to section 3-213; [and]

(h) contributions from contributors subject to the limitations of subdivision one-a of section 3-703 of this chapter; *and*

(i) contributions for which any person subject to the limitations of subdivision one-a of section 3-703 of this chapter acted as an intermediary.

§ 2. This local law takes effect immediately, except that paragraph (i) of subdivision 3 of section 3-702 of the administrative code of the city of New York shall not apply to any contributions received prior to the effective date of this local law.

BEN KALLOS, *Chairperson*; DAVID G. GREENFIELD, MARK LEVINE, CARLOS MENCHACA, ANTONIO REYNOSO, RITCHIE J. TORRES, JOSEPH C. BORELLI; Committee on Governmental Operations, December 14, 2016. *Other Council Members Attending: Van Bramer, Williams and Richards.*

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 for Int. No. 986-A

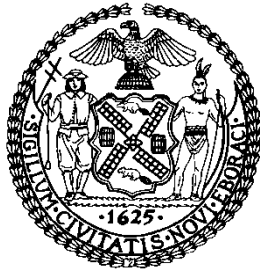
Report of the Committee on Governmental Operations in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to early public funds payments in local elections.

The Committee on Governmental Operations, to which the annexed proposed amended local law was referred on November 10, 2015 (Minutes, page 3968), respectfully

REPORTS:

(For text of the report, please see the Report of the Committee on Governmental Operations for Int No. 980-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 986-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION**

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO. 986-A

COMMITTEE: Governmental Operations

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to early public funds payments in local elections

SPONSORS: Council Members Kallos, Lancman, Lander, Richards, and Menchaca

SUMMARY OF LEGISLATION: Proposed Int. No. 986-A would permit the disbursement of a limited amount of public funds to campaigns, during the petitioning period. Candidates would be required to certify that they plan to actively campaign for election to a covered office and that the public funds would be repaid to the Campaign Finance Board (CFB) if they fail to actively campaign.

The limited amount of optional public financing available to the principal committee of participating candidates would be as follows:

- No more than \$250,000 for any candidate for nomination for election to the office of mayor;
- No more than \$125,000 for any candidate for nomination for election to the office of public advocate or, comptroller;
- No more than \$50,000 for any candidate for nomination for election to the office of borough president; and
- No more than \$10,000 for any candidate for nomination for election to the office of member of the city council.

EFFECTIVE DATE: This local would take effect on January 1, 2018.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2018

FISCAL IMPACT STATEMENT:

	Effective FY18	FY Succeeding Effective FY19	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation because changing the schedule for the distribution of matching funds would not

change the total amount distributed. Additionally, candidates who receive funds early but fail to actively campaign for office would be required to return the public funds received to the CFB.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCES OF INFORMATION: New York City Council Finance Division
The New York City Campaign Finance Board

ESTIMATE PREPARED BY: James Subudhi, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Regina Poreda Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced to the Council as Intro. No. 986 on November 10, 2015 and referred to the Committee on Governmental Operations. A hearing was held by the Committee on May 2, 2016 and the legislation was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 986-A, will be considered by the Committee on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. No. 986-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 8, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 986-A:)

Int. No. 986-A

By Council Members Kallos, Lancman, Lander, Richards and Menchaca.

A Local Law to amend the administrative code of the city of New York, in relation to early public funds payments in local elections

Be it enacted by the Council as follows:

Section 1. Paragraph (a) of subdivision 1 of section 3-703 of the administrative code of the city of New York, as amended by local law number 69 for the year 1990, is amended to read as follows:

(a) meet all the requirements of law to have his or her name on the ballot, *or, for the disbursement of optional public financing occurring prior to two weeks after the last day to file designating petitions for a primary election, certify that he or she intends to meet all the requirements of law to have his or her name on the ballot for the primary or general election;*

§ 2. Paragraph (b) of subdivision 2 of section 3-705 of the administrative code of the city of New York, as amended by local law number 58 for the year 2004, is amended to read as follows:

(b) Except as otherwise provided in subdivision three of section 3-706, in no case shall the principal committee of a participating candidate receive public funds pursuant to paragraph (a) above in excess of an amount equal to fifty-five percent of the expenditure limitation provided in subdivision one of section 3-706 for the office for which such candidate seeks nomination for election or election. *For the disbursement of optional public financing occurring prior to two weeks after the last day to file designating petitions for a primary election, the principal committee of a participating candidate shall not receive public funds in excess of \$250,000 for any candidate for nomination for election to the office of mayor, \$125,000 for any candidate*

for nomination for election to the office of public advocate or comptroller, \$50,000 for any candidate for nomination for election to the office of borough president, and \$10,000 for any candidate for nomination for election to the office of member of the city council.

§ 3. Subdivision 10 of section 3-705 of the administrative code of the city of New York, as amended by local law number 67 for the year 2007, is amended to read as follows:

10. A participating candidate who loses in the primary election but remains on the ballot for the general election must certify to the board before receiving public funds that he or she will actively campaign for *election to a covered office*; such campaign activity shall include, but not be limited to, raising and spending funds *for election to a covered office*, seeking endorsements, and broadly soliciting votes.

§ 4. Subdivision 5 of section 3-709 of the administrative code of the city of New York, as amended by local law number 69 for the year 1990, is amended to read as follows:

5. No moneys shall be paid to participating candidates in a primary *or general* election any earlier than [two weeks after the last day to file designating petitions for such primary election] *four business days after the final day to file a written certification pursuant to paragraph (c) of subdivision 1 of section 3-703.*

§ 5. Paragraph (a) of subdivision 6 of section 3-709 of the administrative code of the city of New York, as amended by local law number 12 for the year 2003, is amended to read as follows:

(a) No moneys shall be paid to participating candidates in a run-off primary election held pursuant to section 6-162 of the election law [or in a general election] any earlier than the day after the day of the primary election held to nominate candidates for such election.

§ 6. Subdivision 3 of section 3-710 of the administrative code of the city of New York, as amended by local law number 69 for the year 1990, is amended to read as follows:

3. (a) If a participating candidate whose principal committee has received public funds is disqualified by a court of competent jurisdiction on the grounds that such candidate committed fraudulent acts in order to obtain a place on the ballot and such decision is not reversed, such candidate and his or her principal committee shall pay to the board an amount equal to the total of public funds received by such principal committee.

(b) *If a participating candidate whose principal committee has received public funds fails to actively campaign for election to a covered office, such candidate and his or her principal committee shall pay to the board an amount equal to the total of public funds received by such principal committee. For the purposes of this subdivision, the term “actively campaign for a covered office” shall mean filing designating or nominating petitions for inclusion on the ballot, and activities that include, but are not limited to, raising and spending funds for nomination for election or election to a covered office, seeking endorsements, and broadly soliciting votes.*

§ 7. This local law takes effect on January 1, 2018.

BEN KALLOS, *Chairperson*; DAVID G. GREENFIELD, MARK LEVINE, CARLOS MENCHACA, ANTONIO REYNOSO, RITCHIE J. TORRES, JOSEPH C. BORELLI; Committee on Governmental Operations, December 14, 2016. *Other Council Members Attending: Van Bramer, Williams and Richards.*

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 for Int. No. 987-A

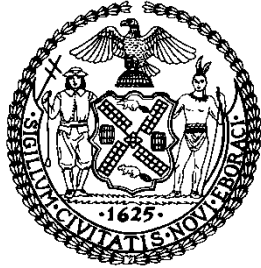
Report of the Committee on Governmental Operations in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to increasing the minimum amount of money raised to participate in the first official campaign finance board debate for local offices.

The Committee on Governmental Operations, to which the annexed proposed amended local law was referred on November 10, 2015 (Minutes, page 3969), respectfully

REPORTS:

(For text of the report, please see the Report of the Committee on Governmental Operations for Int No. 980-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 987-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO. 987-A

COMMITTEE: Governmental Operations

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to increasing the minimum amount of money raised to participate in the first official campaign finance board debate for local offices

SPONSORS: Council Members Kallos, Dickens and Rodriguez

SUMMARY OF LEGISLATION: Proposed Int. No. 987-A would require that citywide candidates for city offices raise and spend 2.5% of the expenditure limit for the office they seek to be eligible to participate in the first official debate.

EFFECTIVE DATE: This local would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: General Fund

SOURCES OF INFORMATION: New York City Council Finance Division
New York City Campaign Finance Board

Mayor's Office of Legislative Affairs

ESTIMATE PREPARED BY: James Subudhi, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Regina Poreda Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced to the Council as Intro. No. 987 on November 10, 2015 and referred to the Committee on Governmental Operations. A hearing was held by the Committee on May 2, 2016 and the legislation was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 987-A, will be considered by the Committee on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. No. 987-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 8, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 987-A:)

Int. No. 987-A

By Council Members Kallos, Dickens and Rodriguez.

A Local Law to amend the administrative code of the city of New York, in relation to increasing the minimum amount of money raised to participate in the first official campaign finance board debate for local offices

Be it enacted by the Council as follows:

Section 1. Subdivision 1 of section 3-709.5 of the administrative code of the city of New York is amended to read as follows:

(a) In any year in which a primary, general or special election is to be held, any participating candidate and any limited participating candidate for nomination or election to a city-wide office shall participate in either of the two pre-election debates, or both, held pursuant to this section for which he or she is eligible and is required to debate pursuant to this section. A participating candidate or limited participating candidate for nomination or election to a city-wide office is eligible to participate in a debate for each election in which he or she is on the ballot if he or she has met such criteria for participation as *specified in this section, and as shall be further specified in any agreement between the debate sponsor and the board.*

(b) In any year in which a run-off primary or run-off special election to fill a vacancy for a city-wide office is held, any participating candidate and any limited participating candidate for nomination or election to such city-wide office who is on the ballot shall participate in one run-off election debate. *If, seven days prior to the date of the run-off election debate, the New York city board of elections has not yet approved a finalized run-off ballot, the participating and limited participating candidates with the two highest vote counts in the primary or special election immediately preceding the run-off election, as determined by the New York city board of elections unofficial election results, shall participate in one run-off election debate. If any additional candidate is separated from the candidate with the second highest vote count by one percent or less of all votes cast in the special or primary election immediately preceding the run-off election, as determined by the New York city board of elections unofficial election results, then such candidate shall also participate in such run-off election debate. If the New York city board of elections determines prior to the run-off debate that a run-off election will not take place, the debate sponsors and the board shall cancel the run-off election debate.*

(c) In the case of a primary *election*, the debate shall be among participating candidates and limited participating candidates seeking the nomination of the same political party who meet the requirements provided in paragraph (a) of this subdivision. If there is no contested primary *election* for an office in a political party then no debate for that party's nomination shall be held pursuant to this section.

(d) Each debate held pursuant to this section shall be at least one hour's duration.

§ 2. Subdivision 4 of section 3-709.5 of the administrative code of the city of New York is amended to read as follows:

4. Organizations which are not affiliated with any political party or with any holder of or candidate for public office, which have not endorsed any candidate in the pending primary, special, general, or run-off election for the city-wide office shall be eligible to sponsor one or more of the required debates. The rules for conducting such debates, *and the date, time and location of such debates*, shall be solely the responsibility of the organizations selected but shall not be made final without consultation with the campaign finance board. [The organizations selected shall be responsible for choosing the date, time and location of the debates.]

§ 3. Subdivision 5 of section 3-709.5 of the administrative code of the city of New York is amended to read as follows:

5. Written applications by organizations to sponsor a debate shall be submitted to the campaign finance board on a form provided by the board not later than a date chosen by the board in any year in which an election is held for city-wide offices.

(a) The written application shall:

(i) demonstrate that the organization and any proposed co-sponsor meet the criteria of subdivision four of this section;

(ii) specify [the election] *any elections* and [office] *offices* for which the organization seeks to sponsor [the debate] *debates*;

(iii) set forth [the date] *proposed dates*, [time] *times*, [duration] *durations*, and [location] *locations* of the [debate] *debates* and the specific and exclusive circumstances under which the [date] *dates* or [time] *times* may be changed, together with a provision for when the rescheduled [debate] *debates* would be held;

(iv) provide a detailed description of the format and ground rules for the [debate] *debates*;

(v) verify that the staging, promotion, and coverage of the [debate] *debates* shall be in conformance with all applicable laws;

(vi) include an agreement to indemnify the city, *including the board*, for any liability arising from the acts or omissions of the sponsor; [and]

(vii) set forth plans for publicity and for broadcast and other media coverage for the [debate] *debates*; and

(viii) set forth the *proposed* criteria for determining which candidates are eligible to participate in each debate the organization seeks to sponsor, in accordance with paragraph (b) of this subdivision.

(b) (i) Except as otherwise provided in subparagraph (ii) below, each debate for a primary, general or special election shall include only those participating candidates or limited participating candidates the sponsor of each such debate has determined meet the non-partisan, objective, and non-discriminatory criteria set forth in any agreement between the sponsor and the board; provided, however, that the criteria for the first debate for a primary, general, or special election shall [provide, among other criteria, (A)] *include financial criteria requiring that a participating candidate or limited participating candidate shall be eligible to participate in such debate if he or she has, by the last filing date prior to such debate, (I) [spent, contracted, or obligated to spend] raised, and (II) [received in contributions] spent, an amount equal to or more than [twenty percent of the threshold for eligibility for public funding applicable to participating candidates contained in subdivision two of section 3-703, and (B) that a limited participating candidate shall be eligible to participate in such debate if he or she has, by the last filing date prior to such debate, spent, contracted, or obligated to spend, an amount equal to or more than twenty percent of the threshold for eligibility for public funding applicable to participating candidates seeking the office for which such debate is being held contained in subdivision two of section 3-703; provided, however, that for the purpose of determining whether a candidate has met the financial criteria to be eligible to participate in such debate, only contributions raised and spent in compliance with the act shall be used to determine whether the candidate has raised and spent twenty percent of the threshold for eligibility for public funding applicable to participating candidates contained in subdivision two of section 3-703] two and one half percent of the expenditure limitation provided in subdivision one of section 3-706 for the office for which such candidate seeks nomination for election or election; provided, further, that*

the second debate for a primary, general, or special election shall include only those participating candidates or limited participating candidates who the [sponsor has] *sponsors have* also determined are leading contenders on the basis of additional non-partisan, objective, and non-discriminatory criteria set forth in any agreement between the sponsor and the board. *For the purpose of determining whether a participating candidate or limited participating candidate has met the financial criteria to be eligible to participate in any debate, only contributions raised and spent in compliance with the act shall be used to determine whether the candidate has raised and spent two point five percent of the expenditure limit provided in subdivision one of section 3-706; further, money "raised" and "spent" does not include outstanding liabilities or loans.* Nothing in this provision is intended to limit the debates to the two major political parties.

(ii) If a debate sponsor has determined that a non-participating candidate has met all the non-partisan, objective, and non-discriminatory criteria applicable to participating candidates [or] and limited participating candidates for access to any of the primary, general, or special election debates, the sponsor may invite that candidate to participate in such debate. In the case of a run-off primary election or a run-off special election, the sponsor may invite a non-participating candidate to participate in such debate. However, if a non-participating candidate does not accept such invitation to debate or does not appear at such debate, the debate shall go forward as scheduled; provided, however, if there is only one participating candidate or limited participating candidate participating in any such debate, such debate shall be canceled.

§ 4. This local law takes effect immediately.

BEN KALLOS, *Chairperson*; DAVID G. GREENFIELD, MARK LEVINE, CARLOS MENCHACA, ANTONIO REYNOSO, RITCHIE J. TORRES, JOSEPH C. BORELLI; Committee on Governmental Operations, December 14, 2016. *Other Council Members Attending: Van Bramer, Williams and Richards.*

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 for Int. No. 988-A

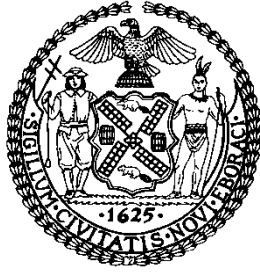
Report of the Committee on Governmental Operations in favor of approving and adopting in favor of approving and adopting, as amended, a Local Law to amend the New York city charter, in relation to allowing for flexibility with respect to the voter guide.

The Committee on Governmental Operations, to which the annexed proposed amended local law was referred on November 10, 2015 (Minutes, page 3972), respectfully

REPORTS:

(For text of the report, please see the Report of the Committee on Governmental Operations for Int No. 980-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 988-A:



THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
 LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO. 988-A

COMMITTEE: Governmental Operations

TITLE: A Local Law to amend the New York city charter, in relation to allowing for flexibility with respect to the voter guide

SPONSORS: Council Members Kallos, Dickens, Lander, Wills, Rodriguez, Greenfield, and Menchaca

SUMMARY OF LEGISLATION: Proposed Int. No. 988-A would allow voters to opt-out of receiving a printed copy of the Campaign Finance Board’s (CFB) Voter Guide, which is currently prepared and mailed to every household with a registered voter prior to local elections. The CFB must comply with this requirement to the extent feasible. The bill would also require the CFB produce a Voter Guide, though not necessarily in a printed format, for state and federal election races.

EFFECTIVE DATE: This local law takes effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2017

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY17
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact revenue resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: Although the Campaign Finance Board indicated that they believe they would need resources to create and implement a system for voters to opt out of receiving the mailed voter guide, it is anticipated that there would be no an impact on expenditures resulting from the enactment of this legislation. The CFB must only comply with developing and implementing such a system to the extent that it is feasible for them to do so. As such, the Board may reorganize existing resources to comply with this requirement of the bill. While it is possible that CFB expenditures could decrease if voters opt out of receiving the guide, they are more likely to realize those savings in the long term than in the short term. Additionally, since the CFB already promotes awareness about non-city elections on their website, no additional budgetary resources would be required to produce voter guides for state and federal elections.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCES OF INFORMATION: New York City Council Finance Division
 New York City Campaign Finance Board
 Mayor’s Office of Legislative Affairs

ESTIMATE PREPARED BY: James Subudhi, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Regina Poreda Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced to the Council as Intro. No. 988 on November 10, 2015 and referred to the Committee on Governmental Operations. A hearing was held by the Committee on May 2, 2016 and the legislation was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 988-A, will be considered by the Committee on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. No. 988-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 9, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 988-A:)

Int. No. 988-A

By Council Members Kallos, Dickens, Lander, Wills, Rodriguez, Menchaca and Greenfield.

A Local Law to amend the New York city charter, in relation to allowing for flexibility with respect to the voter guide

Be it enacted by the Council as follows:

Section 1. Subdivision b of section 1052 of the New York city charter, as amended by local law number 43 for the year 2014, is amended to read as follows:

b. 1. The board shall take such actions as it deems necessary and appropriate to improve public awareness of the candidates, *ballot* proposals or referenda in all elections in which there are contested elections for the offices of mayor, public advocate, borough presidents, comptroller, or city council or ballot proposals or referenda pursuant to this charter or the municipal home rule law, including but not necessarily limited to the publication of a non-partisan, impartial [voters] *voter* guide *in at least one media format* providing information on candidates, ballot proposals and referenda, and the distribution of one copy of such guide to each household in which there is at least one registered voter eligible to vote in the election involved. *A voter may opt out of receiving a printed copy of such guide and the board shall comply with this request to the extent feasible.*

2. *The board shall also take such actions as it deems necessary and appropriate to improve public awareness of the candidates in all other contested elections held in the city of New York for any city, county, state, or federal office or ballot proposals or referenda pursuant to city, county, state, or federal law, including but not necessarily limited to the publication of a non-partisan, impartial voter guide in at least one media format providing information on such candidates, ballot proposals or referenda. The board shall coordinate with other agencies in general and specialized efforts to improve public awareness of such candidates, proposals, or referenda.*

3. In any year in which the board publishes a [voters] *voter* guide *pursuant to paragraph 1 of this subdivision*, if the board determines that the amount of money in its budget is insufficient or likely to be insufficient for the publication and distribution of [the voters] *such* guide, it shall report such determination to the director of the office of management and budget, who, after consultation with the board, shall, without an appropriation, transfer to the board a reasonable amount, as the director shall determine, to cover the cost of publishing and distributing [the voters] *such* guide; provided however, that for any election in any district in

which (i) there are no contested elections for the office of mayor, public advocate, borough president, comptroller or city council, and (ii) there has been no administrative action, or determination of a court of final, competent jurisdiction, to include a ballot proposal or referendum at such election sixty days or more prior to the date of such election, the board shall not publish or distribute *a printed copy* of such guide, but shall instead make available to the public on its website information to the extent practicable regarding any proposal or referendum that is to be included on the ballot.

§ 2. Section 1053 of the New York city charter, as added by a vote of the electors on November 8, 1988, is amended to read as follows:

§ 1053 [Voters] *Voter guide*. [Each voters] *a. For all elections in which there are contested elections for the offices of mayor, public advocate, borough presidents, comptroller, or city council or ballot proposals or referenda pursuant to this charter or the municipal home rule law, each printed voter guide published by the board shall contain:*

[(a)] *1. material explaining the date and hours during which the polls will be open for that election; when, where, and how to register to vote; when a citizen is required to reregister; when, where, and how absentee ballots are obtained and used; instructions on how to vote; [maps showing the boundaries of council districts] information on the political subdivisions applicable to a particular citizen's address; and any other general information on voting deemed by the board to be necessary or useful to the electorate or otherwise consistent with the goals of this charter;*

[(b)] *2. such tables of contents, graphics, and other materials which the board determines will make the [voters] voter guide easier to understand or more useful for the average voter;*

[(c)] *3. [biographical] information on each candidate, including but not limited to name, party affiliation, present and previous public offices held, present occupation and employer, prior employment and other public service experience, educational background, [and] a listing of major organizational affiliations and endorsements; (d), and a concise [statements] statement by each candidate of his or her principles, platform or views; and*

[(e)] *4. where there is a ballot proposal or referendum, concise statements explaining such proposal or referendum and an abstract of each such proposal or referendum. [The guide]*

b. For all other elections in which there are contested elections held in the city of New York for any city, county, state, or federal office or ballot proposals or referenda pursuant to city, county, state, or federal law, each voter guide shall contain information that the board deems necessary or useful to the electorate or is otherwise consistent with the board's responsibility under this chapter to improve public awareness of candidates, ballot proposals, or referenda .

c. Voter guides shall be prepared in plain language using words with common and everyday meanings. [No later than the first day of January of nineteen hundred eighty nine, the]

d. The board shall promulgate such rules as it deems necessary for the preparation and publication of [the guide] voter guides in English, Spanish and any other languages the board determines to be necessary and appropriate[,] and for the distribution of the guide in at least one media format. The purpose of such rules shall be to ensure that the guide and its distribution will serve to fully, fairly and impartially inform the public about the issues and candidates appearing on the ballot.

§ 3. This local law takes effect immediately.

BEN KALLOS, *Chairperson*; DAVID G. GREENFIELD, MARK LEVINE, CARLOS MENCHACA, ANTONIO REYNOSO, RITCHIE J. TORRES, JOSEPH C. BORELLI; Committee on Governmental Operations, December 14, 2016. *Other Council Members Attending: Van Bramer, Williams and Richards.*

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 for Int. No. 990-A

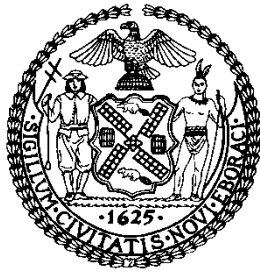
Report of the Committee on Governmental Operations in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to prohibiting contributions from non-registered political committees to candidates who are not participating in the city’s public matching program.

The Committee on Governmental Operations, to which the annexed proposed amended local law was referred on November 10, 2015 (Minutes, page 3975), respectfully

REPORTS:

(For text of the report, please see the Report of the Committee on Governmental Operations for Int No. 980-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 990-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO. 990-A

COMMITTEE: Governmental Operations

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to prohibiting contributions from non-registered political committees to candidates who are not participating in the city’s public matching program

SPONSORS: Council Members King, Lander, Greenfield, and Menchaca

SUMMARY OF LEGISLATION: Proposed Int. No. 990-A would prohibit candidates who do not participate in the matching funds program from accepting contributions from political committees that are not registered with the Campaign Finance Board.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FY17

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY17
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCES OF INFORMATION: New York City Council Finance Division
New York City Campaign Finance Board
Mayor's Office of Legislative Affairs

ESTIMATE PREPARED BY: James Subudhi, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Regina Poreda Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced to the Council as Intro. No. 990 on November 10, 2015 and referred to the Committee on Governmental Operations. A hearing was held by the Committee on May 2, 2016 and the legislation was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 990-A, will be considered by the Committee on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. No. 990-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 8, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 990-A:)

Int. No. 990-A

By Council Members King, Lander, Greenfield, Menchaca and Kallos.

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting contributions from non-registered political committees to candidates who are not participating in the city's public matching program

Be it enacted by the Council as follows:

Section 1. Section 3-707 of the administrative code of the city of New York, as added by local law number 48 for the year 1998, is amended to read as follows:

1. [Participating committees] *Candidates* may accept contributions from political committees that choose to register with the board, as provided in this section. The board shall issue rules providing for such registration. Such contributions may not exceed the amount applicable under paragraph (f) of subdivision one of section 3-703 [of this chapter]. The board shall regularly publish a cumulative list of political committees that have registered, including on the internet and in periodic mailings to candidates.

2. It is the responsibility of the [participating] candidate to determine whether he or she may accept a contribution pursuant to this section. A [participating] candidate who receives a contribution from a political

committee that has not registered with the board prior to making the contribution shall either return the contribution to the contributor or pay to the fund an amount equal to the amount of the contribution, unless the political committee registers with the board within ten days after the publication of the next subsequent list of registered political committees by the board following the date the contribution is received.

§ 2. Paragraph (b) of subdivision 2 of section 3-719 of the administrative code of the city of New York, as amended by local law number 116 for the year 2013, is amended to read as follows:

(b) A non-participating candidate, and the authorized committees of such a non-participating candidate, shall only accept contributions as limited by the provisions of paragraphs (f) and (l) of subdivision one of section 3-703, [and subdivisions] *subdivision 1-a of section 3-703, subdivision 1-c [and] of section 3-703, subdivision ten of section 3-703, and section 3-707* of this chapter. Notwithstanding any contribution limitations in paragraphs (f) and (h) of subdivision one of section 3-703 and subdivision 1-a of section 3-703, a non-participating candidate may contribute to his or her own nomination for election or election with his or her personal funds or property, in-kind contributions made by the candidate to his or her authorized committees with the candidate's personal funds or property, and advances or loans made by the non-participating candidate with the candidate's personal funds or property. A candidate's personal funds or property shall include his or her funds or property jointly held with his or her spouse, domestic partner, or unemancipated children.

§ 3. This local law takes effect immediately.

BEN KALLOS, *Chairperson*; DAVID G. GREENFIELD, MARK LEVINE, CARLOS MENCHACA, ANTONIO REYNOSO, RITCHIE J. TORRES; Committee on Governmental Operations, December 14, 2016. *Other Council Members Attending: Van Bramer, Williams and Richards.*

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 for Int. No. 1001-A

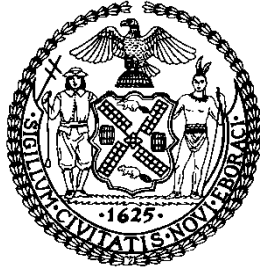
Report of the Committee on Governmental Operations in favor of approving and adopting in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to requiring disclosure of entities that own entities that do business with the city.

The Committee on Governmental Operations, to which the annexed proposed amended local law was referred on November 10, 2015 (Minutes, page 3989), respectfully

REPORTS:

(For text of the report, please see the Report of the Committee on Governmental Operations for Int No. 980-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1001-A:



THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
 LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO. 1001-A

COMMITTEE: Governmental Operations

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to requiring disclosure of entities that own entities that do business with the city

SPONSORS: Council Members Williams, Chin, Dickens, Lander, Cohen, Rodriguez, Richards, and Greenfield

SUMMARY OF LEGISLATION: Proposed Int. No. 1001-A would require the Department of Information Technology and Telecommunications to add the names of entities with a greater than ten percent ownership stake in entities that conduct business with the City to the “doing business database” maintained by the City.

EFFECTIVE DATE: This local law would take effect on January 1, 2018.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY18	FY Succeeding Effective FY19	Full Fiscal Impact FY19
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: Proposed Intro. No. 1001-A would have no impact on expenditures. The Department of Information Technology and Telecommunications (DoITT) maintains the “Doing Business Database” and it already includes individuals with a stake of ownership greater than a ten percent in entities that conduct business with the City; the bill would require inclusion of organizations with a stake of ownership greater than a ten percent in entities that conduct business with the City. Further, the bill allows sufficient time for DoITT to upgrade its systems and develop data collection methods to enhance the database. The DoITT has indicated that the agency would require substantial additional resources to comply with this bill, but we expect the agency to comply using its existing resources.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCES OF INFORMATION: New York City Council Finance Division
 New York City Campaign Finance Board
 Mayor’s Office of Legislative Affairs

ESTIMATE PREPARED BY: James Subudhi, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Regina Poreda Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced to the Council as Intro. No. 1001 on November 10, 2015 and referred to the Committee on Governmental Operations. A hearing was held by the Committee on May 2, 2016 and the legislation was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 1001-A, will be considered by the Committee on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. No. 1001-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 8, 2016.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1001-A:)

Int. No. 1001-A

By Council Members Williams, Chin, Dickens, Lander, Cohen, Rodriguez, Richards, Greenfield and Kallos.

A Local Law to amend the administrative code of the city of New York, in relation to requiring disclosure of entities that own entities that do business with the city

Be it enacted by the Council as follows:

Section 1. Subdivision 20 of section 3-702 of the administrative code of the city of New York, as amended by a local law for the year 2016 amending the administrative code of the city of New York relating to the viewing of dates from the doing business database, as proposed in introduction number 1361, is amended to read as follows:

20. The term “doing business database” means a computerized database accessible to the board that contains the names of persons who have business dealings with the city; provided, however that for purposes of this chapter the doing business database shall not be required to contain the names of any person whose business dealings with the city are solely of a type for which the board has not certified that such database includes the names of those persons engaged in such type of business dealings with the city. Such database shall be developed, maintained and updated by the office of the mayor in a manner so as to ensure its reasonable accuracy and completeness; provided, however, that in no event shall such database be updated less frequently than once a month. Such computerized database shall contain a function to enable members of the public to determine if a given person is in the database because such person has business dealings with the city and the date a person is considered doing business with the city pursuant to paragraph d of subdivision 18 of this section. A searchable list of persons removed from such computerized database, pursuant to paragraph c of subdivision 18 of this section, within the preceding five years, including the date the persons were considered doing business with the city and the date of removal from such computerized database, shall also be made available on the city’s website. For purposes of this definition, the term “person” shall include an entity that has business dealings with the city, any chief executive officer, chief financial officer and/or chief operating officer of such entity or persons serving in an equivalent capacity, any person employed in a senior managerial capacity regarding such entity, or any person *or organization* with an interest in such entity which exceeds ten percent of the entity provided, however, that “entity” for purposes of this definition shall not include a neighborhood, community or similar association consisting of local residents or homeowners organized on a non-profit basis where such association is the applicant pursuant to subsection (3) of subdivision (a) of section 197-c of the charter or pursuant to section 201 of the charter or is a parent company or an affiliated company of

an entity. For purposes of this subdivision, the phrase “senior managerial capacity” shall mean a high level supervisory capacity, either by virtue of title or duties, in which substantial discretion and oversight is exercised over the solicitation, letting or administration of business transactions with the city, including contracts, franchises, concessions, grants, economic development agreements and applications for land use approvals.

§ 2. This local law takes effect on January 1, 2018.

BEN KALLOS, *Chairperson*; DAVID G. GREENFIELD, MARK LEVINE, CARLOS MENCHACA, ANTONIO REYNOSO, RITCHIE J. TORRES, JOSEPH C. BORELLI; Committee on Governmental Operations, December 14, 2016. *Other Council Members Attending: Van Bramer, Williams and Richards.*

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 for Int. No. 1002-A

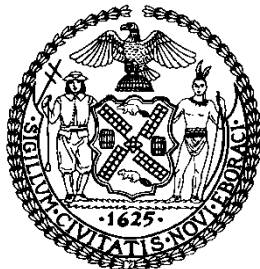
Report of the Committee on Governmental Operations in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to requiring the conflicts of interest board to maintain records of compliance with the conflicts of interest law for participants in the city’s public matching program.

The Committee on Governmental Operations, to which the annexed proposed amended local law was referred on November 10, 2015 (Minutes, page 3990), respectfully

REPORTS:

(For text of the report, please see the Report of the Committee on Governmental Operations for Int No. 980-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1002-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO. 1002-A

COMMITTEE: Governmental Operations

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to requiring the conflicts of interest board to maintain records of compliance with the conflicts of interest law for participants in the city’s public matching program

SPONSORS: Council Members Williams, Lander, Cohen, and Greenfield

SUMMARY OF LEGISLATION: Proposed Int. No. 1002-A would require the Conflicts of Interest Board (COIB) to maintain records of compliance with the annual conflicts of interest law for candidates who participate in the City's public matching campaign finance program. Such records would be provided to the Campaign Finance Board upon request. This system would replace the current system, in which candidates are required to obtain a receipt of compliance from COIB, and to provide such receipt to the Campaign Finance Board.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FY18

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY19
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation. Any additional administrative responsibilities required by this legislation could be achieved using existing resources.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCES OF INFORMATION: New York City Council Finance Division
New York City Conflicts of Interest Board
Mayor's Office of Legislative Affairs

ESTIMATE PREPARED BY: James Subudhi, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Regina Poreda Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced to the Council as Intro. No. 1002 on November 10, 2015 and referred to the Committee on Governmental Operations. A hearing was held by the Committee on May 2, 2016 and the legislation was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 1002-A, will be considered by the Committee on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. No. 1002-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 8, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1002-A:)

Int. No. 1002-A

By Council Members Williams, Lander, Cohen, Greenfield and Kallos.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the conflicts of interest board to maintain records of compliance with the conflicts of interest law for participants in the city's public matching program

Be it enacted by the Council as follows:

Section 1. Paragraph (m) of subdivision 1 of section 3-703 of the administrative code of the city of New York is amended to read as follows:

(m) fulfill the requirements of section 12-110 of the administrative code of the city of New York, including payment of any penalties as determined by the conflicts of interest board.

(i) The conflicts of interest board shall [provide a participating candidate with a receipt indicating proof of] *maintain a record of all candidates in compliance with section 12-110 of the administrative code of the city of New York [in such form as the conflicts of interest board shall determine. Such receipt as provided by the conflicts of interest board shall indicate the time and date of filing of the financial disclosure report]. Such record shall indicate the date of filing of the candidate's most recent annual disclosure report and the status of the candidate's compliance with section 12-110 of the administrative code for all years for which the candidate is required to file. Such record shall be provided to the campaign finance board upon request.*

(ii) A participating candidate shall [provide the campaign finance board with the receipt provided by the conflicts of interest board pursuant to subparagraph (i) of this paragraph, in such form and manner as the campaign finance board shall require,] *fulfill the requirements of section 12-110 of the administrative code to the satisfaction of the conflicts of interest board by the last business day of July in the year of the covered election, or such other later date as the campaign finance board shall provide by rule, except that in a special election to fill a vacancy [the] such deadline [for filing such receipt] shall be established by campaign finance board rule.*

(iii) A participating candidate who fails to adhere to the requirements of subparagraph (ii) of this paragraph may thereafter satisfy the requirements of this paragraph by [submitting a receipt in accordance with subparagraph (i) of this paragraph at such times and in such manner as provided by campaign finance board rule] *fulfilling the requirements of section 12-110 of the administrative code to the satisfaction of the conflicts of interest board.* The campaign finance board shall thereafter allow the participating candidate to make a claim for public funds upon satisfying the requirements of this paragraph and all other applicable law, rules and regulations; provided, however that a [receipt that is not filed] *failure to fulfill the requirements of section 12-110 of the administrative code to the satisfaction of the conflicts of interest board in a timely fashion pursuant to subparagraph (ii) of this paragraph may result in a delay of any payment of public funds by the board[; and].*

§ 2. This local law takes effect immediately.

BEN KALLOS, *Chairperson*; DAVID G. GREENFIELD, MARK LEVINE, CARLOS MENCHACA, ANTONIO REYNOSO, RITCHIE J. TORRES, JOSEPH C. BORELLI; Committee on Governmental Operations, December 14, 2016. *Other Council Members Attending: Van Bramer, Williams and Richards.*

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 Int No. 1132-A

Report of the Committee on Land Use in favor of approving and adopting, as amended, a Local Law to amend the New York city charter, in relation to establishing a public list of commitments made by the city in connection with city planning commission decisions subject to council review.

The Committee on Land Use, to which the annexed proposed amended local law was referred on March 22, 2016 (Minutes, page 788), respectfully

REPORTS:

I. INTRODUCTION

On December 14, 2016, the Committee on Land Use will hold a hearing on Proposed Int. No. 1132-A, a Local Law to amend the New York city charter, in relation to establishing a public list of commitments made by the city in connection with city planning commission decisions subject to council review.

The Committee held a hearing on Introduction Number 1132 on June 7, 2016. Representatives of the New York City Department of City Planning (DCP), the Mayor's Office of Operations, various elected officials involved in the ULURP process, and various advocacy groups were invited to testify. The bill was subsequently amended.

II. BACKGROUND

New York City's Uniform Land Use Review Procedure (ULURP) is the procedure through which major land use approvals must pass in order to be approved. ULURP is required for a variety of actions taken by the City: changes to zoning regulations, changes to zoning districts, changes to the City Map, dispositions of City-owned property, acquisitions and site selections for City facilities, housing and Urban Renewal Plans, special permits for waivers of zoning rules, and a variety of other approvals.¹ ULURP requires that each decision be reviewed, through public hearings, by the affected Community Boards, Borough President, the City Planning Commission, and the City Council prior to final approval.² This level of public review ensures that land use decisions are made in a relatively transparent, inclusive manner that keeps local communities engaged in the City's land use policy debate.

ULURP does not embrace a larger planning process for the neighborhood surrounding the project being reviewed. Often with large government-initiated projects, the public discussion during ULURP is broad ranging and seeks to address issues related to, but not actually part of, the specific action that is under review. If, for example, the City is deciding whether to change the zoning districts applicable to one part of a neighborhood, the consideration during ULURP could involve a debate about whether the infrastructure in the surrounding area is sufficient to support the change in density or use. While this discussion of infrastructure is vitally important to the decision-making process, it is not made part of the approval because only the specific zoning district change is subject to ULURP review. As a result, informal agreements have become a common way to deal with the planning issues that are external to the specific ULURP approval, but vitally important to the planning policy surrounding the approvals.

While these external agreements exist for applications large and small, the commitments take on a heightened importance in the case of larger projects that can affect an entire neighborhood. These applications are often the culmination of years of local planning, outreach, and analysis. The City, in order to credibly pursue and support such large projects, must often invest in the local neighborhoods to ensure an adequate level of public service and infrastructure is present to support the proposed development. The ability of the

¹ See, N.Y.C. Charter § 197-c(a)(1)–(12).

² N.Y.C. Charter § 197-c(c)–(j), § 197-d.

City to make local commitments and engage in neighborhood planning requires a level of trust between local communities and government that the required investments will be realized.

Some of the external concerns surrounding ULURP approvals are addressed by the City Environmental Quality Review (CEQR).³ Under CEQR, most actions subject to ULURP are analyzed to determine the associated environmental and infrastructure impacts. Sometimes, this analysis concludes that mitigation is required to offset an impact of the project. This mitigation can help to address some community needs, but because of the narrow methodology of CEQR analysis, mitigation often falls short of address the true needs of the surrounding neighborhood.⁴ Further, although mitigation required by CEQR is memorialized in the associated approvals, there is no system for tracking CEQR mitigation measures citywide. It can be difficult or impossible to revisit mitigation years later to determine whether the measures were completed as required.

At the end of ULURP, local communities are often left with a combination of narrow mitigation measures and a set of broader commitments by the City to provide local improvements and infrastructure. The broader commitments are usually codified only in a letter between the local representative and a representative of the Mayor's office. After these pieces are in place and the project is approved, there is no way for a local community to keep track of the commitments. Numerous commentators on the land use process in New York City have concluded that providing a system for bringing outside commitments into ULURP would help improve the public dialog surrounding local land use policy.⁵

The legislation that is being considered today would take a step to correct this problem by providing a centralized system to track the commitments made during the ULURP process. These commitments often take years to materialize. The database would allow local communities to revisit commitments and potentially hold future administrations accountable for concerns and even failures to follow through on planning goals. Sometimes, circumstances will change over the years to make a commitment impossible or infeasible for the City to complete. Even in these cases, the database would help ensure that these occurrences would be transparent and justified by the circumstances. During the ULURP process, going forward, local communities would be able to have more confidence in dealing with City government knowing that the plans for their neighborhoods could be tracked and verified. Overall, the proposed legislation would be a measure to improve transparency, trust, and accountability in the public land use review process in New York City.

III. SUMMARY OF LEGISLATION

PROPOSED INT. NO. 1132-A

Bill section one would amend chapter 8 of the New York City Charter (the Charter) by adding a new section 206 that would require an agency designated by the mayor to establish a publicly accessible online list of commitments made in connection with applications related to matters subject the uniform land use review process (ULURP) that satisfy conditions described in this section.

Subdivision a of Charter § 206 would provide that the term “block” has the same meaning given to that term in section 12-10 of the zoning resolution.

Subdivision b of Charter § 206 would require an agency designated by the mayor to establish and maintain a publicly accessible online searchable list of all commitments described in such section that relate to an application that:

1. Is or a change in the text of the zoning resolution pursuant to section 200 or 201 of the Charter, or is otherwise subject to ULURP pursuant to subdivision a of section 197-c of the Charter: changes in the city map, designations of zoning districts under the zoning resolution including conversion from land use to another land use, special permits within the jurisdiction of the CPC under the zoning resolution, site selection for capital projects, revocable consents, franchises and major concessions, housing and urban renewal plans

3

⁴ CEQR analyzes only the impacts of the specific action being considered. Existing deficiencies in environmental quality or infrastructure in an area are therefore not addressed through mitigation.

⁵ Patricia E. Salkin, Amy Lavine, Community Benefits Agreements and Comprehensive Planning: Balancing Community Empowerment and the Police Power, 18 JL & Pol'y 157, 215 [2009]; Angotti, Tom, Land Use and the New York City Charter, Comment for the 2010 New York City Charter Commission [2010].

and projects pursuant to city, state and federal housing laws, dispositions of real property of the city, or acquisition by the city of real property;

2. The CPC decision has been approved or approved with modifications by the Council pursuant to section 197-d of the Charter and is not subject to further action pursuant to sections 197-e or 197-f of the Charter; and

3. Involves at least four adjacent blocks of real property.

Subdivision c of Charter § 206 would require that the list established pursuant to subdivision b of such section include all commitments made by letter by the Mayor or a representative designated by the Mayor to the Council or a Council Member that relate to an application described in such subdivision b on which the City or a not-for-profit corporation of which a majority of its members are appointed by the Mayor is either the applicant or co-applicant.

Subdivision d of section 206 of the Charter would require that the list established pursuant to subdivision b of such section include any commitment made by letter by the mayor or a representative designated by the mayor to the council or a council member for which a funding amount of \$1 million or more is set forth in the letter establishing such commitment in relation to an application described in such subdivision b on which neither the city nor a not-for-profit corporation of which a majority of its members are appointed by the mayor is the applicant or a co-applicant.

Subdivision e of section 206 would require that within 30 days of final council approval of a commission decision described in such section, the designated agency shall submit to the Council and record on such list the commitments described in such section, including a description of each commitment, the target commencement and completion dates, the application number, the agency or agencies responsible for implementation of such commitment, any funding amount set forth in the letter establishing the commitment, and any other information the designated agency deems relevant.

Subdivision f of Charter § 206 would provide that beginning on June 30, 2017 and annually thereafter, the designated agency shall report to the Mayor and the Speaker of the Council information relating to commitments that have been record pursuant to such section, including any changes to information described in subdivision e of such section that indicate progress toward the fulfillment of each such commitment and whether the commitment has been completed within the preceding year.

Bill section two would provide that this local law takes effect 90 days after it becomes law.

SUMMARY OF SIGNIFICANT AMENDMENTS

The following significant amendments to Int. No. 1132 are contained in Proposed Int. No. 1132-A:

The title of the bill was amended to reflect that the commitments would be tracked in a searchable list, rather than a database, and to reflect that the bill would now require tracking of commitments in connections with ULURP and zoning text amendments for which either the City or a non-City entity is the applicant.

Proposed Int. No. 1132-A would create a new section 206 in the Charter, while Int. No. 1132 would have added a new subdivision h to section 197-d of the Charter.

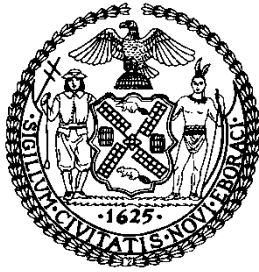
Proposed Int. No. 1132-A would only track commitments made by letter by the mayor or a representative designated by the Mayor to the Council or a Council Member, while Int. No. 1132 would have tracked commitments made to the Council a Council Member, a Borough President, or a Community Board in any written material filed with the Department of City Planning in connection with a City-sponsored application.

Proposed Int. No. 1132-A would apply to ULURP applications except those that relate to platting of streets, improvements to real property the costs of which are payable by someone other than the city, and sanitary or water-front land-fills, while Int. No. 1132 applied to all city-sponsored ULURP applications.

Proposed Int. No. 1132-A would not apply to applications that involve less than four adjacent blocks of real property.

Int. No. 1132 would not have applied to private applications. Proposed Int. No. 1132-A would require the city to track commitments made by letter by the mayor a representative designated by the mayor in connection with private applications when such commitments have funding amounts of \$1 million or more specified in the commitment letter.

(The following is the text of the Fiscal Impact Statement for Int No. 1132-A:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION**

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

**PROPOSED INTRO. NO. 1132-A
COMMITTEE: LAND USE**

TITLE: A Local Law to amend the New York city charter, in relation to establishing a public list of commitments made by the city in connection with city planning commission decisions subject to council review

SPONSORS: By The Public Advocate (Ms. James), The Speaker (Council Member Mark-Viverito) and Council Members Espinal, Rose, Menchaca, Cohen, Greenfield, Rosenthal, Richards, Rodriguez, and Reynoso.

SUMMARY OF LEGISLATION: This legislation would require the Administration to establish and maintain a publicly accessible, searchable online list of written commitments made by the Mayor to the Council or a Council member in connection with most Uniform Land Use Review Procedure (ULURP) applications, including applications for neighborhood rezonings, amendments to the zoning resolution, dispositions of real property and special permits that involve at least four adjacent blocks of real property. For instances where applications are filed by the City or a non-profit controlled by the Mayor, such list shall include all commitments made by letter by the Mayor or a representative designated by the Mayor. In addition, for private applications, such list shall include only those commitments for which a funding amount of \$1 million or more is specified in the letter establishing the commitment. Commitments shall be logged in the list within 30 days of final approval of the application. Lastly, on June 30, 2017 and annually thereafter, the responsible agency shall report to the Mayor and the Speaker of the Council on the progress of all commitments in the list.

EFFECTIVE DATE: This local law would take effect 90 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation because the Mayor's Office of Operations would use existing resources to implement the legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCES OF INFORMATION: New York City Council Finance Division
Mayor's Office of City Legislative Affairs

ESTIMATE PREPARED BY: Jonathan K. Seltzer, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Crilhien Francisco, Unit Head, Finance Division

LEGISLATIVE HISTORY: This legislation was introduced to the Council as Intro. No. 1132 on March 22, 2016 and referred to the Committee on Land use. The Committee considered the legislation at a hearing on June 7, 2016 and the legislation was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 1132-A, will be considered by the Committee on TBD. Upon a successful vote by the Committee, Proposed Intro. No. 1132-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 8, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1132-A:)

Int. No. 1132-A

By The Public Advocate (Ms. James), The Speaker (Council Member Mark-Viverito) and Council Members Espinal, Rose, Menchaca, Cohen, Greenfield, Rosenthal, Richards, Rodriguez, Reynoso, Gibson, Constantinides, Johnson, Lancman, Van Bramer, Vacca, Koslowitz, Torres, Gentile, Williams, Barron, Treyger, Kallos, Vallone, Levin and Crowley.

A Local Law to amend the New York city charter, in relation to establishing a public list of commitments made by the city in connection with city planning commission decisions subject to council review

Be it enacted by the Council as follows:

Section 1. Chapter 8 of the New York city charter is amended by adding a new section 206 to read as follows:

§ 206. *Tracking of commitments. a. For the purposes of this section:*

Block. The term "block" has the meaning given to that term in section 12-10 of the zoning resolution.

b. Such agency as the mayor shall designate shall establish and maintain a publicly accessible online searchable list of all commitments described in this section that relate to an application that:

(1) the city planning commission has approved or approved with modifications for a matter described in paragraph one, three, four, five, six, eight, ten, or eleven of subdivision a of section one hundred ninety-seven-c or a change in the text of the zoning resolution pursuant to section two hundred or two hundred one;

(2) the commission decision has been approved or approved with modifications by the council pursuant to section one hundred ninety-seven-d and is not subject to further action pursuant to subdivision e or f of such section; and

(3) involves at least four adjacent blocks of real property.

c. Such list shall include all commitments made by letter by the mayor or a representative designated by the mayor to the council or a council member that relate to an application described in subdivision b of this section on which the city or a not-for-profit corporation of which a majority of its members are appointed by the mayor is either the applicant or co-applicant.

d. Such list shall include any commitment made by letter by the mayor or a representative designated by the mayor to the council or a council member for which a funding amount of one million dollars or more is set forth in the letter establishing such commitment in relation to an application described in subdivision b of this section on which neither the city nor a not-for-profit corporation of which a majority of its members are appointed by the mayor is either the applicant or co-applicant.

e. Within thirty days of final council approval of a commission decision described in this section, the designated agency shall submit to the council and record on such list the commitments described in this section, including a description of each commitment, the target commencement and completion dates, the application number, the agency or agencies responsible for implementation of such commitment, and any funding amount set forth in the letter establishing the commitment. The designated agency may include other information that it deems relevant.

f. Beginning June 30, 2017, and annually thereafter, the designated agency shall report to the mayor and the speaker of the council information relating to commitments that have been recorded pursuant to this section, including any changes to information described in subdivision e that indicate progress toward the fulfillment of each such commitment and whether the commitment has been completed within the preceding year.

§ 2. This local law takes effect 90 days after it becomes law.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, INEZ E. DICKENS, DANIEL R. GARODNICK, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, DEBORAH L. ROSE, JUMAANE D. WILLIAMS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 14, 2016.

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 for L.U. No. 531

Report of the Committee on Land Use in favor of disapproving Application No. C 150360 ZMK submitted by 14-18 Carroll LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 16a, changing from an M1-1 District to an R6B District property bounded by Carroll Street, a line 380 feet northwesterly of Columbia Street, a line midway between Carroll Street and Summit Street, a line midway between Carroll Street and Hamilton Avenue, and a line 450 feet northwesterly of Columbia Street, Borough of Brooklyn, Community Board 6, Council District 39.

The Committee on Land Use, to which the annexed Land Use item was referred on November 29, 2016 (Minutes, page 3959) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT**BROOKLYN - CB 6****C 150360 ZMK**

City Planning Commission decision approving an application submitted by 14-18 Carroll LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 16a, changing from an M1-1 District to an R6B District property bounded by Carroll Street, a line 380 feet northwesterly of Columbia Street, a line midway between Carroll Street and Summit Street, a line midway between Carroll Street and Hamilton Avenue, and a line 450 feet northwesterly of Columbia Street, subject to the conditions of CEQR Declaration E 382.

INTENT

To amend the Zoning Map, which in conjunction with the zoning resolution amendment would facilitate a residential development at 14-18 Carroll Street (Block 352, Lots 16, 17 and 18), in the Columbia Street Waterfront neighborhood of Community Board 6, Brooklyn.

PUBLIC HEARING**DATE:** December 12, 2016**Witnesses in Favor:** Two**Witnesses Against:** None***SUBCOMMITTEE RECOMMENDATION*****DATE:** December 14, 2016

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

In Favor:

Richards, Gentile, Garodnick, Williams, Torres.

Against:

None

Abstain:

None

COMMITTEE ACTION**DATE:** December 14, 2016

The Committee recommends that the Council approve the attached resolution.

In Favor:

Greenfield, Gentile, Palma, Dickens, Garodnick, Rodriguez, Koo, Lander, Levin, Rose, Williams, Richards, Barron, Cohen, Kallos, Reynoso, Torres, Treyger.

Against: **Abstain:**
None None

In connection herewith, Council Member Greenfield and Richards offered the following resolution:

Res No. 1340

Resolution disapproving the decision of the City Planning Commission on ULURP No. C 150360 ZMK, a Zoning Map amendment (L.U. No. 531).

By Council Members Greenfield and Richards.

WHEREAS, the City Planning Commission filed with the Council on November 28, 2016 its decision dated November 16, 2016 (the "Decision"), on the application submitted by 14-18 Carroll LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 16a, changing from an M1-1 District to an R6B District. This action, in conjunction with the other related action would facilitate a residential development at 14-18 Carroll Street in the Columbia Street Waterfront neighborhood of Community District 6, (ULURP No. C 150360 ZMK), Community District 6, Borough of Brooklyn (the "Application");

WHEREAS, the Application is related to application N 160379 ZRK (L.U. No. 532), a zoning text amendment to Appendix F to designate a Mandatory Inclusionary Housing Area;

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 December 12, 2016;

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

WHEREAS, the Council has considered the relevant environmental issues, including the conditional negative declaration (CEQR No. 16DCP100K) issued on October 31, 2016 (the "Conditional Negative Declaration");

RESOLVED:

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 the report, C 150360 ZMK, incorporated by reference herein, the Council disapproves the Decision.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, INEZ E. DICKENS, DANIEL R. GARODNICK, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, DEBORAH L. ROSE, JUMAANE D. WILLIAMS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 14, 2016.

Coupled to be Disapproved.

Report for L.U. No. 532

Report of the Committee on Land Use in favor of disapproving Application No. N 160379 ZRK submitted by 14-18 Carroll LLC pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F (Inclusionary Housing Designated Areas) for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Brooklyn, Community Board 6, Council District 39.

The Committee on Land Use, to which the annexed Land Use item was referred on November 29, 2016 (Minutes, page 3959) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

BROOKLYN - CB 6

N 160379 ZRK

City Planning Commission decision approving an application submitted by 14-18 Carroll LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F (Inclusionary Housing Designated Areas) for the purpose of establishing a Mandatory Inclusionary Housing area.

INTENT

To amend the Zoning Resolution, which in conjunction with the zoning map amendment would facilitate a residential development at 14-18 Carroll Street (Block 352, Lots 16, 17 and 18), in the Columbia Street Waterfront neighborhood of Community Board 6, Brooklyn.

PUBLIC HEARING

DATE: December 12, 2016

Witnesses in Favor: Two

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: December 14, 2016

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

In Favor:

Richards, Gentile, Garodnick, Williams, Torres.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: December 14, 2016

The Committee recommends that the Council approve the attached resolution.

In Favor:

Greenfield, Gentile, Palma, Dickens, Garodnick, Rodriguez, Koo, Lander, Levin, Rose, Williams, Richards, Barron, Cohen, Kallos, Reynoso, Torres, Treyger.

Against:

None

Abstain:

None

In connection herewith, Council Member Greenfield and Richards offered the following resolution:

Res No. 1341

Resolution disapproving the decision of the City Planning Commission on Application No. N 160379 ZRK, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F (Inclusionary Housing Designated Areas) for the purpose of establishing a Mandatory Inclusionary Housing area in Community District 6, Borough of Brooklyn (L.U. No. 532).

By Council Members Greenfield and Richards.

WHEREAS, the City Planning Commission filed with the Council on November 28, 2016 its decision dated November 16, 2016 (the "Decision"), pursuant to Section 201 of the New York City Charter, regarding an application submitted by 14-18 Carroll LLC, for an amendment of the text of the Zoning Resolution of the City of New York, modifying Appendix F (Inclusionary Housing Designated Areas) for the purpose of establishing a Mandatory Inclusionary Housing Area, which in conjunction with the other related action, would facilitate a residential development at 14-18 Carroll Street in the Columbia Street Waterfront neighborhood of Brooklyn's Community District 6, (Application No. N 160379 ZRK), Community District 6, Borough of Brooklyn (the "Application");

WHEREAS, the Application is related to application C 150360 ZMK (L.U. No. 531), a zoning map amendment to change Block 352, Lots 16, 17, and 18 from an M1-1 District to an R6B District;

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 December 12, 2016;

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, including the conditional negative declaration (CEQR No. 16DCP100K) issued on October 31, 2016 (the “Conditional Negative Declaration”);

RESOLVED:

Pursuant to Sections 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 the report, N 160379 ZRK, incorporated by reference herein, the Council disapproves the Decision of the City Planning Commission.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, INEZ E. DICKENS, DANIEL R. GARODNICK, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, DEBORAH L. ROSE, JUMAANE D. WILLIAMS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 14, 2016.

Coupled to be Disapproved.

Report of the Committee on Standards and Ethics

Report for Int. No. 1345-A

Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to conflicts of interest and organizations affiliated with elected officials.

The Committee on Standards and Ethics, to which the annexed proposed amended local law was referred on November 16, 2016 (Minutes, page 3753), respectfully

REPORTS:

INTRODUCTION

On December 14, 2016, the Committee on Standards and Ethics, chaired by Council Member Alan Maisel, will hold a second hearing and vote on fourteen bills: Proposed Int. No. 1345-A, sponsored by The Speaker, Council Member Melissa Mark-Viverito, in relation to conflicts of interest and organizations affiliated with elected officials; Proposed Int. No. 1349-A, sponsored by Council Member Daniel Garodnick, in relation to the compatibility of campaign finance board disclosure software; Proposed Int. No. 1350-A, sponsored by Council Member Daniel Garodnick, in relation to the adjudication of campaign finance violations; Proposed Int. No. 1351-A, sponsored by Council Member David Greenfield, in relation to the deposits of campaign contributions; Int. No. 1352, sponsored by Council Member David Greenfield, in relation to inquiring if a

person or entity is doing business with the city; Proposed Int. No. 1353-A, sponsored by Council Member David Greenfield, in relation to the return of a contribution to protect a reputational interest; Proposed Int. No. 1354-A, sponsored by Council Member David Greenfield, in relation to the timing of statement reviews; Proposed Int. No. 1355-A, sponsored by Council Member David Greenfield, in relation to required documentation for contributions; Int. No. 1356, sponsored by Council Member Rory Lancman, in relation to the transfer of non-public campaign funds; Int. No. 1358, sponsored by Council Member Brad Lander, in relation to expenditures of non-public funds to assist public officers in the performance of their duties; Int. No. 1361, sponsored by Council Member Rafael Salamanca, in relation to the viewing of dates from the doing business database; Proposed Int. No. 1362-A, sponsored by Council Member Rafael Salamanca, in relation to contributions in a special election; Proposed Int. No. 1363-A, sponsored by Council Member Rafael Salamanca, in relation to the deadline for rescinding the written certification of participation in the matching funds program; and Proposed Int. No. 1364-A, sponsored by Council Member James Van Bramer, in relation to executive sessions of the campaign finance board. The first hearing on these bills was held on November 21, 2016.

BACKGROUND

Campaign for One New York

Mayor Bill de Blasio made the proposal for universal pre-kindergarten one of the central issues of his campaign for Mayor. After winning the election, but before taking office, he announced “a grassroots campaign” that would be “an extraordinary effort, to ensure that this legislation is passed in Albany.”¹ That campaign was then called “UPK NYC,” although its name was later changed to Campaign for One New York (“CONY”), and it was incorporated in New York State as a 501(c)(4) tax-exempt organization on December 12, 2013.²

CONY did not register as a political committee with the New York State Board of Elections, but did file as a lobbyist with the New York State Joint Commission on Public Ethics.³ While CONY is the best known such organization, in May 2015 ‘The Progressive Agenda to Combat Income Inequality’ was launched by CONY as its own 501(c)(4) and in February 2016 ‘United for Affordable NYC’ was also incorporated as a 501(c)(4) with CONY being a significant source of its funding.⁴

According to the Campaign Finance Board, many of the contributions received by CONY “greatly exceeded the [campaign] contribution limits and/or were from sources that [would have been] prohibited from contributing to campaigns. Contributions have included hundreds of thousands of dollars from entities with business before the City, at least \$1.3 million from unions, and more than \$1 million from real estate interests. [Campaign for One New York] has also reported that it paid \$500,000 to BerlinRosen, \$284,000 to Hilltop Public Solutions (“Hilltop”), \$325,000 to Greenberg Quinlan Rosner Research (“Greenberg”) and \$1.4 million to AKPD Message and Media (“AKPD”), all companies with ties to Mr. de Blasio and his 2013 mayoral campaign (“the 2013 Campaign”).⁵ And, Mayor de Blasio was described as actively engaging in fundraising on behalf of CONY, as well as attending its meetings.⁶

Among CONY’s efforts were public communications featuring Mayor de Blasio’s name or image. These included messages on social media platforms, three of seven videos created by CONY that featured either the Mayor or his wife, and over 200,000 robocalls that offered “some breaking news about Mayor de Blasio’s game-changing plan” for universal pre-kindergarten and stated that the NYS Assembly had just agreed to fund the Mayor’s plan, then thanked the Assembly for its leadership. Additionally, CONY paid for a mailer to homes in Brooklyn concerning Long Island College Hospital, the redevelopment of which was a distinct issue

¹ Colvin, Jill, “Bill de Blasio Launches Star-Studded Campaign for Universal Pre-K,” Observer, Dec. 19, 2013, available at: <http://observer.com/2013/12/bill-de-blasio-launches-campaign-for-universal-pre-k/>

² NYS Dept. of State, DOS ID # 4499869

³ NYC Campaign Finance Board, Final Board Determination 2016-1, available at: <http://www.nycffb.info/law/advisory-opinions/2016-1-campaign-one-new-york-and-united-affordable-nyc>

⁴ Id.

⁵ Id.

⁶ Id.

from universal pre-kindergarten, in which a Carroll Gardens resident states “I was asked by Mayor de Blasio to share my views on what this means for families in Cobble Hill, Carroll Gardens, Brooklyn Heights, Boerum Hill, downtown Brooklyn and Red Hook... The outcome is much better than we expected.”⁷ United for Affordable NYC similarly featured Mayor de Blasio in its communications.⁸

On February 22, 2016, Common Cause/NY sent a letter to the Campaign Finance Board and the Conflicts of Interest Board expressing its belief that the establishment, solicitation of funds, and transfer of funds between CONY and United for Affordable NYC, were violations of the City’s campaign finance laws and conflict of interest laws.⁹ In a press release, Common Cause stated a concern that the “Mayor’s unprecedented use of 501(c)(4) fundraising has spawned a shadow government that raises serious questions about who has influence and access to the policymaking process. It has created a perpetual campaign, confusing the role of government and politics, to the detriment of the public interest.”¹⁰

In response, the Mayor stated that his involvement with CONY had been pre-cleared by the Conflicts of Interest Board and distinguished his organization from others it was being compared to by highlighting that it formed to achieve policy goals, specifically more affordable housing and universal pre-kindergarten, rather than being aimed at influencing the democratic process.¹¹

On July 6, 2016 the Campaign Finance Board (“CFB”) issued Final Board Determination 2016-1, in the matter of Campaign for One New York and United for Affordable NYC, which addressed the complaint made by Common Cause/NY as well as the CFB’s own investigation, and Advisory Opinion 2016-1, to provide guidance for candidates about cooperating with groups that make expenditures for issue advocacy. Along with these items, the Board issued a statement: “We have all seen a concerning increase in activity by organizations that face no limits on what they can raise and spend at the city and state level in recent years. The Board will not allow candidates to sidestep contribution and expenditure limits by outsourcing essential campaign activities to these coordinated organizations.”¹²

In their determination, the CFB pointed out that CONY was established by the Mayor to support and promote his policy agenda, was run by his closest advisors, and staffed by personnel and consultants from his 2013 campaign, but their role was to determine if the expenditures made by CONY were in connection with the Mayor’s 2017 re-election campaign. Ultimately, the CFB decided that, to the extent current law and the CFB’s jurisdiction permitted them to consider the issue, the public communications spending that occurred in 2014, in support of universal pre-kindergarten, was not technically “in connection” with the 2017 re-election campaign, with the timing being a heavily weighted factor. Had such communications and spending occurred in an election year, then such communications would have been presumed to be related to the candidate’s campaign. Yet, the CFB also stated that it would monitor if goods and services provided to and paid for by CONY end up benefiting the 2017 campaign, and did not consider that matter closed.¹³

The CFB also called on the City Council “to pass legislation to close this loophole and amend the law to more closely regulate fundraising by elected officials and their agents for non-profit organizations, especially 501(c)(4) entities. In addition to placing clear limits on fundraising solicitations, any reform should include comprehensive public disclosure, and audits to ensure the disclosure is complete and accurate. The financial reporting we have seen to date does not meet this standard. The Campaign for One New York does not make

⁷ Id.

⁸ Id.

⁹ Lerner, Susan, Common Cause/NY, available at: <http://www.commoncause.org/states/new-york/research-and-reports/letter-one-ny-complaint.pdf>

¹⁰ Common Cause/NY, “Common Cause/New York Requests Conflicts of Interest Board and the Campaign Finance Board Review of Mayor de Blasio’s Fundraising,” Feb. 22, 2016, available at: <http://www.commoncause.org/states/new-york/press/press-releases/coib-cfb-review-of-deblasio-fundraiser.html>

¹¹ Durkin, Erin, “Common Cause says de Blasio may be breaking the law by raising funds through outside political groups,” NY Daily News, Feb. 22, 2016, available at: <http://www.nydailynews.com/news/politics/common-investigation-de-blasio-funders-article-1.2540374>

¹² NYC Campaign Finance Board, “CFB Statement on Determination Regarding the Campaign for One New York,” July 6, 2016, available at: <http://www.nyccfb.info/media/press-releases/2016-07-06-000000/cfb-statement-determination-regarding-campaign-one-new-york> ; Advisory Opinion 2016-1 is available at: <http://www.nyccfb.info/law/advisory-opinions/2016-1-coordinated-activity-connection-covered-election-will-be-subject> ; Final Board Determination 2016-1 is available at: <http://www.nyccfb.info/law/advisory-opinions/2016-1-campaign-one-new-york-and-united-affordable-nyc>

¹³ Id.

its contributions or expenditures available for public viewing online.”¹⁴

In March of 2016, CONY announced that it would disband¹⁵ despite having continued to raise and spend money up until February of 2016, reaching a total of \$4.4 million raised during its existence, the majority of which was found by POLITICO New York to be from donors either with business before or labor contracts with the City.¹⁶

Additionally, not all investigations of the organization have ceased. The State Joint Commission on Public Ethics issued a subpoena to CONY on September 14, shortly after a State Supreme Court judge rejected efforts to quash two earlier subpoenas.¹⁷ The status of any investigation or other response spurred by the Common Cause complaint to Conflicts of Interest Board is unknown. Federal investigation into the Mayor’s fundraising activities may be ongoing as well.¹⁸

Campaign Finance Board

Since 1988, New York City has had a comprehensive campaign financing system for candidates running for local office.¹⁹ The system is run by the Campaign Finance Board (“CFB”), an independent, nonpartisan agency also created in 1988.²⁰ Commonly referred to as the “Campaign Finance Act” (“the CFA”), the legislation that effectuates this system, as amended from time to time, provides candidates who choose to participate with public funds to help finance their campaigns. Specifically, such candidates are given \$6 in public matching funds for every dollar of the first \$175 donated by an eligible contributor.²¹ Candidates choosing to participate in the program must abide by expenditure limits, and all candidates for local office must abide by contribution limits.²² The intent of the CFA is “to reduce improper influence of local officers by large campaign contributions and to enhance public confidence in local government.”²³ The CFA also has the benefit of, as the CFB puts it, “encourag[ing] participants to seek small contributions, and reach out to a greater number of their prospective constituents.”²⁴

According to the CFB’s 2013 Post-Election Report²⁵ in September 2014, the winning candidates for Mayor, Public Advocate, Comptroller, all five Borough Presidents, and 46 out of 51 members of the Council participated in the program in 2013.²⁶ Comparing the 2005 and 2013 election cycles, the percentage of contributors giving \$175 or less increased from 68.7% to 76%.²⁷ Over the same period, the number of first-time contributors increased from 28,170 to 44,540, representing more than half of all contributors.²⁸ Contributions from individuals who do business with the City was down to 2% of total contributions, likely

¹⁴ *Id.*

¹⁵ Fermino, Jennifer, “De Blasio’s nonprofit, Campaign for One New York, to disband after it helped mayor raise millions for pet projects,” *New York Daily News*, March 17, 2016, available at: <http://www.nydailynews.com/new-york/de-blasio-nonprofit-new-york-disband-article-1.2567744>

¹⁶ Nahmias, Laura, “Campaign for One New York, disbanded and under investigation, raised money through February,” *Politico*, July 15, 2016, available at: <http://www.politico.com/states/new-york/city-hall/story/2016/07/campaign-for-one-new-york-raised-from-real-estate-through-february-this-year-103899>

¹⁷ Rashbaum, William, “Ethics Panel Investigating de Blasio’s Nonprofit Is Said to Issue Broad Subpoena,” *NY Times*, Oct. 5, 2016, available at: http://www.nytimes.com/2016/10/05/nyregion/ethics-panel-investigating-de-blasios-nonprofit-is-said-to-issue-broad-subpoena.html?_r=0

¹⁸ Dawsey, Josh and O’Brien, Rebecca, “Investigations Into Mayor Bill de Blasio’s Fundraising Focus on Specific Donors,” *The Wall Street Journal*, June 16, 2016, <http://www.wsj.com/articles/investigations-into-mayor-bill-de-blasios-fundraising-focus-on-specific-donors-1466120044>

¹⁹ This system is laid out in Chapter 7 of Title 3 of the Administrative Code of the City of New York.

²⁰ New York City Charter §1052.

²¹ New York City Administrative Code §3-705(2)(a).

²² *See generally* New York City Administrative Code §3-706 and §3-703, respectively.

²³ New York City Local Law 8 of 1988, §1.

²⁴ “Why Should I Join?” New York City Campaign Finance Board website, *available at* <http://www.nycffb.info/candidates/candidates/whyJoin.aspx>.

²⁵ New York City Campaign Finance Board, “2013 Post-Election Report – By the People: The New York City Campaign Finance Program in the 2013 Elections” (Sep. 2, 2014) (*available at* http://www.nycffb.info/PDF/per/2013_PER/2013_PER.pdf).

²⁶ *Id.* at 46.

²⁷ *Supra* note 7 at 41.

²⁸ *Supra* note 7 at 41.

due to the “pay-to-play” bills passed by the Council in 2007,²⁹ which have led to a drop of over 90% since 2001 in the impact of the contributions of those who do business with the City.³⁰ In 2013, 38 of 51 City Council districts (75%) had contested or competitive primaries, six more than in 2009.³¹ The State Assembly and Senate, by contrast, only saw a 30% contested rate among their New York City seats in 2012.³² Ensuring that the processes of the public funds program, both before and after elections, are fair and accessible to candidates can enable this progress to continue.

Analysis of Legislation

Int. No. 1345

Proposed Int. No. 1345-A would create disclosure requirements for certain organizations that are controlled by local elected officials or their agents. It would also limit donations from people who do business with the City, and eliminate donations from entities, for a subset of these elected-official-controlled organizations.

Disclosure Requirements

The disclosure requirements of Proposed Int. No. 1345-A would apply to organizations that a local elected official or their agent exercises control over. Determining whether a local elected official or their agent exercises controls over an organization requires an analysis of the totality of the circumstances involving that official’s relationship to the organization. The bill enumerates certain factors that are relevant for this analysis. They are:

- whether the organization was created by such an elected official or their agent, or by an individual who was previously employed by, or was a paid political consultant of, the elected official, and, if so, how recently such organization was created;
- whether the board of the organization is chaired by such an elected official or their agent;
- whether board members appointed by such elected official serve for terms or are appointed only upon nomination of other individuals or entities that are not agents of such elected official;
- the degree of involvement or direction by the elected official in such organization’s policies, operations and activities; and
- other factors as the conflicts of interest board may promulgate by rule.

In addition, there is a rebuttable presumption of control if the elected official, or their agent, appoints a majority of seats on the board of the organization, or is a principal officer of the entity, such as an executive director. In calculating whether a majority of seats are appointed by an elected official or their agent, appointments that are nominated by somebody else who is not an agent of the elected official are not counted as appointees of the elected official. For the purposes of this analysis, agents include appointees of the elected official, if the appointee serves at the pleasure of the elected official.

Some examples of organizations that would, and would not be covered under this definition of control follow.

- An organization that has a person acting at the behest of the Mayor, or a commissioner of a mayoral agency, as the executive director, would be subject to a rebuttable presumption of control.
- An organization that was founded by a former high-ranking staffer of the Comptroller, or the Comptroller’s campaign, shortly after leaving that position, and which regularly consults with the Comptroller or the office of the Comptroller when determining its policies or activities, would likely

²⁹ Local Law 34 of 2007.

³⁰ *Supra* note 7 at 102.

³¹ *Id.*

³² *Supra* note 7 at 48.

be considered to be controlled, though this analysis would be based on a totality of the circumstances analysis.

- An organization that has four out of ten board members appointed by the Public Advocate, none of whom chairs the board, and which does not otherwise have indicia of control by the Public Advocate, would likely not be considered to be controlled by the Public Advocate.

Only non-profit entities are covered by the disclosure requirements, and there are exemptions in the law for entities that do not accept donations, are political committees, or which are public authorities, public benefit corporations, or registered local development corporations under state law.

Organizations required to report would make an annual disclosure to COIB, which would be the agency charged with administering the law. This disclosure would contain the following information:

- The organization's name, website, and IRS tax status (i.e. whether the organization is a tax-exempt non-profit pursuant to section 501(c)(3) or 501(c)(4) of the Internal Revenue Code);
- The name of the elected official, or agent, with whom the organization is affiliated under the law (i.e. which elected official, or agent of an elected official, exercises control over the organization as defined in the law);
- The names of the principal officers of the organization, and its board members;
- The names, city and state of residence or incorporation, dates of donation, and donation amounts of donors to the organization in the previous calendar year who donated \$1,000 in money, goods, or services to the organization or, for donors who do business with the City, who donated any amount to the organization;
- An accounting of the expenditures of the organization during the previous calendar year on production or dissemination of elected official communications, as that term is defined in the law (explained below), in a manner determined by COIB;
- For organizations permitted to accept unlimited donations from people who do business with the City (see below description), a certification that they are permitted to do so under this law; and
- Any other information required to be included by COIB

All information disclosed in this annual report would be required to be disclosed in a manner and form designated by COIB. Organizations and their donors, as disclosed pursuant to this law, would be required to be available on COIB's website. However, if an organization was concerned that disclosure of its donors on COIB's website could cause harm, threats, harassment, or reprisals to donors, or individuals or property associated with the donors, it may make a presentation to COIB of relevant information, and COIB may exempt the organization from public disclosure of donors on COIB's website. Donors would still be required to be reported to COIB, but would not be made public. This determination by COIB could be appealed by the reporting entity in state court, and no donor names to the organization would be posted until a final judicial determination was made with respect to this issue.

The penalty for failure to comply with the disclosure provisions by an organization would be not more than \$10,000, with the organization as the liable party. COIB would be permitted under the law to hold the elected official affiliated with the organization, or their agent if the agent personally violated the provision, jointly and severally liable for the penalty if COIB determines that such person knew or reasonably should have known of the violation. An exception applies for Council Members, for whom COIB would be permitted to recommend to the Council, but not directly impose, joint and several liability. In addition to these civil penalties, for a second or subsequent offense, the knowing and willful violation of these provisions would be a misdemeanor.

The disclosure requirement would go into effect on January 1, 2019, with disclosures due that year on the activity of covered organization in the previous calendar year (2018).

COIB would be required under Proposed Int. No. 1345-A to render advisory opinions regarding the law to elected officials, their agents, and organizations potentially subject to its provisions. These advisory opinions would be required to be publicly available. COIB would also be required under the law to notify new local elected officials of their obligations under this law within 30 days of the elected official taking office.

In addition to advisory opinions, COIB would be required under this bill to establish a process for organizations to apply for formal determinations that they are not controlled by an elected official, and therefore are not subject to the requirements of the law. COIB would be required to make a determination on a completed application within 60 days, where practicable. If COIB has determined that an entity is not controlled by an elected official, the law would not apply to the organization until there is a material change in the circumstances that led to that conclusion. These determinations would be appealable in state court by the organization that requested it.

Donation Limits and Restrictions

A subset of the organizations that are required to disclose their donors, and other information detailed above, would be subject to donation limits from people with business before the City, as well as a prohibition on donations from entities, such as corporations, political committees, and labor unions.

The organizations subject to these donation limits and restrictions would be those that spend 10% of their annual budget on the production (which includes development costs as well as physical production costs) and distribution on public-facing communications that refer to the elected official with the organization, either by name, voice, or image. Specifically, the following public-facing communications would be included in the 10% calculation:

- Radio and television advertisements;
- Visual communications, including letters, flyers, and billboards; and
- Paid internet advertising

References to the office that the elected official holds, such as a logo identifying a public education message as emanating from “The Office of the Mayor,” would not count towards the 10% threshold unless they were accompanied by the name or image of the officeholder.

Communications with a journalist, including an editorial board or opinion writer, would not count towards the 10% threshold, nor would communications by an organization directed solely at their members or donors, or communications designed to promote a candidate debate, town hall, or similar neutral forum.

Organizations that have as their sole purpose advocating the New York City to be the location for the Olympic Games, or other national or international sporting events, for a national political convention, or for other similar events as publicly determined by COIB, would not be subject to donation limits or restrictions under this law, though they would not be exempted from the disclosure provisions described above.

Organizations subject to the donation limits in Proposed Int. No. 1345-A would be prohibited from accepting donations from any entity (i.e. they could accept donations only from natural persons). “Donation” is defined in the bill to include money, as well as anything else of value, including gifts, loans, and donations of goods and services.

Organizations subject to donation limits under this law would be prohibited from accepting more than \$400 in a calendar year from a person with business dealings with the City. “Person with business dealings with the City” is defined in the bill as anyone who is listed in the doing business database, or any domestic partner, spouse, or unemancipated child of such as person. In summary, the doing business database includes registered lobbyists, as well as principal owners and officers of entities that contract, engage in real estate transactions, have pending land use applications, have economic development agreements, receive grants from, or have franchises and concessions, with the City, with various additional exemptions and inclusions outlined in section 3-702 of the administrative code.

The \$400 limit would apply to anyone who is listed in the doing business database on the date of the donation, or who is added to the database within six months after the donation. The receiving organization would be required to return the amount of any donation over \$400 within 20 days of receipt of the donation, or

of the end of the six months period after receipt of the donation, respectively. As a result, organizations covered by this provision would need to check the doing business database up to two times for each donation: once upon initial receipt, with a return for amounts over \$400 if the donor is listed and, if they are not, a second check six months after the donation, with a return for amounts over \$00 if the donor is listed at that time.

Spouses, domestic partners, and unemancipated children of people in the doing business database are not listed publicly at this time, so organizations covered by these donation limits would be required to get a written submission from every person making a donation over \$400, affirming whether the person is in the database, or is the spouse, domestic partner, or unemancipated child of a person in the database. Donations from any person who does not submit this required submission to the organization would be prohibited. These written submissions would be required in a manner and form determined by COIB, and would be required to be retained by the organization for at least three years from the date of receipt.

The penalty for accepting a prohibited contribution would be not more than \$5,000 for a first offense, not more than \$15,000 for a second offense, and not more than \$30,000 for a third and subsequent offenses, with the organization as the liable party. COIB would be permitted under the law to hold the elected official affiliated with the organization, or their agent if the agent personally violated the provision, jointly and severally liable for the penalty if COIB determines that such person knew or reasonably should have known of the violation. An exception applies for Council Members, for whom COIB would be permitted to recommend to the Council, but not directly impose, joint and several liability. In addition to these civil penalties, for a second or subsequent offense, the knowing and willful violation of these provisions would be a misdemeanor.

The penalty for failure to require the written submission attesting to whether the donor is in the doing business database, or is the spouse, domestic partner, or unemancipated child of such a person, would be not more than \$1,000 for a first offense, and not more than \$10,000 for a second a subsequent offense, with the organization as the liable party.

The donation limits and restrictions in the bill would take effect on January 1, 2018.

Enforcement of Proposed Int. No. 1345-A would be performed in the same manner as enforcement of existing conflicts of interest laws—by complaint to COIB, or by directive of COIB, with the ability of COIB to require the Department of Investigation to investigate and report to COIB on the results. COIB would be empowered by the law to promulgate rules to effectuate its provisions.

Changes Since Hearing

Proposed Int. No. 1345-A has a number of changes from the version of the bill that was previously heard. Among these changes are:

- Public authorities, public benefit corporations, and local development corporations were excluded from coverage by the law
- Entities that have not received donations in the previous or current year were excluded from the law
- The advisory opinion, formal determination process, and elected official education provisions, as described above, were added to the bill
- The prohibition on the acceptance of certain donations for entities that engage in substantial public-facing communication featuring the name or image of the elected official was expanded from a prohibition on corporate and union donations to a prohibition on the acceptance of donations from any entity
- The definition of donation was clarified to exclude government funding
- The types of communications included in the 10% calculation was expanded to include those that do not feature the name or image of the elected official, but which include his or her voice
- Entities that have a majority of their board members appointed by the elected official, or for which an elected official or their agent is a principal officer, were changed from being automatically included in the coverage of the law, to being a factor that is a as a rebuttable presumption of control

- Nominees to a board who are appointed by an elected official, but who are nominated by somebody else who isn't an agent of such elected official, were excluded from the count of board members used to help determine whether the elected official exercises control over the organization
- Enumerated factors to be considered in determining whether an organization is controlled by an elected official were added, as described above
- The word "spend" was defined to ensure that expenditures that result in public-facing communications, such as expenditures on political consultants who spend money on public-facing communications, count towards the 10% threshold of the bill
- The provision providing for non-disclosure of donors at the discretion of COIB, if disclosure might result in harm to the donors, described above, was added to the bill
- Expenditures "on" public-facing communications were clarified to include expenditures on the development, physical production, and dissemination of the communications
- The penalties in the bill were clarified to be against the organization itself, with the possibility for joint and several liability for elected officials as described above
- The requirement for disclosure of donor addresses was changed to city and state of residence
- The reporting requirement was changed from requiring an accounting of all expenditures, to an accounting of all expenditures for communications that could towards the 10% threshold
- The minimum civil penalties in the bill that had previously been more than \$0 were reduced to \$0
- Various technical fixes

Proposed Int. No. 1349-A

Proposed Int. No. 1349-A would require that candidates, upon request, be provided with an electronic file that meets their disclosure requirements under State law. Currently, campaigns for City offices are required to file disclosures with both the New York City Campaign Finance Board ("CFB") and the New York State Board of Elections and current law requires that any disclosure software used by the CFB also be capable of being used to help candidates meet their State filing requirements. The bill would require that if such software is unable to meet that requirement, then an electronic file meeting those State disclosure requirements shall be prepared for candidates, upon request, in a timely manner. Further, it would require the reporting of the disclosure software's incompatibility. It would take effect 120 days after becoming law.

Changes Since Hearing

Proposed Int. No. 1349-A now includes users of the disclosure software among the parties to receive a report if the disclosure software is not compatible. Technical amendments were also made.

Proposed Int. No. 1350-A

Proposed Int. No. 1350-A would codify a right for candidates to challenge alleged campaign finance violations in the Office of Administrative Trials and Hearing ("OATH"), prior to the commencement of an adjudicatory hearing before the Campaign Finance Board ("CFB"). Currently, candidates may choose to have a hearing with informal or formal procedures, with candidates who select the latter having their cases docketed with OATH by the CFB. This bill would codify that path. The bill would also establish timelines for adjudicatory proceedings. It would take effect on January 1, 2018.

Changes Since Hearing

Proposed Int. No. 1350-A has several changes from the version of the bill that was previously heard. Among these changes are:

- A timeframe for the commencement of adjudication proceedings now applies to hearings before both OATH and CFB.
- The timeframe for a hearing before OATH now runs from when a candidate or principal committee's responds to a notice of alleged violations and selects an adjudication process until the CFB serves a petition upon the candidate or principal committee.
- After the receipt of findings and recommendations from an OATH proceeding, there now is a 20 day period in which the parties may submit written comments to the CFB, to be followed by a 30 day period within which a final determination shall be issued.
- The bill would now take effect on January 1, 2018.
- Technical amendments.

Proposed Int. No. 1351-A

Proposed Int. No. 1351-A would require that candidates or their campaigns deposit all contributions within 20 days of receipt, except for cash contributions which would be required to be deposited within 10 days. It would take effect immediately. Only technical amendments were made.

Int. No. 1352

Int. No. 1352 would remove the requirement for candidates to "inquire" of all contributors making a contribution in excess of the doing business limit if they are doing business with the City by providing them with a form to complete. However, neither the form nor the 'inquiry' is determinative, and neither is relied upon by the Campaign Finance Board. Only a check against the doing business database, later conducted by the Campaign Finance Board, is the official determination of whether a contributor is doing business with the City. This bill would therefore instead require that candidates provide notice of the doing business limit to contributors. It would take effect 120 days after becoming law.

Proposed Int. No. 1353-A

Proposed Int. No. 1353-A would require that candidates be permitted to return contributions because of the particular source or intermediary involved so as to be able to protect a candidate's reputational interest from an individual with a negative association, even after the receipt of public funds, provided that if matching funds were received for such contribution then those matching funds must be returned to the Campaign Finance Board. It would take effect immediately. Only technical amendments were made.

Proposed Int. No. 1354-A

Proposed Int. No. 1354-A would require that statement reviews from the Campaign Finance Board ("CFB") to candidates be provided within a determined period of time prior to their next filing, so that candidates may have time to correct future filings. The bill would also require that any response the CFB requires of the candidate to the statement review would be due no sooner than the next filing deadline. Finally, the bill requires that any contribution identified as being matchable in a statement review cannot be invalidated in a future review unless new information relevant to its eligibility for matching, that was not available to the CFB at the time of initial review, is discovered. It would take effect immediately. Only technical amendments were made.

Proposed Int. No. 1355-A

Proposed Int. No. 1355-A would require a list of documentation that shall be maintained by a candidate and his or her campaign, for contributions submitted in support of a claim for matching funds. The documentation would vary depending on the payment method. Contributions by cash would require a contribution card. Contributions by money order would require a copy of the money order and a contribution

card containing the contributor's name and residential address if such information is not printed upon the money order by the issuing institution. Contributions by check would require a copy of the check and an additional contribution card demonstrating an intent to contribute if the check was signed by a person other than the contributor. Contributions by credit card, text message or from a payment account would require a record from the merchant, processor or vendor containing the contributor's name, residential address, amount of contribution and an indicator showing it was charged to the contributor's account and processed. For contributions for text message, the contributor's phone number and information on the mobile device used to initiate the contribution would also be required. Contribution cards would not be required, except where specified. But, where required, such cards could be completed by the candidate or his or her committee, although it must be signed or electronically affirmed by the contributor after the contribution has been made. Further, it could not be altered or changed by the candidate or his or her committee once it has been signed or affirmed. It would take effect immediately.

Changes Since Hearing

Proposed Int. No. 1355-A has several changes from the version of the bill that was previously heard. Among these changes are:

- The bill now specifies that the documentation list is of records that shall be maintained.
- Contributions cards used for cash contribution would now be required to include the amount of the contribution.
- All contribution cards are now required to include the date.
- Contribution cards may be completed by candidates but it has now been clarified that this may be done only after the contribution has been made and if the card is signed or electronically affirmed by the contributor.
- Candidates or their campaigns cannot correct, or otherwise alter, contribution cards that have been signed.
- Technical amendments.

Int. No. 1356

Int. No. 1356 would require a uniform standard for the transferring of funds between a candidate's City campaign accounts if those accounts are filing timely disclosure statements, regardless of participation status. This bill, however, would not affect transfers of funds from a non-City campaign account to a City account, for which an additional step of seeking permission from contributors would be required under current law. It would take effect immediately.

Int. No. 1358

Int. No. 1358 would create a rebuttable presumption that expenditures that assist in the execution or performance of the duties of their public office are permissible if made with non-public funds. The language adopted in this bill mirrors the language of §14-130 of the New York State Election Law, regarding the use of campaign funds and the execution or performance of the duties of public office. It would not, however, affect the prohibitions in current City law on the conversion of campaign funds for personal use. It would take effect 120 days after becoming law.

Int. No. 1361

Int. No. 1361 would require that the date upon which a person is considered to be doing business be provided in the publicly available 'doing business database.' It would also require that a list of persons removed from the doing business database within the past five years, with relevant dates, be made publicly available. It would take effect 120 days after becoming law.

Proposed Int. No. 1362-A

Proposed Int. No. 1362-A would require that contributions during a special election be matched at the same amount as in a primary or general election. Currently, matchable amounts for contributions are halved for special elections yet the threshold dollar amount that must be reached to qualify is the same as it is for a full election cycle, making that threshold more difficult to reach in a special election. This bill would bring the ratio between the threshold and matchable amount for special elections back into alignment with primary or general elections, without weakening the threshold necessary to qualify for public funds in a special election. It has been amended to take effect immediately.

Proposed Int. No. 1363-A

Proposed Int. No. 1363-A would move the date on which candidates could decide to rescind their certification of participation in the matching funds program from mid-June to mid-July for a regular election cycle and to the fourteenth day after the proclamation of a special election, to coincide with the conclusion of the nominating petition process. However, it would also require that once a candidate has received public funds they could no longer rescind their decision to participate. It would take effect immediately.

Changes Since Hearing

Proposed Int. No. 1363-A has several changes from the version of the bill that was previously heard. Among these changes are:

- The deadline for the filing of certification for participating in a special election to fill a vacancy would now be on the fourteenth, rather than seventh, day after the proclamation of such special election.
- Technical amendments

Proposed Int. No. 1364-A

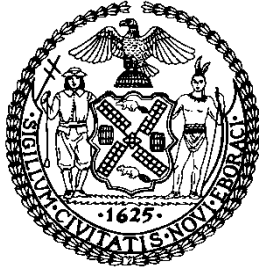
Proposed Int. No. 1364-A would require that no candidate, representative of a candidate or campaign finance board staff, with the exception of a professional counsel retained for that purpose and not otherwise supervised by CFB staff, be present during an executive session of the CFB when an adjudication is discussed. It would take effect immediately

Changes Since Hearing

Proposed Int. No. 1364-A has several changes from the version of the bill that was previously heard. Among these changes are:

- The professional staff hired or retained for use during an executive session at which an adjudication is discussed has been changed from a 'clerk' to a 'counsel.'
- A technical amendment has been made, substituting the term 'meeting or portion of a meeting of the board from which the public is excluded' for the term 'executive session,' the latter of which is used by the CFB, although the former term should be understood to be synonymous with the latter term for the purposes of the bill.

(The following is the text of the Fiscal Impact Statement for Int No. 1345-A:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1345 – A
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to conflicts of interest and organizations affiliated with elected officials.

Sponsor: The Speaker (Council Member Mark-Viverito) and Council Members Garodnick, Crowley, Lander, Kallos, Menchaca, Richards and Vacca.

SUMMARY OF LEGISLATION: Proposed Intro. 1345-A would prohibit donations above \$400 per year from people who are lobbyists, have city contracts, or who otherwise do business with the city to non-governmental entities controlled by a local elected official or their agents. However, the donations limit would only apply to organizations that spend 10 percent or more of their annual budget on public-facing communications that feature the name or picture of the elected official who controls them. Additionally, this bill would require donor disclosure for all non-governmental entities controlled or recently created by a local elected official or their agents, whether or not they engage in public-facing communications that feature the name or picture of the elected official who controls them with the disclosed information posted on the website of the Conflicts of Interest Board, which would be responsible for administering the law.

EFFECTIVE DATE: This local law would take effect for donation limits on January 1, 2018; donor reporting on January 1, 2019.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2019

FISCAL IMPACT STATEMENT:

	Effective FY18	FY Succeeding Effective FY19	Full Fiscal Impact FY19
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$150,000	\$300,000	\$300,000
Net	\$150,000	\$300,000	\$300,000

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that the fiscal impact the proposed legislation would be \$150,000 in the first year, and \$300,000 annually thereafter for two salaried staff including fringe benefit costs. The total annual cost is obtained as follows: two salaried staff at a total of \$200,000 and additional monies for fringe benefits for each employee.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: General Fund

SOURCE OF INFORMATION: New York City Council Finance Division,
New York City Conflict of Interest Board

ESTIMATE PREPARED BY: Kenneth Grace, Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1345 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1345 was subsequently amended, and the amended version, Proposed Intro. No. 1345-A will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1345-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

(For text of 1349-A, 1350-A, 1351-A, 1352, 1353-A, 1354-A, 1355-A, 1356, 1358, 1361, 1362-A, 1363-A, and 1364-A and their Fiscal Impact Statements, please see the respective reports of the Committee on Standards and Ethics for each of these bills printed in these Minutes)

Accordingly, this Committee recommends the adoption of Int Nos. 1345-A, 1349-A, 1350-A, 1351-A, 1352, 1353-A, 1354-A, 1355-A, 1356, 1358, 1361, 1362-A, 1363-A, and 1364-A.

(The following is the text of Int No. 1345-A:)

Int. No. 1345-A

By The Speaker (Council Member Mark-Viverito) and Council Members Garodnick, Crowley, Lander, Kallos, Menchaca, Richards, Vacca and Greenfield.

A Local Law to amend the administrative code of the city of New York, in relation to conflicts of interest and organizations affiliated with elected officials

Be it enacted by the Council as follows:

Section 1. Title 3 of the administrative code of the city of New York is amended by adding a new chapter 9 to read as follows:

Chapter 9. Organizations affiliated with elected officials.

§ 3-901 Definitions.

§ 3-902 Reserved.

§ 3-903 Prohibition of acceptance of certain donations.

§ 3-904 Advisory opinions, outreach and determination of control.

§3-905 Enforcement.

§ 3-906 Penalties.

§ 3-907 Rulemaking.

§ 3-901 Definitions. As used in this chapter, the following terms have the following meanings.

Doing business database. The term “doing business database” means the doing business database as defined in section 3-702 of the administrative code.

Donation. The term “donation” means any contribution from a non-governmental source, including in-kind donations, gifts, loans, advances or deposits of money, or anything of value.

Elected official communications. The term “elected official communications” means a communication in the form of: (i) radio, television, cable or satellite broadcast; (ii) printed material such as advertisements, pamphlets, circulars, flyers, brochures or letters; (iii) telephone communication; or (iv) paid internet advertising; which includes the name, voice or likeness of the person holding office as mayor, comptroller, public advocate, borough president or member of the council with whom the entity making such communication is affiliated. Elected official communications do not include: (i) communications with a professional journalist or newscaster, including an editorial board or editorial or opinion writer of a newspaper, magazine, news agency, press association or wire service; or (ii) a communication that is: (A) directed, sent or distributed by the distributing organization only to individuals who affirmatively consent to be members of the distributing organization, contribute funds to the distributing organization, or, pursuant to the distributing organization’s articles or bylaws, have the right to vote directly or indirectly for the election of directors or officers, or on changes to bylaws, disposition or all or substantially all of the distributing entity’s assets or the merger or dissolution of the distributing entity; or (B) for the purpose of promoting or staging any candidate debate, town hall or similar forum to which at least two candidates seeking the same office, or two proponents of differing positions on a referendum or question submitted to voters, are invited as participants, and which does not promote or advance one candidate or position over another.

Organization affiliated with an elected official. The term “organization affiliated with an elected official” means:

(i) a non-profit entity other than an agency, public authority, public benefit corporation or local development corporation;

(ii) which has received at least one donation in the previous or current calendar year; and

(iii) over which a person holding office as mayor, comptroller, public advocate, borough president or member of the council, or an agent of such a person, which shall include an appointee of such person serving at the pleasure of such person, exercises control. There shall be a rebuttable presumption of control by an elected official where such official, or such an agent, appoints a majority of seats on the board of the entity (not including appointees nominated by another individual or entity that is not such an agent of the elected official), or is a principal officer of the entity.

In determining whether a person holding office as mayor, comptroller, public advocate, borough president or member of the council, or an agent or appointee of such a person, exercises control over such an organization, the conflicts of interest board shall consider the totality of the circumstances, including:

(i) whether the organization was created by such an elected official or their agent, or by an individual who was previously employed by, or was a paid political consultant of, the elected official, and, if so, how recently such organization was created;

(ii) whether the board of the organization is chaired by such an elected official or their agent;

(iii) whether board members appointed by such elected official serve for terms or are appointed only upon nomination of other individuals or entities that are not agents of such elected official;

(iv) the degree of involvement or direction by the elected official in such organization’s policies, operations and activities; and

(v) other such factors as the conflicts of interest board shall promulgate by rule.

Principal committees and political committees, as those terms are defined in section 3-702, are not organizations affiliated with an elected official.

Person with business dealings with the city. The term “person with business dealings with the city” means any person who is listed in the doing business database, or any domestic partner, spouse, or unemancipated child of such a person.

Spend. The term “spend” means to spend or to cause to be spent.

§ 3-902 Reserved.

§ 3-903 Prohibition of acceptance of certain donations. a. Organizations affiliated with an elected official that spend or reasonably expect to spend at least 10% of their expenditures in the current or next calendar year on the production or dissemination of elected official communications shall not accept donations with a reasonable value in excess of \$400 in a single calendar year by any person who such organization knows or should know has business dealings with the city on the date of such donation. No violation shall issue and no

penalty shall be imposed where any excess donation under this subdivision is refunded within 20 days of receipt by such organization.

b. Organizations affiliated with an elected official that spend or reasonably expect to spend at least 10% of their expenditures in the current or next calendar year on the production or dissemination of elected official communications shall return any donations with a reasonable value in excess of \$400 in a single calendar year by any person who is not a person who such organization knows or should know has business dealings with the city on the date of such donation, but who is added to the doing business database within 180 days of receipt by the organization. No violation shall issue and no penalty shall be imposed where any excess donation under this subdivision is refunded within 200 days of receipt by such organization.

c. Organizations affiliated with an elected official that spend or reasonably expect to spend at least 10% of their expenditures in the current or next calendar year on the production or dissemination of elected official communications shall not accept donations by any entity or person other than a natural person, or from any person who fails to make the written submission required by subdivision d of this section.

d. Organizations affiliated with an elected official that spend or reasonably expect to spend at least 10% of their expenditures in the current or next calendar year on the production or dissemination of elected official communications shall require a written submission in a manner and form determined by the conflicts of interest board from every individual making a donation with a reasonable value in excess of \$400 in a single calendar year to determine whether such individual is a person with business dealings with the city.

e. Entities that have, as their sole purpose, advocating for New York city as the location for a national or international sporting event, a national political convention, or another event publicly determined by the conflicts of interest board to be similar to such an event are not subject to the requirements or limitations of this section.

§ 3-904 Advisory opinions, outreach and determination of control. a. The conflicts of interest board shall render advisory opinions with respect to all matters covered by this chapter. An advisory opinion shall be rendered on the request of a person holding office as mayor, comptroller, public advocate, borough president or member of the council, an agent of such officeholder, or any non-profit entity potentially subject to the provisions of this chapter, and shall apply only to the particular circumstances of such request. The request shall be in such form as the board may require and shall be signed by the person making the request, or, in the case of a request by a non-profit entity, by a responsible officer or other representative of such entity. The opinion of the board shall be based on such facts as are presented in the request or subsequently submitted in a written, signed document. Notwithstanding any inconsistent provision of law, opinions rendered by the board pursuant to this section shall be made publicly available.

b. Within thirty days of a person taking office for the first time as mayor, comptroller, public advocate, borough president or member of the council, the conflicts of interest board shall notify each such elected official in writing of the obligations of organizations affiliated with such elected official set forth in this chapter.

c. In addition to the advisory opinion process set forth in subdivision a, the conflicts of interest board shall promulgate rules establishing procedures whereby a non-profit entity may apply for a formal determination that an elected official or an agent of an elected official does not exercise control over such entity, consistent with the considerations included in the definition of "organization affiliated with an elected official" set forth in section 3-901, and may seek to rebut the presumption contained in such definition. To the extent practicable, the board shall make a determination within 60 days of receiving a complete application. The entity may appeal the board's determination in New York State supreme court pursuant to article 78 of the civil practice law and rules. Where the board has determined that the entity is not controlled by an elected official, such entity shall be exempt from the provisions of this chapter for so long as there is no material change in the circumstances set forth in the application for a formal determination made pursuant to this subdivision.

§ 3-905 Enforcement. Complaints alleging violations of this chapter, or of rules or directives promulgated by the conflicts of interest board pursuant to this chapter, shall be made, received, investigated and adjudicated in a manner consistent with the procedures relating to investigations and adjudications of allegations of conflicts of interest set forth in chapters 34 and 68 of the charter.

§ 3-906 Penalties. a. Reserved.

b. Any organization that violates subdivision a, b or c of section 3-903 shall be required to return any donations with a reasonable value in excess of the applicable donation limit, and shall be subject to a civil

penalty, which for the first offense shall be not more than \$5,000, for the second offense not more than \$15,000, and for the third and subsequent offenses not more than \$30,000. The conflicts of interest board may hold the person holding office as mayor, comptroller, public advocate or borough president with whom such organization is affiliated, if any, or their agent who violates any such subdivision, jointly and severally liable for any such penalties, if such person knew or reasonably should have known of the violation. The conflicts of interest board may recommend to the council that the person holding office as member of the council with whom such organization is affiliated, if any, or their agent who violates any such subdivision, be held jointly and severally liable for any such penalties, if such person knew or reasonably should have known of the violation.

c. Any organization that violates subdivision d of section 3-903 shall be subject to a civil penalty, which for the first offense shall be not more than \$1,000, and for the second and subsequent offenses not more than \$10,000.

§ 3-907 Rulemaking. The conflicts of interest board shall promulgate such rules as are necessary to ensure the implementation of this chapter.

§ 2. Section 3-902 of the administrative code of the city of New York is amended to read as follows:

§ 3-902 [Reserved] *Reporting and donor disclosure for organizations affiliated with elected officials.*

a. All organizations affiliated with an elected official shall report to the conflicts of interest board annually by August 1, in a manner determined by the conflicts of interest board by rule. Such report shall include:

1. the name of the organization;
2. the name or names of the elected official, or of any agent of such a person or appointee serving at the pleasure of such elected official, who is affiliated with the organization;
3. the names of the principal officers and board members of the organization;
4. whether the organization has tax-exempt status pursuant to the internal revenue code and, if so, the section of such code that grants such status;
5. the website address of the organization, if any;
6. the names of any people who such organization knows had business dealings with the city on the date of such donation, or who were added to the doing business database within 180 days after the receipt of such donation, who made a donation to the organization during the previous calendar year, if any, and the city and state of residence, dates of donation, and value of donation of any such people;
7. the names of any other individuals who, or any entity that, made a donation with a reasonable value of \$1,000 or more to the organization during the previous calendar year, if any, and the city and state of residence or state of incorporation as applicable, dates of donation, and value of donation of any such individuals or entities;
8. an accounting of the expenditures of the organization during the previous calendar year on the production or dissemination of elected official communications, in a manner and form determined by the conflicts of interest board;
9. for an organization affiliated with an elected official that did not spend or reasonably expect to spend at least 10% of their expenditures in the previous or current calendar year on elected official communications, a certification that they did not do so; and
10. any other information required to be included by the conflicts of interest board.

b. The conflicts of interest board shall maintain and regularly update a list on its website of all organizations that reported, and all donor information disclosed, to such board pursuant to this section, provided however that the conflicts of interest board may determine that disclosure of donors shall not be made public if, based upon a review of the relevant facts presented by the reporting entity, such disclosure may cause harm, threats, harassment, or reprisals to the donor, or to individuals or property affiliated with the donor. The reporting entity may appeal the board's determination in New York State supreme court pursuant to article 78 of the civil practice law and rules. The conflicts of interest board shall not post the names of donors that are the subject of such appeal pending a final judicial determination.

c. Donor written submissions received pursuant to section 3-903 shall be retained by the inquiring organization for at least three years from the date of receipt.

§ 3. Subdivision a of section 3-906 of the administrative code of the city of New York is amended to read as follows:

a. Any organization that violates any provision of section 3-902 shall be subject to a civil penalty of not more than \$10,000. The conflicts of interest board may hold the person holding office as mayor, comptroller, public advocate or borough president with whom such organization is affiliated, if any, or their agent who violates such subdivision, jointly and severally liable for any such penalties if such person knew or reasonably should have known of the violation. The conflicts of interest board may recommend to the council that the person holding office as member of the council with whom such organization is affiliated, if any, or their agent who violates such subdivision be held jointly and severally liable for any such penalties if such person knew or reasonably should have known of the violation. In addition to such civil penalties, for the second and subsequent offense any person who knowingly and willfully violates any provision of section 3-902 shall be guilty of a class A misdemeanor.

§ 4. Section 1 of this local law takes effect on January 1, 2018; and sections 2 and 3 of this local law take effect on January 1, 2019; provided that the conflicts of interest board shall promulgate rules prior to such dates as are necessary for the timely implementation of this local law.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1349-A

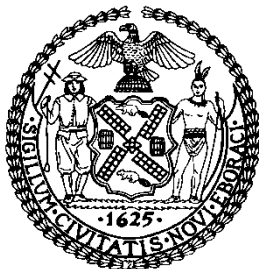
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the compatibility of campaign finance board disclosure software.

The Committee on Standards and Ethics, to which the annexed proposed amended local law was referred on November 16, 2016 (Minutes, page 3775), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1349-A:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1349 – A
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to the compatibility of campaign finance board disclosure software. **Sponsor:** By Council Members Garodnick, Menchaca, Richards and Vacca

SUMMARY OF LEGISLATION: Proposed Intro. 1349-A would require that whenever the Campaign Finance Board (CFB) disclosure software does not enable users to meet their disclosure requirements under the state law then the board shall prepare a complaint file for any requesting candidate that enables the candidate to meet such obligations in a timely manner, and, for every date upon which disclosure filings are due. Additionally, the bill would require the CFB to report to the council, mayor and users the cause for such disclosure software not enabling users to meet such obligations and the date upon which such disclosure software is expected to have such functionality.

EFFECTIVE DATE: This local law would take effect 120 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division,
Campaign Finance Board

ESTIMATE PREPARED BY: Kenneth Grace, Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1349 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1349 was subsequently amended, and the amended version, Proposed Intro. No. 1349-A will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1349-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1349-A:)

Int. No. 1349-A

By Council Members Garodnick, Menchaca, Richards, Vacca and Greenfield.

A Local Law to amend the administrative code of the city of New York, in relation to the compatibility of campaign finance board disclosure software

Be it enacted by the Council as follows:

Section 1. Paragraph (b) of subdivision 7 of section 3-708 of the administrative code of the city of New York, as amended by local law number 34 for the year 2007, is amended to read as follows:

(b) The board shall develop a program for informing candidates and the public as to the purpose and effect of the provisions of this chapter. The board shall prepare and make available educational materials, including compliance manuals and summaries and explanations of the purposes and provisions of this chapter. These materials shall be prepared in plain language. The board shall prepare and make available materials, including, to the extent feasible, computer software, to facilitate the task of compliance with the disclosure and record-keeping requirements of this chapter. When disclosure reports are generated by use of the board's disclosure software, the board shall provide an opportunity for candidates to test their electronic filings on any of the three business days prior to the deadline for the filing of such disclosure reports. Any disclosure software issued by the board on or after January 1, 2008 shall enable users to meet their electronic disclosure obligations under this chapter and under article 14 of the election law, [as amended by chapter 406 of the laws of 2005] *provided that if such disclosure software does not enable users to meet their electronic disclosure obligations under article 14 of the election law then the board shall, upon the request of any user, prepare and deliver to the user an individual electronic file that enables the user to meet such obligations in a timely manner, and, for every date upon which disclosure filings are due from candidates and such disclosure software does not have such functionality, report to the council, mayor and users the cause for such disclosure software not enabling users to meet such obligations and the date upon which such disclosure software is expected to have such functionality.*

§ 2. This local law takes effect 120 days after it becomes law.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1350-A

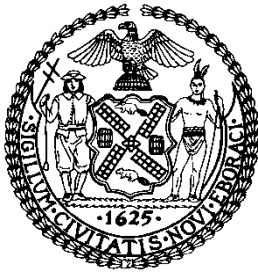
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the adjudication of campaign finance violations.

The Committee on Standards and Ethics, to which the annexed proposed amended local law was referred on November 16, 2016 (p. 3776), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1350-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1350 – A
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to the adjudication of campaign finance violations.

Sponsor: By Council Members Garodnick, Greenfield and Menchaca

SUMMARY OF LEGISLATION: Proposed Intro. 1350-A would require that candidates, at their own discretion, have the right to select a hearing before a tribunal of the Office of Administrative Trials and Hearings for alleged violations and proposed penalties. The bill would also establish timeframes for the calendaring of all adjudications.

EFFECTIVE DATE: This local law takes effect on January 1, 2018

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: According to the Administration, OATH would need additional staff to comply with the requirements of Int. 1350 – A. However, the City Council Finance estimates that OATH can use existing resources to implement the law.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Campaign Finance Board
Office of Administrative Trials & Hearings

ESTIMATE PREPARED BY: Kenneth Grace Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director,
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1350 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1350 was subsequently amended, and the amended version, Proposed Intro. No. 1350-A will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1350-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1350-A:)

Int. No. 1350-A

By Council Members Garodnick, Greenfield and Menchaca.

A Local Law to amend the administrative code of the city of New York, in relation to the adjudication of campaign finance violations

Be it enacted by the Council as follows:

Section 1. Paragraph (a) of subdivision (ii) of section 3-710.5 of the administrative code of the city of New York, as amended by a local law for the year 2016 amending the administrative code of the city of New York relating to executive sessions of the campaign finance board, as proposed in introduction number 1364-A, is amended to read as follows:

(a) The board shall give written notice and the opportunity to appear before the board to any participating, limited participating or non-participating candidate, his or her principal committee, authorized committee, committee treasurer or any other agent of such candidate, if the board has reason to believe that such has committed a violation or infraction before assessing any penalty for such action. Any such written notice of alleged violations shall be issued in a timely manner pursuant to all of the requirements of subdivision one of section 3-710 and shall precede the issuance of the final audit required pursuant to subdivision one of section 3-710. In the case of a written notice issued prior to the date of a covered election, or after the date of a covered election in the case of a notice regarding an alleged failure to respond to a request for audit documentation, such notice may be issued prior to the issuance of a draft audit. Alleged violations and proposed penalties shall be subject to resolution by adjudication before the board consistent with the procedures of section 1046 of the charter, unless such procedures are waived by the candidate or principal

committee; provided, however, that in the case of adjudications conducted prior to the date of a covered election, the board shall use the procedures of section 1046 of the charter only to the extent practicable, given the expedited nature of such pre-election adjudications; *and further provided that alleged violations and proposed penalties may be subject, at the discretion of the candidate or principal committee prior to the commencement of an adjudication proceeding before the board, to a proceeding before a tribunal of the office of administrative trials and hearings. Within 90 days of a candidate or principal committee's response to a notice of alleged violations and selection of adjudication process, the board shall accordingly calendar an adjudication proceeding before the board or serve a petition upon the candidate or principal committee for a proceeding before a tribunal of the office of administrative trials and hearings.* No candidate, representative of a candidate or campaign finance board staff other than a professional counsel hired or retained for such purpose and not otherwise supervised by campaign finance board staff shall be present during an executive session of the board at which an adjudication before the board is discussed. The board shall issue a final determination within thirty days of the conclusion of [the] *an* adjudication proceeding *or, following a proceeding before a tribunal of the office of administrative trials and hearings and the receipt of findings and recommendations regarding such proceeding, each party shall have 20 days to submit written comments to the board and within 30 days of the conclusion of the written comments period the board shall issue a final determination.*

§ 2. This local law takes effect on January 1, 2018.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1351-A

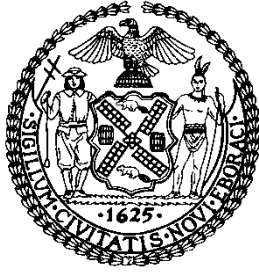
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the deposits of campaign contributions.

The Committee on Standards and Ethics, to which the annexed proposed amended local law was referred on November 16, 2016 (Minutes, page 3777), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1351-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1351 – A
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to the deposits of campaign contributions.

Sponsor: By Council Members Greenfield and Menchaca

SUMMARY OF LEGISLATION: Proposed Intro. 1351-A would require that all contributions be deposited within twenty business days of receipt, except that cash contributions would be required to be deposited within ten business days of receipt.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division,
Campaign Finance Board

ESTIMATE PREPARED BY: Kenneth Grace, Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1351 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1351 was subsequently amended, and the amended version, Proposed Intro. No. 1351-A will be considered by the Committee on Standards & Ethics on December

14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1351-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1351-A:)

Int. No. 1351-A

By Council Members Greenfield and Menchaca.

A Local Law to amend the administrative code of the city of New York, in relation to the deposits of campaign contributions

Be it enacted by the Council as follows:

Section 1. Subdivision 10 of section 3-703 of the administrative code of the city of New York, as amended by local law number 58, 59, and 60 for the year 2004, is amended to read as follows:

10. All receipts accepted by a participating or limited participating candidate and his or her principal committee shall be deposited in an account of the principal committee. All receipts accepted by a non-participating candidate and his or her authorized committees shall be deposited in an account of the authorized committees. The treasurer of the principal committee or authorized committee shall be responsible for making such deposits. All deposits shall be made within [ten] twenty business days of receipt; provided, however, that deposits of contributions made in the form of [checks received by a participating, or limited participating or non-participating candidate and his or her committees for the office of city council more than one year before the first covered election for which such candidate is seeking nomination or election may be made within twenty business days of receipt] *cash shall be made within ten business days of receipt*. Each disclosure report filed pursuant to subdivision six of this section shall include the date of receipt of each contribution accepted.

§ 2. This local law takes effect immediately.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1352

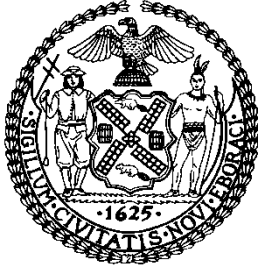
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to inquiring if a person or entity is doing business with the city.

The Committee on Standards and Ethics, to which the annexed proposed local law was referred on November 16, 2016 (Minutes, page 3777), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1352:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1352
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to inquiring if a person or entity is doing business with the City.

Sponsor: By Council Members Greenfield and Menchaca

SUMMARY OF LEGISLATION: Proposed Intro. 1352 would require that a notice regarding the contribution limits for persons doing business with the City be provided to contributors.

EFFECTIVE DATE: This local law would take effect 120 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division,
Campaign Finance Board

ESTIMATE PREPARED BY: Kenneth Grace, Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1352 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1352 will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1352 will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1352:)

Int. No. 1352

By Council Members Greenfield and Menchaca.

A Local Law to amend the administrative code of the city of New York, in relation to inquiring if a person or entity is doing business with the city

Be it enacted by the Council as follows:

Section 1. Paragraph a of subdivision 1-b of section 3-703 of the administrative code of the city of New York is amended to read as follows:

a. Each participating candidate and his or her principal committee shall [inquire of] *provide to* every individual or entity making[,] a contribution, loan, guarantee or other security for such loan in excess of the amounts set forth in subdivision 1-a of section 3-703[, through a question, in a form prescribed by the campaign finance board, as to whether such individual, corporation, partnership, political committee, employee organization or other entity has business dealings with the city, as that term is defined in this chapter, and, if so, the name of the agency or entity with which such business dealings are or were carried on and the appropriate type or category of such business dealings. Such form shall contain in prominent typeface and in a prominent location] *a notice containing* the statement "If a contributor has business dealings with the City as defined in the campaign finance act, such contributor may contribute only up to two hundred fifty dollars for city council, three hundred twenty dollars for borough president and four hundred dollars for mayor, comptroller or public advocate." [Upon receipt of the response to such inquiry (including any failure to respond), the] *The* principal committee shall [keep a copy in its records and shall] report each contribution to the board on the next applicable filing deadline in accordance with the board's disclosure schedule. The board shall check each contribution against the doing business database and shall notify the principal committee within twenty days of the reporting of such contribution if a contribution exceeding the doing business contribution limitation set forth in subdivision 1-a of section 3-703 is subject to such limitations of this subchapter or if a contribution is not matchable pursuant to such subdivision. Notwithstanding any provision in

this subdivision, in the six weeks preceding the covered election the board shall provide such notification to the principal or authorized committee within three business days of the reporting of such contribution to the board in accordance with applicable reporting deadlines. If the board fails to notify the principal committee that a contribution is in excess of the limitations set forth in subdivision 1-a of section 3-703 of this chapter in accordance with this subdivision, any such contribution shall be deemed valid for purposes of such limitation, provided, however, that no such contribution shall be matchable. Such principal committee shall have twenty days from the date of any such notification to return the amount of any contribution in excess of the limitations set forth in subdivision 1-a of section 3-703 to the contributor. No violation shall issue and no penalty shall be imposed where such excess amount is postmarked or delivered within twenty days of such notification by the board and the board shall not designate a candidate as having accepted a contribution in excess of such limitations where such excess has been returned in accordance with the time limitations set forth herein. Failure to return such excess amount in accordance with the provisions herein shall not result in the board withholding public funds for which the participating candidate's principal committee is otherwise eligible pursuant to section 3-705 of this chapter; provided, however, that the board may deduct an amount equal to the total unreturned contributions in excess of the limitations set forth in subdivision 1-a of section 3-703 of this chapter from such payment of public funds. For purposes of this section, "individual" shall include any chief executive officer, chief financial officer, and/or chief operating officer of an entity or persons serving in an equivalent capacity, any person in a senior managerial capacity regarding an entity, or any person with an interest in an entity, which exceeds ten percent of the entity. For purposes of this subdivision, the phrase "senior managerial capacity" shall mean a high level supervisory capacity, either by virtue of title or duties, in which substantial discretion and oversight is exercised over the solicitation, letting or administration of business transactions with the city, including contracts, franchises, concessions, grants, economic development agreements, and applications for land use approvals. [Notwithstanding any other provision of this section, no participating candidate shall be liable for any fine or penalty for the failure of any contributor to respond to any such request or for any erroneous response.]

§ 2. This local law takes effect 120 days after it becomes law.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1353-A

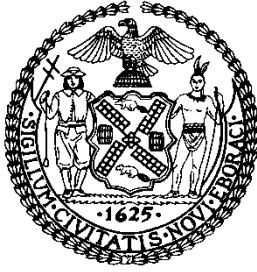
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the return of a contribution to protect a reputational interest.

The Committee on Standards and Ethics, to which the annexed proposed amended local law was referred on November 16, 2016, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1353-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1353 – A
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to the return of a contribution to protect a reputational interest.

Sponsor: By Council Members Greenfield, Menchaca and Richards.

SUMMARY OF LEGISLATION: Proposed Intro. 1353-A would require that candidates be permitted to return certain campaign contributions to protect a reputational interest and that if matching funds were received for such contribution such matching funds are to be returned to the board.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division,
Campaign Finance Board

ESTIMATE PREPARED BY: Kenneth Grace, Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1353 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1353 was subsequently amended, and the amended

version, Proposed Intro. No. 1353-A will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1353-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1353-A:)

Int. No. 1353-A

By Council Members Greenfield, Menchaca and Richards.

A Local Law to amend the administrative code of the city of New York, in relation to the return of a contribution to protect a reputational interest

Be it enacted by the Council as follows:

Section 1. Section 3-703 of the administrative code of the city of New York is amended by adding a new subdivision 17 to read as follows:

17. Notwithstanding any other law or rule, at any time before or after receiving public funds, participating candidates may return a contribution because of the particular source or intermediary involved, provided that if matching funds were received for such contribution then such matching funds shall be returned to the board.

§ 2. This local law takes effect immediately.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1354-A

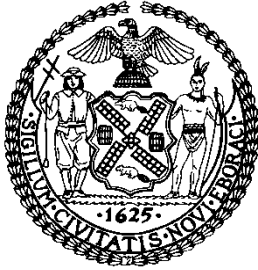
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the timing of statement reviews.

The Committee on Standards and Ethics, to which the annexed proposed amended local law was referred on November 16, 2016 (Minutes, page 3779), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1354-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1354 – A
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to the timing of statement reviews.

Sponsor: By Council Members Greenfield, Menchaca and Rosenthal.

SUMMARY OF LEGISLATION: Proposed Intro. 1354-A would establish a timeline for statement reviews to be returned to candidates prior to the next disclosure filing deadline, as well as a timeline for candidate responses. In addition, the bill would require that a matchable contribution not be invalidated in subsequent statement reviews unless the Campaign Finance Board learns of new information relevant to the eligibility of that contribution.

EFFECTIVE DATE: This local law would take effect immediately after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division,
Campaign Finance Board

ESTIMATE PREPARED BY: Kenneth Grace, Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1354 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1354 was subsequently amended, and the amended version, Proposed Intro. No. 1354-A will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1354-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1354-A:)

Int. No. 1354-A

By Council Members Greenfield, Menchaca and Rosenthal.

A Local Law to amend the administrative code of the city of New York, in relation to the timing of statement reviews

Be it enacted by the Council as follows:

Section 1. Paragraph (b) of subdivision (12) of section 3-703 of the administrative code of the city of New York is amended to read as follows:

(b) The board shall review each disclosure report timely submitted by a candidate prior to the last date upon which such candidate may file a certification pursuant to paragraph (c) of subdivision one of this section, or subdivision one of section 3-718, and issue to the candidate a review [before the next disclosure report is due.] *within 30 days of the date upon which such disclosure report was due, provided a candidate may agree to an extension of time for such review by the board. Any response from the candidate to such review shall be due no earlier than when the next disclosure report is due.* Such review shall inform the candidate of relevant questions the board has concerning the candidate's: (i) compliance with requirements of this chapter and of the rules issued by the board; and (ii) qualification for receiving public funds pursuant to this chapter. In the course of this review, the board shall give candidates an opportunity to respond to and correct potential violations, before the deadline for filing a certification pursuant to paragraph (c) of subdivision one of this section, or subdivision one of section 3-718, and give candidates an opportunity to address questions the board has concerning their matchable contribution claims or other issues concerning eligibility for receiving public funds pursuant to this chapter; provided, however, this paragraph shall not apply to the last required disclosure report before the deadline for filing a certification pursuant to paragraph (c) of subdivision one of this section or subdivision one of section 3-718. Nothing in this paragraph shall preclude the board from subsequently reviewing such disclosure reports and taking any action otherwise authorized under this chapter, *provided that the board shall not invalidate a matchable contribution claim in a subsequent review unless the board learns of new information that is relevant to the eligibility for matching of such contribution claim and that was not available to the board at the time of the initial review.*

§ 2. This local law takes effect immediately after it becomes law.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1355-A

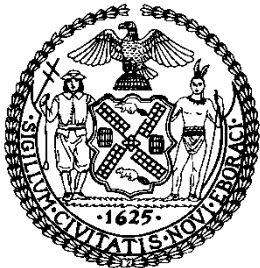
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to required documentation for contributions.

The Committee on Standards and Ethics, to which the annexed proposed amended local law was referred on November 16, 2016 (Minutes, p. 3777), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1355-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1355 – A
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to required documentation for contributions.

Sponsor: By Council Member Greenfield

SUMMARY OF LEGISLATION: Proposed Intro. 1355-A would require that records be maintained by candidates, their principal or authorized committees for contributions submitted in support of a claim for matching funds. In addition, the bill would permit candidates or authorized committees to complete a contribution card after a contribution has been made, provided that such card is dated, and signed or electronically affirmed to by the contributor after the card was completed. Also, alterations by a candidate, his or her principal or authorized committee to a signed card would be prohibited.

EFFECTIVE DATE: This local law would take effect immediately after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018**FISCAL IMPACT STATEMENT:**

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Campaign Finance Board

ESTIMATE PREPARED BY: Kenneth Grace, Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1355 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1355 was subsequently amended, and the amended version, Proposed Intro. No. 1355-A will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1355-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1355-A:)

Int. No. 1355-A

By Council Member Greenfield.

A Local Law to amend the administrative code of the city of New York, in relation to required documentation for contributions

Be it enacted by the Council as follows:

Section 1. Paragraph (d) of subdivision 1 of section 3-703 of the administrative code of the city of New York, as amended by local law number 34 for the year 2007, is amended to read as follows:

(d) obtain and furnish to the campaign finance board, and his or her principal committee or authorized committees must obtain and furnish to the board, any information it may request relating to his or her campaign expenditures or contributions and furnish such documentation and other proof of compliance with this chapter as may be requested by such board, provided, however, that the board shall accept such required documentation through an electronically scanned transmission. *For contributions submitted in support of a claim for matching funds, the following records shall be maintained by a candidate and his or her principal or authorized committee:*

(i) for a contribution by cash, a contribution card containing the contributor's name and residential address and the amount of the contribution;

(ii) for a contribution by money order, a copy of the money order, provided that a contribution card containing the contributor's name and residential address shall be required if such information is not printed upon such money order by the issuing institution;

(iii) for a contribution by check, a copy of the check, made out to the principal or authorized committee, provided that a contribution card from the contributor demonstrating an intent to contribute shall be required if such check is signed by a person other than the contributor;

(iv) for a contribution by credit card, text message contribution or other contribution from a payment account, a record from the merchant, processor or vendor containing the contributor's name, residential address, the amount of the contribution and an indicator showing that the contribution was charged to the contributor's account and processed. For a contribution by text message, the contributor's phone number must also be included, as well as the name, residential address and phone number of the registered user of the specific mobile device used to initiate the contribution, to the extent such information may be reasonably obtained under law;

(v) A contribution card shall not be required, except where specified, for contributions pursuant to subparagraphs (ii), (iii), and (iv) of this paragraph. Where a contribution card is required, such card may be completed by the candidate or his or her principal or authorized committee after the contribution has been made, provided that such card is dated, and signed or electronically affirmed by the contributor after such card has been completed by the candidate or his or her principal or authorized committee. Neither the candidate nor his or her principal or authorized committee shall alter or change a signed or affirmed contribution card;

§ 2. This local law takes effect immediately.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1356

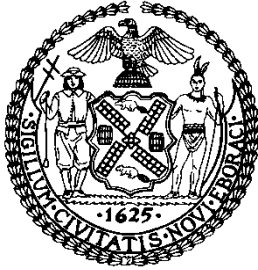
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the transfer of non-public campaign funds,

The Committee on Standards and Ethics, to which the annexed proposed local law was referred on November 16, 2016 (Minutes, page 3780), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1356:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1356
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to the transfer of non-public campaign funds.

Sponsor: By Council Member Lancman, Menchaca

SUMMARY OF LEGISLATION: Proposed Intro. 1356 would require that a uniform standard be applied to the transfer of funds between a candidate’s City campaign accounts if the accounts are filing timely disclosure statements.

EFFECTIVE DATE: This local law would take effect immediately after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Campaign Finance Board

ESTIMATE PREPARED BY: Kenneth Grace, Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1356 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1356 will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1356 will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

Accordingly, this Committee recommends its adoption.

(The following is the text of Int No. 1356:)

Int. No. 1356

By Council Members Lancman and Menchaca.

A Local Law to amend the administrative code of the city of New York, in relation to the transfer of non-public campaign funds

Be it enacted by the Council as follows:

Section 1. Paragraph (a) of subdivision 14 of section 3-703 of the administrative code of the city of New York is amended to read as follows:

(a) Transfers that a principal committee receives from a political committee (other than [another principal committee] *an authorized committee filing contemporaneous disclosure statements with the board in a timely manner*) at any time during an election cycle shall:

(i) be attributed to previous contributions in accordance with the duly promulgated rules of the campaign finance board applicable to such transfer or use;

(ii) exclude an amount equal to the total of:

(A) such previous contributions, or portions thereof, that violate the limitations, restrictions, or prohibitions of the charter and this chapter applicable in the covered election for which the principal committee is designated; and

(B) such previous contributions, or portions thereof, for which the principal committee has not obtained and submitted to the board, prior to receipt of the transfer, evidence of the contributor's intent to designate the contribution for such covered election, and any other record, as determined by the rules of the board; and

§ 2. This local law takes effect immediately after it becomes law.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1358

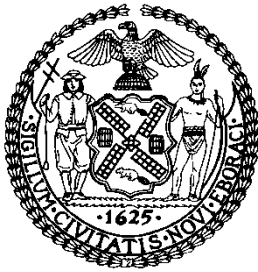
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to expenditures of non-public funds to assist public officers in the performance of their duties.

The Committee on Standards and Ethics, to which the annexed proposed local law was referred on November 16, 2016 (Minutes, page 3781), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1358:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1358
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code of the City of New York, in relation to expenditures of non-public funds to assist public officers in the performance of their duties.

Sponsor: By Council Members Lander and Menchaca.

SUMMARY OF LEGISLATION: Proposed Intro. 1358 would require that expenditures of non-public funds to assist public officers in the performance of their duties be presumptively permissible.

EFFECTIVE DATE: This local law would take effect 120 days after becoming law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the

enactment of this legislation.

IMPACT ON EXPENDITURES: Because the Campaign Finance Board would use existing resource to implement this legislation, it is estimated that the enactment of this legislation would have no impact on expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Kenneth Grace Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director,
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1358 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1358 will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1358 will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 13, 2016

Accordingly, this Committee recommends its adoption.

(The following is the text of Int No. 1358:)

Int. No. 1358

By Council Members Lander and Menchaca.

A Local Law to amend the administrative code of the city of New York, in relation to expenditures of non-public funds to assist public officers in the performance of their duties

Be it enacted by the Council as follows:

Section 1. Paragraph a of subdivision 21 of section 3-702 of the administrative code of the city of New York is amended to add a new subparagraph 12, to read as follows:

12. Expenditures to facilitate, support, or otherwise assist in the execution or performance of the duties of public office.

§ 2. Subparagraphs 10 and 11 of paragraph a of subdivision 21 of section 3-702 of the administrative code of the city of New York are amended to read as follows:

10. Costs incurred in demonstrating eligibility for the ballot or public funds payments or defending against a claim that public funds must be repaid; [and]

11. Food and beverages provided to campaign workers and volunteers[.]; *and*

§ 3. Subdivision 2 of section 3-704 of the administrative code of the city of New York is amended to add a new paragraph (l), to read as follows:

(l) expenditures to facilitate, support, or otherwise assist in the execution or performance of the duties of public office.

§ 4. Paragraphs (j) and (k) of subdivision 2 of section 3-704 of the administrative code of the city of New York are amended to read as follows:

(j) payment of any penalty or fine imposed pursuant to federal, state or local law; [or]

(k) payments made through advances, except in the case of individual purchases in excess of two hundred

fifty dollars[.]; *or*

§ 5. This local law takes effect 120 days after it becomes law.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1361

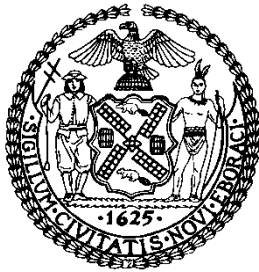
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the viewing of dates from the doing business database.

The Committee on Standards and Ethics, to which the annexed proposed local law was referred on November 16, 2016 (Minutes, page 3783) respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1361:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1361
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to the viewing dates from the doing business database.

Sponsor: By Council Member Salamanca and Menchaca

SUMMARY OF LEGISLATION: Proposed Intro. 1361 would require that the doing business database display the date a person is considered doing business with the City. In addition, it would require that a searchable list of persons removed from such computerized database within the preceding five years, including the date the persons were considered doing business with the city and the date of removal from such computerized database, be posted on the City website.

EFFECTIVE DATE: This local law would take effect 120 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018**FISCAL IMPACT STATEMENT:**

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Campaign Finance Board

ESTIMATE PREPARED BY: Kenneth Grace Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1361 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. No. 1361 will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1361 will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

Accordingly, this Committee recommends its adoption.

(The following is the text of Int No. 1361:)

Int. No. 1361

By Council Members Salamanca, Menchaca, Vacca and Greenfield.

A Local Law to amend the administrative code of the city of New York, in relation to the viewing of dates from the doing business database

Be it enacted by the Council as follows:

Section 1. Subdivision 20 of section 3-702 of the administrative code of the city of New York is amended to read as follows:

20. The term "doing business database" means a computerized database accessible to the board that

contains the names of persons who have business dealings with the city; provided, however, that for purposes of this chapter the doing business database shall not be required to contain the names of any person whose business dealings with the city are solely of a type for which the board has not certified that such database includes the names of those persons engaged in such type of business dealings with the city. Such database shall be developed, maintained and updated by the office of the mayor in a manner so as to ensure its reasonable accuracy and completeness; provided, however, that in no event shall such database be updated less frequently than once a month. Such computerized database shall contain a function to enable members of the public to determine if a given person is in the database because such person has business dealings with the city *and the date a person is considered doing business with the city pursuant to paragraph d of subdivision 18 of this section. A searchable list of persons removed from such computerized database, pursuant to paragraph c of subdivision 18 of this section, within the preceding five years, including the date the persons were considered doing business with the city and the date of removal from such computerized database, shall also be made available on the city's website.* For purposes of this definition, the term "person" shall include an entity that has business dealings with the city, any chief executive officer, chief financial officer and/or chief operating officer of such entity or persons serving in an equivalent capacity, any person employed in a senior managerial capacity regarding such entity, or any person with an interest in such entity which exceeds ten percent of the entity, provided, however, that "entity" for purposes of this definition shall not include a neighborhood, community or similar association consisting of local residents or homeowners organized on a non-profit basis where such association is the applicant pursuant to subsection (3) of subdivision (a) of section 197-c of the charter or pursuant to section 201 of the charter or is a parent company or an affiliated company of an entity. For purposes of this subdivision, the phrase "senior managerial capacity" shall mean a high level supervisory capacity, either by virtue of title or duties, in which substantial discretion and oversight is exercised over the solicitation, letting or administration of business transactions with the city, including contracts, franchises, concessions, grants, economic development agreements and applications for land use approvals.

§ 2. This local law takes effect 120 days after it becomes law.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1362-A

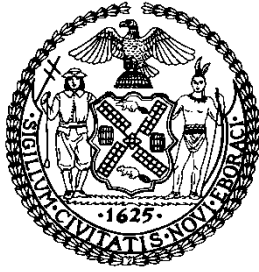
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to contributions in a special election.

The Committee on Standards and Ethics, to which the annexed proposed amended local law was referred on November 16, 2016 (Minutes, page 3784), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1362-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1362 – A
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code of the City of New York, in relation to contributions in a special election.

Sponsor: By Council Members Salamanca and Menchaca.

SUMMARY OF LEGISLATION: Proposed Intro. 1362-A would require that contributions in a special election be counted, for the threshold for eligibility and for matching, the same as contributions in a primary or general election.

EFFECTIVE DATE: This local law would take effect immediately after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018

FISCAL IMPACT STATEMENT:

	Effective FY18	FY Succeeding Effective FY19	Full Fiscal Impact FY19
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be little to no impact on expenditures resulting from the enactment of this legislation. Moreover, any additional spending of matching funds would occur if there is a special election. As such, it is difficult to quantify what that additional costs would be, if any.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Kenneth Grace, Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1362 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on

November 21, 2016 and the legislation was laid over. Intro. 1362 was subsequently amended, and the amended version, Proposed Intro. No. 1362-A will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1362-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 13, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1362-A:)

Int. No. 1362-A

By Council Members Salamanca, Menchaca and Greenfield.

A Local Law to amend the administrative code of the city of New York, in relation to contributions in a special election

Be it enacted by the Council as follows:

Section 1. Paragraph (a) of subdivision 2 of section 3-705 of the administrative code of the city of New York is amended to read as follows:

(a) If the threshold for eligibility is met, the participating candidate's principal committee shall receive payment for qualified campaign expenditures of six dollars for each one dollar of matchable contributions, up to one thousand fifty dollars in public funds per contributor [(or up to five hundred twenty-two dollars in public funds per contributor in the case of a special election)], obtained and reported to the campaign finance board in accordance with the provisions of this chapter.

§ 2. This local law takes effect immediately.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1363-A

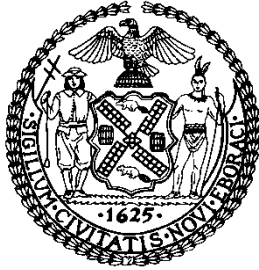
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the deadline for rescinding the written certification of participation in the matching funds program.

The Committee on Standards and Ethics, to which the annexed proposed amended local law was referred on November 16, 2016 (Minutes, page 3785), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1363-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1363 – A
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to the deadline for rescinding the written certification of participation in the matching funds program.

Sponsor: By Council Member Salamanca, Greenfield and Menchaca

SUMMARY OF LEGISLATION: Proposed Intro. 1363-A would require that candidates be permitted to rescind their written certification of participation in the matching funds program until the ninth Monday preceding a primary election or the fourteenth day after the proclamation of a special election, provided they have not already received public funds.

EFFECTIVE DATE: This local law would take effect immediately after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division,
Campaign Finance Board

ESTIMATE PREPARED BY: Kenneth Grace, Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1363 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1363 was subsequently amended, and the amended version, Proposed Intro. No. 1363-A will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1363-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1363-A:)

Int. No. 1363-A

By Council Members Salamanca, Greenfield and Menchaca.

A Local Law to amend the administrative code of the city of New York, in relation to the deadline for rescinding the written certification of participation in the matching funds program.

Be it enacted by the Council as follows:

Section 1. Subparagraphs (i) and (ii) of paragraph (c) of subdivision 1 of section 3-703 of the administrative code of the city of New York, subparagraph (i) as amended by local law number 67 for the year 2007, subparagraph (ii) as amended by local law number 12 for the year 2003, are amended to read as follows:

(i) the tenth day of June in the year of the covered election, or such other later date as the board shall provide, provided, however, that any candidate who files such written certification prior to such date shall be permitted to rescind such certification in writing on or before [such date] *the ninth Monday preceding the primary election or prior to the receipt of public funds, whichever occurs first;*

(ii) the thirtieth day after a special election is held to fill a vacancy for the office sought by the candidate; whichever is later. The deadline for filing such certification for a special election to fill a vacancy shall be on the [seventh] *fourteenth* day after the proclamation of such special election. A certification may be filed on or before the seventh day after the occurrence of an extraordinary circumstance in an election, as declared by the campaign finance board, following the receipt and review of a petition submitted by a candidate in such election. For purposes of this paragraph, an “extraordinary circumstance” shall include the death of a candidate in the election, the resignation or removal of the person holding the office sought, and the submission to the board of a written declaration by an officeholder that terminates his or her campaign for reelection;

§ 2. This local law takes effect immediately.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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 for Int. No. 1364-A

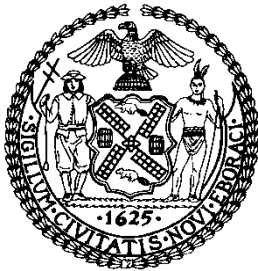
Report of the Committee on Standards and Ethics in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to executive sessions of the campaign finance board.

The Committee on Standards and Ethics, to which the annexed proposed amended local law was referred on November 16, 2016 (Minutes, p. 3785), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Standards and Ethics for Int No. 1345 -A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int No. 1364-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO.: 1364 – A
COMMITTEE: Standards & Ethics**

TITLE: A Local Law to amend the administrative code in the City of New York, in relation to executive sessions of the campaign finance board.

Sponsor: By Council Member Van Bramer and Menchaca

SUMMARY OF LEGISLATION: Proposed Intro. 1364-A would require that no candidate, representative of a candidate or Campaign Finance Board staff, with the exception of a counsel hired or retained for such purpose and not supervised by Campaign Finance Board staff, be present during an executive session of the Board when an adjudication is being discussed.

EFFECTIVE DATE: This local law would take effect immediately after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Campaign Finance Board

ESTIMATE PREPARED BY: Kenneth Grace, Financial Analyst

ESTIMATE REVIEWED BY: Regina Ryan, Deputy Director
Chima Obichere, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced as Intro. No. 1364 by the Council on November 16, 2016 and referred to the Committee on Standards & Ethics. A hearing was held by the Committee on November 21, 2016 and the legislation was laid over. Intro. 1364 was subsequently amended, and the amended version, Proposed Intro. No. 1364-A will be considered by the Committee on Standards & Ethics on December 14, 2016. Upon a successful vote by the Committee, Proposed Intro. 1364-A will be submitted to the full Council for a vote on December 15, 2016.

DATE PREPARED: December 12, 2016

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int No. 1364-A:)

Int. No. 1364-A

By Council Members Van Bramer and Menchaca.

A Local Law to amend the administrative code of the city of New York, in relation to executive sessions of the campaign finance board.

Be it enacted by the Council as follows:

Section 1. Paragraph (a) of subdivision (ii) of section 3-710.5 of the administrative code of the city of New York is amended to read as follows:

(a) The board shall give written notice and the opportunity to appear before the board to any participating, limited participating or non-participating candidate, his or her principal committee, authorized committee, committee treasurer or any other agent of such candidate, if the board has reason to believe that such has committed a violation or infraction before assessing any penalty for such action. Any such written notice of alleged violations shall be issued in a timely manner pursuant to all of the requirements of subdivision one of section 3-710 and shall precede the issuance of the final audit required pursuant to subdivision one of section 3-710. In the case of a written notice issued prior to the date of a covered election, or after the date of a covered election in the case of a notice regarding an alleged failure to respond to a request for audit documentation, such notice may be issued prior to the issuance of a draft audit. Alleged violations and

proposed penalties shall be subject to resolution by adjudication before the board consistent with the procedures of section 1046 of the charter, unless such procedures are waived by the candidate or principal committee; provided, however, that in the case of adjudications conducted prior to the date of a covered election, the board shall use the procedures of section 1046 of the charter only to the extent practicable, given the expedited nature of such pre-election adjudications. *No candidate, representative of a candidate or campaign finance board staff other than a professional counsel hired or retained for such purpose and not otherwise supervised by campaign finance board staff shall be present during a meeting or portion of a meeting of the board from which the public is excluded and at which an adjudication before the board is discussed.* The board shall issue a final determination within thirty days of the conclusion of the adjudication proceeding.

§ 2. This local law takes effect immediately.

ALAN A. MAISEL, Chairperson: JULISSA FERRERAS-COPELAND, BRADFORD S. LANDER, CARLOS MENCHACA, STEVEN MATTEO. Committee on Standards and Ethics, December 14, 2016.

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

Report for L.U. No. 506 & Res No. 1342

Report of the Committee on Land Use in favor of approving Application No. N 160308 ZRM submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, relating to Article VIII, Chapter 9 (Special Hudson River Park District) to establish the Special Hudson River Park District within Borough of Manhattan, Community Board 2, Council District 3.

The Committee on Land Use, to which the annexed Land Use item was referred on October 27, 2016 (Minutes, page 3597) and which was previously brought before the Council on December 6, 2016 (Minutes, page 4007), respectfully

REPORTS:

SUBJECT

MANHATTAN - CB 2

N 160308 ZRM

City Planning Commission decision approving an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, relating to Article VIII, Chapter 9 (Special Hudson River Park District) to establish the Special Hudson River Park District.

INTENT

The zoning text amendment, along with the other related actions, would facilitate the redevelopment of 550 Washington Street with a mix of uses over five buildings and open areas, including a designated public

access area, in Manhattan Community District 2. The development would include 1,711,000 total square feet with 1,289,000 square feet of residential floor area, of which 328,700 square feet would be permanently affordable; 200,000 square feet of retail and event space; and 222,000 square feet of office or hotel use; three separate accessory parking facilities below grade with a total of 772 spaces; and additionally, would enable a transfer of floor area to support the repair and rehabilitation of Pier 40 in the Hudson River Park.

PUBLIC HEARING

DATE: November 1, 2016

Witnesses in Favor: Twenty-Eight

Witnesses Against: Eleven

SUBCOMMITTEE RECOMMENDATION

DATE: December 5, 2016

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

In Favor:

Richards, Gentile, Garodnick, Wills, Reynoso, Torres.

Against:

Williams

Abstain:

None

COMMITTEE ACTION

DATE: December 5, 2016

The Committee recommends that the Council approve the attached resolution.

In Favor:

Koo, Gentile, Palma, Garodnick, Mealy, Mendez, Rodriguez, Levin, Rose, Wills, Kallos, Reynoso, Torres, Treyger.

Against:

Williams

Abstain:

Barron

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSION

The Committee's proposed modifications were filed with the City Planning Commission on December 5, 2016. The City Planning Commission filed a letter dated December 12, 2016, with the Council on December

15, 2016, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

In connection herewith, Council Member Greenfield and Richards offered the following resolution:

Res No. 1342

Resolution approving with modifications the decision of the City Planning Commission on Application No. N 160308 ZRM, for an amendment of the Zoning Resolution of the City of New York, relating to Article VIII, Chapter 9 (Special Hudson River Park District) to establish the Special Hudson River Park District within Community District 2, Borough of Manhattan (L.U. No. 506).

By Council Members Greenfield and Richards.

WHEREAS, the City Planning Commission filed with the Council on October 17, 2016 its decision dated October 17, 2016 (the "Decision"), pursuant to Section 201 of the New York City Charter, regarding an application submitted by the New York City Department of City Planning, for an amendment of the text of the Zoning Resolution of the City of New York, relating to Article VIII, Chapter 9 (Special Hudson River Park District) to establish the Special Hudson River Park District within Community District 2. The amendment in conjunction with the other related actions would facilitate the redevelopment of 550 Washington Street with a mix of uses over five buildings and open areas, including a designated public access area, in Manhattan Community District 2. The development would include 1,711,000 total square feet with 1,289,000 square feet of residential floor area, of which 328,700 square feet would be permanently affordable; 200,000 square feet of retail and event space; and 222,000 square feet of office or hotel use; three separate accessory parking facilities below grade with a total of 772 spaces; and additionally, would enable a transfer of floor area to support the repair and rehabilitation of Pier 40 in the Hudson River Park, (Application No. N 160308 ZRM), Community District 2, Borough of Manhattan (the "Application");

WHEREAS, the Application is related to applications C 160309 ZMM (L.U. No. 507), an amendment of the Zoning Map, Section No. 12a: changing from an M1-5 District to a C6-4 District property bounded by Clarkson Street, Washington Street, West Houston Street, and West Street; changing from an M2-4 District to a C6-3 District property bounded by West Houston Street, Washington Street, a line 596 feet northerly of Spring Street, and West Street; changing from an M2-4 District to an M1-5 District property bounded by a line 596 feet northerly of Spring Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and establishing a Special Hudson River Park District (HRP) bounded by: (a) Clarkson Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and (b) a line 57 feet northerly of the westerly prolongation of the northerly street line of Leroy Street, the U.S. Pierhead Line, a line 1118 feet southerly of the westerly prolongation of the northerly street line of Leroy Street, and the U.S. Bulkhead Line; C 160310 ZSM (L.U. No. 508), a special permit pursuant to Section 89-21 to allow the distribution of 200,000 square feet of floor area from a granting site (A1, Block 656, Lot 1) to a receiving site (A2, Block 596, Lot 1), and to modify the height and setback requirements of Sections 23-60 (Height and Setback Regulations) and Section 43-40 (Height and Setback Regulations), the height factor requirements of 23-151 (Basic regulations for R6 through R9 Districts) and the rear yard requirements of Section 43-20 (Rear Yard Regulations), in connection with the proposed mixed use development; C 160311 ZSM (L.U. No. 509), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 236 spaces on portions of the ground floor and cellar on the North Site of the proposed mixed use development; C 160312 ZSM (L.U. No. 510), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 372 spaces on portions of the ground floor and cellar on the Center Site of the proposed mixed use development; and C 160313 ZSM (L.U. No. 511), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking

garage with a maximum capacity of 164 spaces on portions of the ground floor and cellar on the South Site of the proposed mixed use development;

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 December 1, 2016;

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

WHEREAS, the Council is aware that commercial development is limited within Hudson River Park by the Hudson River Park Act, and understands that the Hudson River Park Trust intends to use the remaining floor area generated by Pier 40 on Pier 40 so as to generate needed funds for the park, should the Hudson River Park Act be amended; and

WHEREAS, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement (“FEIS”), for which a Notice of Completion was issued on October 6, 2016 (CEQR No. 16DCP031M), and the CEQR Technical Memorandum 001 dated October 17, 2016 and the CEQR Technical Memorandum 002 dated December 9, 2016 (together, the “CEQR Technical Memoranda”);

RESOLVED:

Having considered the FEIS and the CEQR Technical Memoranda with respect to the Decision and Application, the Council finds that:

- (1) The FEIS and CEQR Technical Memoranda meet the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the Revised Proposed Project Alternative adopted herein is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS and CEQR Technical Memoranda will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the Restrictive Declaration marked as Exhibit A, as modified by the City Council as of December 5, 2016, those project components related to the environment and mitigation measures that were identified as practicable and the placement of (E) designation (E-384) for Air Quality and Noise; and
- (4) The Decision together with the FEIS and the CEQR Technical Memoranda constitute the written statement of facts, and of social, economic and other factors and standards, that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 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 the report, N 160308 ZRM, incorporated by reference herein, the Council approves the Decision with the following modifications:

N 160308 ZRM

Matter in underline is new, to be added;
Matter in ~~strikeout~~ is old, to be deleted;
Matter within # # is defined in Section 12-10;
Matter in ~~double-strikeout~~ is text deleted by the Council;
Matter in double underline is new text added by the Council;
* * * indicates where unchanged text appears in the Zoning Resolution

Article I: GENERAL PROVISIONS

Chapter 1 - Title, Establishment of Controls and Interpretation of Regulations

11-122
Districts established
* * *

* * *
Special Purpose Districts
* * *

Establishment of the Special Hillside Preservation District

In order to carry out the special purposes of this Resolution as set forth in Article XI, Chapter 9, the #Special Hillside Preservation District# is hereby established.

Establishment of the Special Hudson River Park District

In order to carry out the special purposes of this Resolution as set forth in Article VIII, Chapter 9, the #Special Hudson River Park District# is hereby established.

Establishment of the Special Hudson Square District

In order to carry out the special purposes of this Resolution as set forth in Article VIII, Chapter 8, the #Special Hudson Square District# is hereby established.

* * *

Chapter 2 – Construction of Language and Definitions

12-10
DEFINITIONS

* * *

Special Hillside Preservation District

The “Special Hillside Preservation District” is a Special Purpose District mapped in Staten Island designated by the letters “HS” in which special regulations set forth in Article XI, Chapter 9, apply.

Special Hudson River Park District

The “Special Hudson River Park District” is a Special Purpose District designated by the letters “HRP” in which special regulations set forth in Article VIII, Chapter 9, apply.

Special Hudson Square District

The “Special Hudson Square District” is a Special Purpose District designated by the letters “HSQ” in which special regulations set forth in Article VIII, Chapter 8, apply.

* * *

Article VIII: SPECIAL PURPOSE DISTRICTS

Chapter 9: Special Hudson River Park District

89-00

GENERAL PURPOSES

The “Special Hudson River Park District” established in this Resolution is designed to promote and protect public health, safety, general welfare and amenity. These general goals include, among others, the following specific purposes:

- (a) to facilitate the repair and rehabilitation of piers, bulkheads and infrastructure within Hudson River Park, and to facilitate their maintenance and development, through the transfer of development rights within the Special Hudson River Park District given that commercial development is limited by the Hudson River Park Act;
- (b) to promote an appropriate range of uses that complements Hudson River Park and, to the extent housing is included, to serve residents of varied income levels; ~~and~~
- (c) to establish criteria for any and all transfers of air rights from the Hudson River Park to inland areas; and
- ~~(d)~~ to promote the most desirable use of land and development in this area and thus to conserve the value of land and buildings and thereby protect the City’s tax revenues.

89-01

General Provisions

The provisions of this Chapter shall apply within the #Special Hudson River Park District#. The regulations of all other Chapters of this Resolution are applicable, except as superseded, supplemented or modified by the provisions of this Chapter. In the event of a conflict between the provisions of this Chapter and other regulations of this Resolution, the provisions of this Chapter shall control. However, in #flood zones#, in the

event of a conflict between the provisions of this Chapter and the provisions of Article VI, Chapter 4 (Special Regulations Applying in Flood Hazard Areas), the provisions of Article VI, Chapter 4, shall control.

89-02

Definitions

For the purposes of this Section, matter in italics is defined in Section 12-10 (DEFINITIONS) or within this Section.

Granting site

Within the #Special Hudson River Park District#, the “granting site” is a #zoning lot#, within the area identified as “A1” on the map in the Appendix to this Chapter, upon which development is regulated by contract, lease, covenant, declaration or otherwise to assure compliance with the purposes of this Special District and from which #floor area# may be transferred.

Receiving site

Within the #Special Hudson River Park District#, the “receiving site” is a #zoning lot#, within the area identified as “A2” on the map in the Appendix to this Chapter, to which #floor area# of the #granting site# may be transferred.

Required funds

Within the #Special Hudson River Park District#, the “required funds” are the specified amount of funds required to effectuate the transfer of #floor area#, pursuant to Section 89-21(a), set forth in a statement from the Hudson River Park Trust.

89-03

District Plan and Maps

The regulations of this Chapter are designed to implement the #Special Hudson River Park District# Plan. The District Plan includes the map, “Special Hudson River Park District” in the Appendix to this Chapter which is hereby incorporated and made part of this Resolution for the purpose of specifying locations where special regulations and requirements set forth in this Chapter apply.

89-10

USE AND BULK REGULATIONS

The #use# and #bulk# regulations applicable to the #receiving site# shall be modified as follows:

(a) C6-4 Districts

The #use# and #bulk# regulations of the C6-4 District shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M1-5 District shall apply.

(b) C6-3 and M1-5 Districts

The #use# and #bulk# regulations of the C6-3 and M1-5 Districts shall not apply. In lieu thereof, the #use# and #bulk# regulations of an M2-4 District shall apply.

However, on a #receiving site#, for any #development#, #enlargement# or #conversion# that is the subject of a special permit granted by the City Planning Commission pursuant to Section 89-21 (Transfer of Floor Area from Hudson River Park), the #use# and #bulk# regulations of the underlying C6-3, C6-4 or M1-5 District shall only apply to such approved #development#, #enlargement# or #conversion#.

89-20
SPECIAL PERMITS

89-21
Transfer of Floor Area from Hudson River Park

The City Planning Commission may permit a transfer of #floor area# from a #granting site# to a #receiving site#, may permit distribution of total allowable #floor area# of a #receiving site# without regard for zoning district boundaries, may permit that such #receiving site# be treated as a single #zoning lot# for all purposes of this Resolution, and may modify #bulk# regulations for a #development#, #enlargement# or #conversion# located on such #receiving site#.

(a) **Application requirements**

All applications for a special permit pursuant to this Section shall include the following:

- (1) a survey of the #granting site# illustrating existing #buildings# to remain on the #granting site# and zoning calculations indicating the #floor area# on the #granting site# and within such #buildings#;
- (2) a survey of the #receiving site# and a site plan illustrating the proposed #development#, #enlargement# or #conversion# on such lot, and associated zoning calculations demonstrating compliance with the conditions and limitations set forth in this special permit;
- (3) drawings that illustrate any proposed #bulk# modifications for the proposed #development#, #enlargement# or #conversion# on the #receiving site#; and
- (4) a statement from the Hudson River Park Trust identifying improvements to be made to Hudson River Park, and indicating that payment of the #required funds# necessary to effectuate the transfer of #floor area# pursuant to this Section, in combination with any other available funding, would be sufficient, according to the Trust's estimate, to complete such identified improvements.

(b) **Conditions and limitations**

All applications for a special permit pursuant to this Section shall comply with the following conditions:

- (1) the maximum #floor area# that may be transferred from the #granting site# shall be the maximum #floor area# permitted for the #granting site# under the applicable district regulations if it were undeveloped, less the #floor area# of all #buildings# on such #granting site#;

- (2) the increase in #floor area# on the #receiving site# allowed by the transfer of #floor area# to such #receiving site# shall in no event exceed 20 percent of the maximum #floor area# permitted on such #receiving site# by the underlying district;
- (3) the transfer, once completed, shall irrevocably reduce the amount of #floor area# that can be utilized by the #granting site# by the amount of #floor area# transferred;
- (4) the #granting site# and location of identified improvements to be made to the Hudson River Park in connection with the proposed transfer of #floor area# are located in the same Community District as the #receiving site#, ~~or within one-half mile of the #receiving site#;~~
- (5) if the proposed #development#, #enlargement# or #conversion# on the #receiving site# includes #residential floor area#, it shall provide #affordable housing# in accordance with Section 23-90 (Inclusionary Housing);
- (6) the portion of the #receiving site# located over West Houston Street shall not generate #floor area# for the proposed special permit #development#, and no #floor area# shall be located directly above West Houston Street; and
- (7) the height and setback requirements of the applicable district shall apply to the portions of the #receiving site# located on each side of the mapped #street lines# of West Houston Street.
- (8) no more than 200,000 square feet of #floor area#, in the aggregate, shall be transferred to #receiving sites# located within the boundaries of Manhattan Community Board 2.

(c) Findings

The Commission may grant the transfer of #floor area# and any associated #bulk# modifications, provided that:

- (1) such transfer of #floor area# will facilitate the repair, rehabilitation, maintenance and development of Hudson River Park, including its piers, bulkheads and infrastructure; and
- (2) the transfer of #floor area# will support the completion of improvements to Hudson River Park as identified in the statement submitted to the Commission by the Trust as part of this application; and
- (3) for the #receiving site#:
 - (i) the proposed configuration and design of #buildings#, including any associated structures and open areas, will result in a superior site plan, and such #buildings# and open areas will relate harmoniously with one another and with adjacent #buildings# and open areas;
 - (ii) the location and quantity of the proposed mix of #uses# will complement the site plan;
 - (iii) the proposed transfer of #floor area# and any modification to #bulk# regulations will not unduly increase the #bulk# of any #building# on the #receiving site# or unduly obstruct access of adequate light and air to the detriment of the occupants or users of #buildings# on the #block# or nearby #blocks#, or of people using the public #streets# and other public spaces;

- (iv) such transferred #floor area# and any proposed modifications to #bulk# are appropriate in relation to the identified improvements to Hudson River Park; and
- (v) any #affordable housing#, as defined in Section 23-90 (Inclusionary Housing), that is provided as part of the project will support the objectives of the Inclusionary Housing Program.

(d) Additional requirements

The City Planning Commission shall receive a copy of a transfer instrument legally sufficient in both form and content to effect such a transfer of #floor area#. Notices of the restriction upon further #development#, #enlargement# or #conversion# of the #granting site# and the #receiving site# shall be filed by the owners of the respective #zoning lots# in the Office of the Register of the City of New York (County of New York). Proof of recordation of the notices shall be submitted to the Chairperson of the City Planning Commission, in a form acceptable to the Chairperson.

Both the transfer instrument and the notices of restriction shall specify the total amount of #floor area# transferred and shall specify, by lot and block numbers, the #granting site# and the #receiving site# that are a party to such transfer.

On a #receiving site#, for any #development#, #enlargement# or #conversion# that is the subject of a special permit granted by the Commission pursuant to Section 89-21 (Transfer of Floor Area from Hudson River Park), the Department of Buildings shall not:

- (1) issue a building permit until the Chairperson of the Commission has certified that the owner of the #receiving site# and the Hudson River Park Trust have jointly executed ~~documents sufficient to facilitate a Purchase and Sale Agreement~~ ~~a payment schedule~~ for the amount of the #required funds#, specified in (a)(4) hereof, associated with the transfer of #floor area#, and that all of such #required funds# have either been irrevocably paid to Hudson River Park Trust or will be paid in accordance with a payment schedule and secured by a cash equivalent, such as a letter of credit, in accordance with such Purchase and Sale Agreement; or
- (2) issue a temporary or final certificate of occupancy until the Chairperson of the Commission has certified that the Hudson River Park Trust has submitted a letter to the Chairperson confirming that payment of all of the #required funds# specified in (a)(4) hereof, associated with the transfer of #floor area#, has been irrevocably made by the owner of such #receiving site# to the Hudson River Park Trust, or that Hudson River Park Trust has drawn down on the security such that no portion of the #required funds# is outstanding ~~and that all required funding tools and/or payments are in satisfactory compliance with the executed payment schedule.~~

Any modification of a special permit previously issued pursuant to this Section which proposes a change to the amount of #required funds# shall be referred to the affected Community Board for a period of at least 45 days. The City Planning Commission shall not act upon the modification application until the completion of the Community Board review period.

The Commission may prescribe additional appropriate conditions and safeguards to improve the quality of the #development#, #enlargement# or #conversion# and minimize adverse effects on the character of the surrounding area.

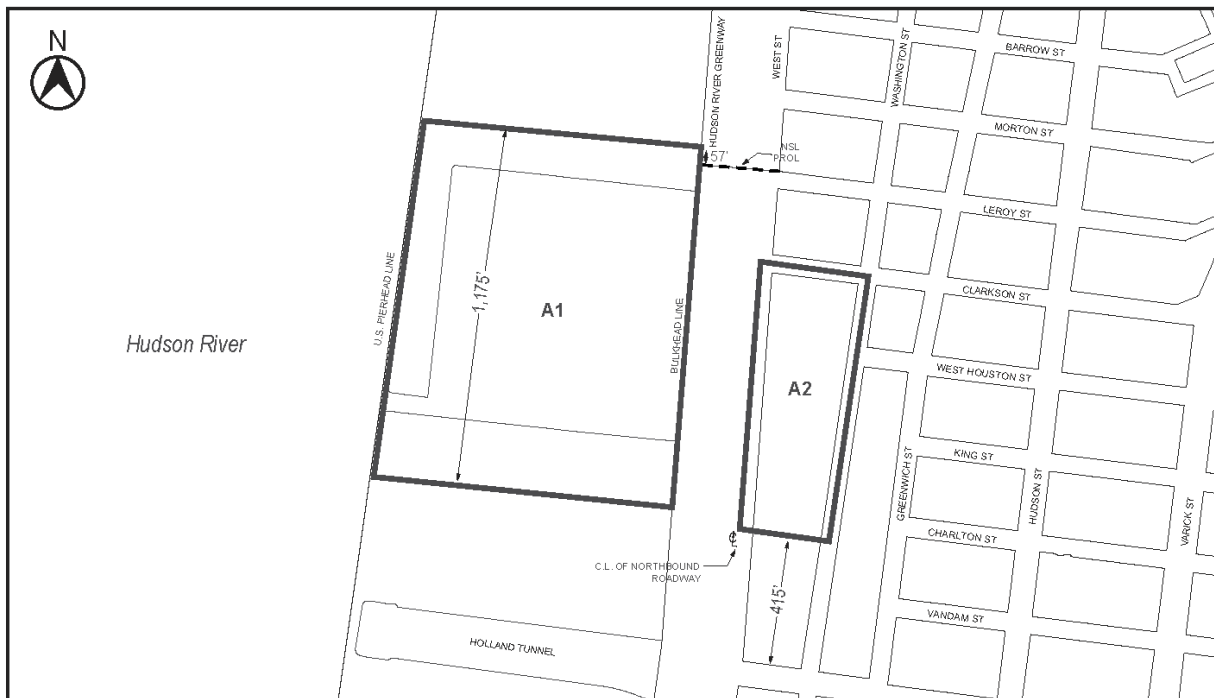
* * *

(date of adoption)

Appendix

Special Hudson River Park District Plan

Transfer of Floor Area - Granting and Receiving Sites



— Special Hudson River Park District

A1 Granting Site

A2 Receiving Site

PETER A. KOO, *Acting Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, STEPHEN T. LEVIN, DEBORAH L. ROSE, RUBEN WILLS, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 5, 2016.

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 for L.U. No. 507 & Res. No. 1343

Report of the Committee on Land Use in favor of approving Application No. C 160309 ZMM submitted by SJC 33 Owner 2015 LLC pursuant to Section 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 12a, changing M1-5, M2-4 Districts to a C6-4, C6-3 and M1-5 Districts, and establishing a Special Hudson River Park District on property to the West of Washington Street between Spring Street and Clarkson Street, Borough of Manhattan, Community Board 2, Council District 3.

The Committee on Land Use, to which the annexed Land Use item was referred on October 27, 2016 (Minutes, page 3597) and which was previously brought before the Council on December 6, 2016 (Minutes, page 4008), respectfully

REPORTS:

SUBJECT

MANHATTAN - CB 2

C 160309 ZMM

City Planning Commission decision approving an application submitted by SJC 33 Owner 2015 LLC pursuant to Section 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 12a:

1. changing from an M1-5 District to a C6-4 District property bounded by Clarkson Street, Washington Street, West Houston Street, and West Street;
2. changing from an M2-4 District to a C6-3 District property bounded by West Houston Street, Washington Street, a line 596 feet northerly of Spring Street, and West Street;
3. changing from an M2-4 District to an M1-5 District property bounded by a line 596 feet northerly of Spring Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and
4. establishing a Special Hudson River Park District (HRP) bounded by:
 - a. Clarkson Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and
 - b. a line 57 feet northerly of the westerly prolongation of the northerly street line of Leroy Street, the U.S. Pierhead Line, a line 1118 feet southerly of the westerly prolongation of the northerly street line of Leroy Street, and the U.S. Bulkhead Line.

INTENT

This zoning map amendment, along with the other related actions, would facilitate the redevelopment of 550 Washington Street with a mix of uses over five buildings and open areas, including a designated public access area, in Manhattan Community District 2. The development would include 1,711,000 total square feet with 1,289,000 square feet of residential floor area, of which 328,700 square feet would be permanently affordable; 200,000 square feet of retail and event space; and 222,000 square feet of office or hotel use; three separate accessory parking facilities below grade with a total of 772 spaces; and additionally, would enable a transfer of floor area to support the repair and rehabilitation of Pier 40 in the Hudson River Park.

PUBLIC HEARING

DATE: November 1, 2016

Witnesses in Favor: Twenty-Eight

Witnesses Against: Eleven

SUBCOMMITTEE RECOMMENDATION

DATE: December 5, 2016

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

In Favor:

Richards, Gentile, Garodnick, Wills, Reynoso, Torres.

Against: Williams
Abstain: None

COMMITTEE ACTION

DATE: December 5, 2016

The Committee recommends that the Council approve the attached resolution.

In Favor:

Koo, Gentile, Palma, Garodnick, Mealy, Mendez, Rodriguez Levin, Rose, Wills, Kallos, Reynoso, Torres, Treyger.

Against: Williams
Abstain: Barron

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

Res No. 1343

Resolution approving the decision of the City Planning Commission on ULURP No. C 160309 ZMM, a Zoning Map amendment (L.U. No. 507).

By Council Members Greenfield and Richards.

WHEREAS, the City Planning Commission filed with the Council on October 17, 2016 its decision dated October 17, 2016 (the "Decision"), on the application submitted by SJC 33 Owner 2015 LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 12 a, changing M1-5 and M2-4 zoning districts to C6-4, C6-3 and M1-5 zoning districts. The amendment, along with the other related actions, would facilitate the redevelopment of 550 Washington Street with a mix of uses over five buildings and open areas, including a designated public access area, in Manhattan Community District 2. The development would include 1,711,000 total square feet with 1,289,000 square feet of residential floor area, of which 328,700 square feet would be permanently affordable; 200,000 square feet of retail and event space; and 222,000 square feet of office or hotel use; three separate accessory parking facilities below grade with a total of 772 spaces; and additionally, would enable a transfer of floor area to support the repair and rehabilitation of Pier 40 in the Hudson River Park, (ULURP No. C 160309 ZMM), Community District 2, Borough of Manhattan (the "Application");

WHEREAS, the Application is related to applications N 160308 ZRM (L.U. No. 506), an amendment of the Zoning Resolution to establish Article VIII Chapter 9, the Special Hudson River Park District, to include Pier 40 (Block 656, Lot 1; the "granting site") and the St. John's Center (Block 596, Lot 1; the "receiving site"). It would include provisions for a special permit to allow the transfer of floor area from the granting site to the receiving site and permit bulk modifications within the receiving site in the Hudson Square neighborhood in Manhattan Community District 2; C 160310 ZSM (L.U. No. 508), a special permit pursuant to Section 89-21 to allow the distribution of 200,000 square feet of floor area from a granting site (A1, Block 656, Lot 1) to a receiving site (A2, Block 596, Lot 1), and to modify the height and setback requirements of Sections 23-60 (Height and Setback Regulations) and Section 43-40 (Height and Setback Regulations), the height factor requirements of 23-151 (Basic regulations for R6 through R9 Districts) and the rear yard requirements of Section 43-20 (Rear Yard Regulations), in connection with the proposed mixed use development; C 160311 ZSM (L.U. No. 509), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 236 spaces on portions of the ground floor and cellar on the North Site of the proposed mixed use development; C 160312 ZSM (L.U. No. 510), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 372 spaces on portions of the ground floor and cellar on the Center Site of the proposed mixed use development; and C 160313 ZSM (L.U. No. 511), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 164 spaces on portions of the ground floor and cellar on the South Site of the proposed mixed use development;

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 November 1, 2016;

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 and the Final Environmental Impact Statement ("FEIS"), for which a Notice of Completion was issued on October 6, 2016 (CEQR No. 16DCP031M), and the CEQR Technical Memorandum 001 dated October 17, 2016 and the CEQR Technical Memorandum 002 dated December 9, 2016 (together, the "CEQR Technical Memoranda");

RESOLVED:

Having considered the FEIS and the CEQR Technical Memoranda with respect to the Decision and Application, the Council finds that:

- (1) The FEIS and CEQR Technical Memoranda meet the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the Revised Proposed Project Alternative adopted herein is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS and CEQR Technical Memoranda will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the Restrictive Declaration marked as Exhibit A, as modified by the City Council as of December 5, 2016, those project components related to the environment and mitigation measures that were identified as practicable and the placement of (E) designation (E-384) for Air Quality and Noise; and
- (4) The Decision together with the FEIS and the CEQR Technical Memoranda constitute the written statement of facts, and of social, economic and other factors and standards, that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 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 160309 ZMM, 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. 12a:

1. changing from an M1-5 District to a C6-4 District property bounded by Clarkson Street, Washington Street, West Houston Street, and West Street;
2. changing from an M2-4 District to a C6-3 District property bounded by West Houston Street, Washington Street, a line 596 feet northerly of Spring Street, and West Street;
3. changing from an M2-4 District to an M1-5 District property bounded by a line 596 feet northerly of Spring Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and
4. establishing a Special Hudson River Park District (HRP) bounded by:
 - a. Clarkson Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and
 - b. a line 57 feet northerly of the westerly prolongation of the northerly street line of Leroy Street, the U.S. Pierhead Line, a line 1118 feet southerly of the westerly prolongation of the northerly street line of Leroy Street, and the U.S. Bulkhead Line;

as shown on a diagram (for illustrative purposes only) dated May 9, 2016, and subject to the conditions of

CEQR Declaration E-384.

PETER A. KOO, *Acting Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, STEPHEN T. LEVIN, DEBORAH L. ROSE, RUBEN WILLS, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 5, 2016.

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 for L.U. No. 508 & Res No. 1344

Report of the Committee on Land Use in favor of approving Application No. C 160310 ZSM submitted by SJC 33 Owner 2015 LLC pursuant to Section 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 89-21 of the Zoning Resolution to allow to allow for a floor area transfer of 200,000 square feet, and modify height and setback requirements, height factor requirements, and rear yard requirement, on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts, within the Special Hudson River Park District, Borough of Manhattan, Community Board 2, Council District 3.

The Committee on Land Use, to which the annexed Land Use item was referred on October 27, 2016 (Minutes, page 3597) and which was previously brought before the Council on December 6, 2016 (Minutes, page 4010), respectfully

REPORTS:

SUBJECT

MANHATTAN - CB 2

C 160310 ZSM

City Planning Commission decision approving an application submitted by SJC 33 Owner 2015 LLC pursuant to Section 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 89-21 of the Zoning Resolution to allow the distribution of 200,000 square feet of floor area from a granting site (A1, Block 656, Lot 1) to a receiving site (A2, Block 596, Lot 1), and to modify the height and setback requirements of Sections 23-60 (Height and Setback Regulations) and Section 43-40 (Height and Setback Regulations), the height factor requirements of 23-151 (Basic regulations for R6 through R9 Districts) and the rear yard requirements of Section 43-20 (Rear Yard Regulations), in connection with a proposed mixed use development, on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts, within the Special Hudson River Park District.

INTENT

The grant of the special permit, along with the other related actions, would facilitate the redevelopment of 550 Washington Street with a mix of uses over five buildings and open areas, including a designated public access area, in Manhattan Community District 2. The development would include 1,711,000 total square feet with 1,289,000 square feet of residential floor area, of which 328,700 square feet would be permanently affordable; 200,000 square feet of retail and event space; and 222,000 square feet of office or hotel use; three separate accessory parking facilities below grade with a total of 772 spaces; and additionally, would enable a transfer of floor area to support the repair and rehabilitation of Pier 40 in the Hudson River Park.

PUBLIC HEARING**DATE:** November 1, 2016**Witnesses in Favor:** Twenty-Eight**Witnesses Against:** Eleven***SUBCOMMITTEE RECOMMENDATION*****DATE:** December 5, 2016

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

In Favor:

Richards, Gentile, Garodnick, Wills, Reynoso, Torres.

Against:

Williams

Abstain:

None

COMMITTEE ACTION**DATE:** December 5, 2016

The Committee recommends that the Council approve the attached resolution.

In Favor:

Koo, Gentile, Palma, Garodnick, Mealy, Mendez, Rodriguez, Levin, Rose, Wills, Kallos, Reynoso, Torres, Treyger,

Against:

Williams

Abstain:

Barron

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSION

The Committee's proposed modifications were filed with the City Planning Commission on December 5, 2016. The City Planning Commission filed a letter dated December 12, 2016, with the Council on December 15, 2016, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

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

Res No. 1344

Resolution approving with modifications the decision of the City Planning Commission on ULURP No. C 160310 ZSM (L.U. No. 508), for the grant of a special permit pursuant to Section 89-21 of the Zoning Resolution to allow the distribution of 200,000 square feet of floor area from a granting site (A1, Block 656, Lot 1) to a receiving site (A2, Block 596, Lot 1), and to modify the height and setback requirements of Sections 23-60 (Height and Setback Regulations) and Section 43-40 (Height and Setback Regulations), the height factor requirements of 23-151 (Basic regulations for R6 through R9 Districts) and the rear yard requirements of Section 43-20 (Rear Yard Regulations), in connection with a proposed mixed use development, on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts, within the Special Hudson River Park District, Community District 2, Borough of Manhattan.

By Council Members Greenfield and Richards.

WHEREAS, the City Planning Commission filed with the Council on October 17, 2016 its decision dated October 17, 2016 (the "Decision"), on the application submitted by SJC 33 Owner 2015 LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 89-21 of the Zoning Resolution to allow the distribution of 200,000 square feet of floor area from a granting site (A1, Block 656, Lot 1) to a receiving site (A2, Block 596, Lot 1), and to modify the height and setback requirements of Sections 23-60 (Height and Setback Regulations) and Section 43-40 (Height and Setback Regulations), the height factor requirements of 23-151 (Basic regulations for R6 through R9 Districts) and the rear yard requirements of Section 43-20 (Rear Yard Regulations), in connection with a proposed mixed use development, on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts, within the Special Hudson River Park District, (ULURP No. C 160310 ZSM), Community District 2, Borough of Manhattan (the "Application");

WHEREAS, the Application is related to applications N 160308 ZRM (L.U. No. 506), an amendment of the Zoning Resolution to establish Article VIII Chapter 9, the Special Hudson River Park District, to include Pier 40 (Block 656, Lot 1; the "granting site") and the St. John's Center (Block 596, Lot 1; the "receiving site"). It would include provisions for a special permit to allow the transfer of floor area from the granting site to the receiving site and permit bulk modifications within the receiving site in the Hudson Square neighborhood in Manhattan Community District 2; C 160309 ZMM (L.U. No. 507), an amendment of the Zoning Map, Section No. 12a: changing from an M1-5 District to a C6-4 District property bounded by Clarkson Street, Washington Street, West Houston Street, and West Street; changing from an M2-4 District to a C6-3 District property bounded by West Houston Street, Washington Street, a line 596 feet northerly of Spring Street, and West Street; changing from an M2-4 District to an M1-5 District property bounded by a line 596 feet northerly of Spring Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and establishing a Special Hudson River Park District (HRP) bounded by: (a) Clarkson Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and (b) a line 57 feet northerly of the westerly prolongation of the northerly street line of Leroy Street, the U.S. Pierhead Line, a line 1118 feet southerly of the westerly prolongation of the northerly street line of Leroy Street, and the U.S. Bulkhead Line; C 160311 ZSM (L.U. No. 509), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 236 spaces on portions of the ground floor and cellar on the North Site of the proposed mixed use development; C 160312 ZSM (L.U. No. 510), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 372 spaces on portions of the ground floor and cellar on the Center Site of the proposed mixed use development; and C 160313 ZSM (L.U. No. 511), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 164 spaces on portions of the ground floor and cellar on the South Site of the proposed mixed use development;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 89-21 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on November 1, 2016;

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

WHEREAS, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement (“FEIS”), for which a Notice of Completion was issued on October 6, 2016 (CEQR No. 16DCP031M), and the CEQR Technical Memorandum 001 dated October 17, 2016 and the CEQR Technical Memorandum 002 dated December 9, 2016 (together, the “CEQR Technical Memoranda”);

RESOLVED:

Having considered the FEIS and the CEQR Technical Memoranda with respect to the Decision and Application, the Council finds that:

- (1) The FEIS and CEQR Technical Memoranda meet the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the Revised Proposed Project Alternative adopted herein is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS and CEQR Technical Memoranda will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the Restrictive Declaration marked as Exhibit A, as modified by the City Council as of December 5, 2016, those project components related to the environment and mitigation measures that were identified as practicable and the placement of (E) designation (E-384) for Air Quality and Noise; and
- (4) The Decision together with the FEIS and the CEQR Technical Memoranda constitute the written statement of facts, and of social, economic and other factors and standards, that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 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 160310 ZSM, incorporated by reference herein, the Council approves the Decision with the following modifications:

Matter in ~~double-strikeout~~ is deleted by the City Council;
Matter in double-underline is added by the City Council.

1. The property that is the subject of this application (C 160310 ZSM) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications and zoning computations

indicated on the following approved plans prepared by CookFox Architects, DPC, filed with this application and incorporated in this resolution:

Dwg. No.	Title	Last Date Revised
Z-001	Granting Site Survey	10/14/2016
Z-004	<u>Zoning Calculation Analysis</u> Zoning Calculations	<u>12/5/2016</u> 10/14/2016
Z-005	Project Area Site Plan	10/14/2016
Z-006	Zoning Lot Site Plan	10/14/2016
<u>Z-101</u>	<u>Ground Floor Plan</u>	<u>12/5/2016</u>
Z-110	Waiver Plan	10/14/2016
Z-200	Waiver Sections	10/14/2016
Z-201	Waiver Sections	10/14/2016
Z-202	Waiver Sections	10/14/2016
Z-203	Waiver Sections	10/14/2016
Z-204	Waiver Sections	10/14/2016
Z-205	Waiver Sections	10/14/2016
Z-206	Waiver Sections	10/14/2016
Z-250	Design Control Diagram Waiver North-East Axonometric	10/14/2016
Z-251	Design Control Diagram Waiver South-West Axonometric	10/14/2016
Z-252	Design Control Diagram Waiver North-West Axonometric	10/14/2016
Z-253	Design Control Diagram Waiver South-East Axonometric	10/14/2016
Z-254	Design Control Notes	<u>12/5/2016</u> 10/14/2016

<u>L-100</u>	<u>Landscape – Public Access Area Site Plan</u>	<u>12/5/2016</u>
L-100	Public Access Area Site Plan Option A	10/14/2016
L-101	Landscape – Public Access Area Enlargement Plan	<u>12/5/2016</u>
L-101	Public Access Area Enlargement Plan Option A	10/14/2016
L-102	Public Access Area Site Plan – Option B	10/14/2016
L-103	Public Access Area Enlargement Plan Option B	10/14/2016

2. Such development shall conform to all applicable provisions of the Zoning Resolution except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.
3. Such development shall conform to all applicable laws and regulations relating to its construction, operation and maintenance.
4. No development pursuant to this resolution shall be permitted until the Restrictive Declaration attached as Exhibit A to this Resolution, as modified by the New York City Council as of December 5, 2016, with such administrative and technical changes to the “Project Controls Related to the Environment” of Article III thereof as are determined to be necessary by Counsel to the City Planning Commission, is executed by SJC 33 Owner 2015 LLC or its successor, and such Restrictive Declaration shall have been recorded and filed in the Office of the Register of the City of New York, County of New York.
5. The development shall include those mitigation measures listed in the Final Impact Statement (CEQR No. 16DCP031M) issued on October 6, 2016 and in the CEQR Technical Memoranda which were identified as practicable.
6. In the event the property that is the subject of the application is developed as, sold as, or converted to condominium units, a homeowners’ association, or cooperative ownership, a copy of this report and resolution and any subsequent modifications shall be provided to the Attorney General of the State of New York at the time of application for any such condominium, homeowners’ or cooperative offering plan and, if the Attorney General so directs, shall be incorporated in full in any offering documents relating to the property.
7. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sub-lessee or occupant.
8. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity.

Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.

9. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

EXHIBIT A
RESTRICTIVE DECLARATION AS MODIFIED BY CITY COUNCIL

(For text of the 138-page Exhibit A, please refer to Res No. 1344 in the legislative research section of the New York City Council website at www.council.nyc.gov)

PETER A. KOO, *Acting Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, STEPHEN T. LEVIN, DEBORAH L. ROSE, RUBEN WILLS, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 5, 2016.

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 for L.U. No. 509 & Res. No. 1345

Report of the Committee on Land Use in favor of approving Application No. C 160311 ZSM submitted by SJC 33 Owner 2015 LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 236 spaces on portions of the ground floor and cellar of a proposed mixed use development, on property located at 550 Washington Street (Block 596, Lot 1), Borough of Manhattan, Community Board 2, Council District 3.

The Committee on Land Use, to which the annexed Land Use item was referred on October 27, 2016 (Minutes, page 3597) and which was previously brought before the Council on December 6, 2016 (Minutes, page 4012), respectfully

REPORTS:

SUBJECT

MANHATTAN - CB 2

C 160311 ZSM

City Planning Commission decision approving an application submitted by SJC 33 Owner 2015 LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 236 spaces on portions of the ground floor and cellar of a proposed mixed use development (North Site), on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts, within the Special Hudson River Park District.

INTENT

The grant of the special permit, along with the other related actions, would facilitate the redevelopment of 550 Washington Street with a mix of uses over five buildings and open areas, including a designated public access area, in Manhattan Community District 2. The development would include 1,711,000 total square feet with 1,289,000 square feet of residential floor area, of which 328,700 square feet would be permanently affordable; 200,000 square feet of retail and event space; and 222,000 square feet of office or hotel use; three separate accessory parking facilities below grade with a total of 772 spaces; and additionally, would enable a transfer of floor area to support the repair and rehabilitation of Pier 40 in the Hudson River Park.

PUBLIC HEARING**DATE:** November 1, 2016**Witnesses in Favor:** Twenty-Eight**Witnesses Against:** Eleven***SUBCOMMITTEE RECOMMENDATION*****DATE:** December 5, 2016

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

In Favor:

Richards, Gentile, Garodnick, Wills, Reynoso, Torres.

Against:

Williams

Abstain:

None

COMMITTEE ACTION**DATE:** December 5, 2016

The Committee recommends that the Council approve the attached resolution.

In Favor:

Koo, Gentile, Palma, Garodnick, Mealy, Mendez, Rodriguez, Levin, Rose, Wills, Kallos, Reynoso, Torres, Treyger.

Against:

Williams

Abstain:

Barron

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSION

The Committee's proposed modifications were filed with the City Planning Commission on December 5, 2016. The City Planning Commission filed a letter dated December 12, 2016, with the Council on December 15, 2016, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

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

Res No. 1345

Resolution approving with modifications the decision of the City Planning Commission on ULURP No. C 160311 ZSM (L.U. No. 509), for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum

capacity of 236 spaces on portions of the ground floor and cellar of a proposed mixed use development (North Site), on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts, within the Special Hudson River Park District, Community District 2, Borough of Manhattan.

By Council Members Greenfield and Richards.

WHEREAS, the City Planning Commission filed with the Council on October 17, 2016 its decision dated October 17, 2016 (the "Decision"), on the application submitted by SJC 33 Owner 2015 LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 236 spaces on portions of the ground floor and cellar of a proposed mixed use development (North Site), on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts, within the Special Hudson River Park District, (ULURP No. C 160311 ZSM), Community District 2, Borough of Manhattan (the "Application");

WHEREAS, the Application is related to applications N 160308 ZRM (L.U. No. 506), an amendment of the Zoning Resolution to establish Article VIII Chapter 9, the Special Hudson River Park District, to include Pier 40 (Block 656, Lot 1; the "granting site") and the St. John's Center (Block 596, Lot 1; the "receiving site"). It would include provisions for a special permit to allow the transfer of floor area from the granting site to the receiving site and permit bulk modifications within the receiving site in the Hudson Square neighborhood in Manhattan Community District 2; C 160309 ZMM (L.U. No. 507), an amendment of the Zoning Map, Section No. 12a: changing from an M1-5 District to a C6-4 District property bounded by Clarkson Street, Washington Street, West Houston Street, and West Street; changing from an M2-4 District to a C6-3 District property bounded by West Houston Street, Washington Street, a line 596 feet northerly of Spring Street, and West Street; changing from an M2-4 District to an M1-5 District property bounded by a line 596 feet northerly of Spring Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and establishing a Special Hudson River Park District (HRP) bounded by: (a) Clarkson Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and (b) a line 57 feet northerly of the westerly prolongation of the northerly street line of Leroy Street, the U.S. Pierhead Line, a line 1118 feet southerly of the westerly prolongation of the northerly street line of Leroy Street, and the U.S. Bulkhead Line; C 160310 ZSM (L.U. No. 508), a special permit pursuant to Section 89-21 to allow the distribution of 200,000 square feet of floor area from a granting site (A1, Block 656, Lot 1) to a receiving site (A2, Block 596, Lot 1), and to modify the height and setback requirements of Sections 23-60 (Height and Setback Regulations) and Section 43-40 (Height and Setback Regulations), the height factor requirements of 23-151 (Basic regulations for R6 through R9 Districts) and the rear yard requirements of Section 43-20 (Rear Yard Regulations), in connection with the proposed mixed use development; and C 160312 ZSM (L.U. No. 510), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 372 spaces on portions of the ground floor and cellar on the Center Site of the proposed mixed use development; and C 160313 ZSM (L.U. No. 511), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 164 spaces on portions of the ground floor and cellar on the South Site of the proposed mixed use development;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 13-45 and 13-451 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on November 1, 2016;

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

WHEREAS, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement (“FEIS”), for which a Notice of Completion was issued on October 6, 2016 (CEQR No. 16DCP031M), and the CEQR Technical Memorandum 001 dated October 17, 2016 and the CEQR Technical Memorandum 002 dated December 9, 2016 (together, the “CEQR Technical Memoranda”);

RESOLVED:

Having considered the FEIS and the CEQR Technical Memoranda with respect to the Decision and Application, the Council finds that:

- (1) The FEIS and CEQR Technical Memoranda meet the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the Revised Proposed Project Alternative adopted herein is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS and CEQR Technical Memoranda will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the Restrictive Declaration marked as Exhibit A, as modified by the City Council as of December 5, 2016, those project components related to the environment and mitigation measures that were identified as practicable and the placement of (E) designation (E-384) for Air Quality and Noise; and
- (4) The Decision together with the FEIS and the CEQR Technical Memoranda constitute the written statement of facts, and of social, economic and other factors and standards, that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 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 160311 ZSM, incorporated by reference herein, the Council approves the Decision with the following modifications:

Matter in ~~double-strikeout~~ is deleted by the City Council;

Matter in double-underline is added by the City Council.

1. The property that is the subject of this application (C 160311 ZSM) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications and zoning computations indicated on the following approved plans prepared by CookFox Architects, DPC, filed with this application and incorporated into this resolution:

<u>Dwg No.</u>	<u>Title</u>	<u>Last Date Revised</u>
P-001	Parking Plan North Site Ground Level	10/14/2016 <u>12/5/2016</u>
P-002	Parking Plan North Site Cellar Level	10/14/2016 <u>12/5/2016</u>

2. Such development shall conform to all applicable provisions of the Zoning Resolution except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.
3. Such development shall conform to all applicable laws and regulations relating to its construction, operation and maintenance.
4. No development pursuant to this resolution shall be permitted until the Restrictive Declaration, as modified by the New York City Council as of December 5, 2016, attached as Exhibit A to the Council's Resolution on the related Zoning Special Permit (C 160310 ZSM), is executed by SJC 33 Owner 2015 LLC or its successor, and such Restrictive Declaration shall have been recorded and filed in the Office of the Register of the City of New York, County of New York.
5. The development shall include those mitigative measures listed in the Final Impact Statement (CEQR No. 16DCP031M) issued on October 6, 2016 and in the CEQR Technical Memoranda identified as practicable.
6. In the event the property that is the subject of the application is developed as, sold as, or converted to condominium units, a homeowners' association, or cooperative ownership, a copy of this report and resolution and any subsequent modifications shall be provided to the Attorney General of the State of New York at the time of application for any such condominium, homeowners' or cooperative offering plan and, if the Attorney General so directs, shall be incorporated in full in any offering documents relating to the property.
7. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sub-lessee or occupant.
8. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.
9. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

PETER A. KOO, *Acting Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, STEPHEN T. LEVIN, DEBORAH L. ROSE, RUBEN WILLS, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 5, 2016.

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 for L.U. No. 510 & Res. No. 1346

Report of the Committee on Land Use in favor of approving Application No. C 160312 ZSM submitted by SJC 33 Owner 2015 LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 372 spaces on portions of the ground floor and cellar of a proposed mixed use development (Center Site), on property located at 550 Washington Street (Block 596, Lot 1), Borough of Manhattan, Community Board 2, Council District 3.

The Committee on Land Use, to which the annexed Land Use item was referred on October 27, 2016 (Minutes, page 3598) and which was previously brought before the Council on December 6, 2016 (Minutes, page 4013), respectfully

REPORTS:

SUBJECT

MANHATTAN - CB 2

C 160312 ZSM

City Planning Commission decision approving an application submitted by SJC 33 Owner 2015 LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 372 spaces on portions of the ground floor and cellar of a proposed mixed use development (Center Site), on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts, within the Special Hudson River Park District.

INTENT

The grant of the special permit, along with the other related actions, would facilitate the redevelopment of 550 Washington Street with a mix of uses over five buildings and open areas, including a designated public access area, in Manhattan Community District 2. The development would include 1,711,000 total square feet with 1,289,000 square feet of residential floor area, of which 328,700 square feet would be permanently affordable; 200,000 square feet of retail and event space; and 222,000 square feet of office or hotel use; three separate accessory parking facilities below grade with a total of 772 spaces; and additionally, would enable a transfer of floor area to support the repair and rehabilitation of Pier 40 in the Hudson River Park.

PUBLIC HEARING

DATE: November 1, 2016

Witnesses in Favor: Twenty-Eight

Witnesses Against: Eleven

SUBCOMMITTEE RECOMMENDATION

DATE: December 5, 2016

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

In Favor:

Richards, Gentile, Garodnick, Wills, Reynoso, Torres.

Against:

Williams

Abstain:

None

COMMITTEE ACTION

DATE: December 5, 2016

The Committee recommends that the Council approve the attached resolution.

In Favor:

Koo, Gentile, Palma, Garodnick, Mealy, Mendez ,Rodriguez, Levin, Rose, Wills, Kallos, Reynoso, Torres, Treyger.

Against:

Williams

Abstain:

Barron

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSION

The Committee's proposed modifications were filed with the City Planning Commission on December 5, 2016. The City Planning Commission filed a letter dated December 12, 2016, with the Council on December 15, 2016, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

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

Res No. 1346

Resolution approving with modifications the decision of the City Planning Commission on ULURP No. C 160312 ZSM (L.U. No. 510), for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 372 spaces on portions of the ground floor and cellar of a proposed mixed use development (Center Site), on property located at 550 Washington Street (Block 596, Lot 1), in C6-3,

C6-4 and M1-5 Districts, within the Special Hudson River Park District, Community District 2, Borough of Manhattan.

By Council Members Greenfield and Richards.

WHEREAS, the City Planning Commission filed with the Council on October 17, 2016 its decision dated October 17, 2016 (the "Decision"), on the application submitted by SJC 33 Owner 2015 LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 372 spaces on portions of the ground floor and cellar of a proposed mixed use development (Center Site), on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts, within the Special Hudson River Park District, (ULURP No. C 160312 ZSM), Community District 2, Borough of Manhattan (the "Application");

WHEREAS, the Application is related to applications N 160308 ZRM (L.U. No. 506), an amendment of the Zoning Resolution to establish Article VIII Chapter 9, the Special Hudson River Park District, to include Pier 40 (Block 656, Lot 1; the "granting site") and the St. John's Center (Block 596, Lot 1; the "receiving site"). It would include provisions for a special permit to allow the transfer of floor area from the granting site to the receiving site and permit bulk modifications within the receiving site in the Hudson Square neighborhood in Manhattan Community District 2; C 160309 ZMM (L.U. No. 507), an amendment of the Zoning Map, Section No. 12a: changing from an M1-5 District to a C6-4 District property bounded by Clarkson Street, Washington Street, West Houston Street, and West Street; changing from an M2-4 District to a C6-3 District property bounded by West Houston Street, Washington Street, a line 596 feet northerly of Spring Street, and West Street; changing from an M2-4 District to an M1-5 District property bounded by a line 596 feet northerly of Spring Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and establishing a Special Hudson River Park District (HRP) bounded by: (a) Clarkson Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and (b) a line 57 feet northerly of the westerly prolongation of the northerly street line of Leroy Street, the U.S. Pierhead Line, a line 1118 feet southerly of the westerly prolongation of the northerly street line of Leroy Street, and the U.S. Bulkhead Line; C 160310 ZSM (L.U. No. 508), a special permit pursuant to Section 89-21 to allow the distribution of 200,000 square feet of floor area from a granting site (A1, Block 656, Lot 1) to a receiving site (A2, Block 596, Lot 1), and to modify the height and setback requirements of Sections 23-60 (Height and Setback Regulations) and Section 43-40 (Height and Setback Regulations), the height factor requirements of 23-151 (Basic regulations for R6 through R9 Districts) and the rear yard requirements of Section 43-20 (Rear Yard Regulations), in connection with the proposed mixed use development; C 160311 ZSM (L.U. No. 509), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 236 spaces on portions of the ground floor and cellar on the North Site of the proposed mixed use development; and C 160313 ZSM (L.U. No. 511), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 164 spaces on portions of the ground floor and cellar on the South Site of the proposed mixed use development;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Sections 13-45 and 13-451 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on November 1, 2016;

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

WHEREAS, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement (“FEIS”), for which a Notice of Completion was issued on October 6, 2016 (CEQR No. 16DCP031M), and the CEQR Technical Memorandum 001 dated October 17, 2016 and the CEQR Technical Memorandum 002 dated December 9, 2016 (together, the “CEQR Technical Memoranda”);

RESOLVED:

Having considered the FEIS and the CEQR Technical Memoranda with respect to the Decision and Application, the Council finds that:

- (1) The FEIS and CEQR Technical Memoranda meet the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the Revised Proposed Project Alternative adopted herein is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS and CEQR Technical Memoranda will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the Restrictive Declaration marked as Exhibit A, as modified by the City Council as of December 5, 2016, those project components related to the environment and mitigation measures that were identified as practicable and the placement of (E) designation (E-384) for Air Quality and Noise; and
- (4) The Decision together with the FEIS and the CEQR Technical Memoranda constitute the written statement of facts, and of social, economic and other factors and standards, that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 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 160312 ZSM, incorporated by reference herein, the Council approves the Decision with the following modifications:

Matter in ~~double-strikeout~~ is deleted by the City Council;
Matter in double-underline is added by the City Council.

- 1. The property that is the subject of this application (C 160312 ZSM) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications and zoning computations indicated on the following approved plans prepared by CookFox Architects, DPC, filed with this application and incorporated in this resolution:

<u>Dwg No.</u>	<u>Title</u>	<u>Last Date Revised</u>
P-003	Parking Plan Center Site Ground Level	10/14/2016 <u>12/5/2016</u>
P-004	Parking Plan Center Site Cellar Level	10/14/2016 <u>12/5/2016</u>

2. Such development shall conform to all applicable provisions of the Zoning Resolution except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.
3. Such development shall conform to all applicable laws and regulations relating to its construction, operation and maintenance.
4. No development pursuant to this resolution shall be permitted until the Restrictive Declaration, as modified by the New York City Council as of December 5, 2016, attached as Exhibit A to the Council's Resolution on the related Zoning Special Permit (C 160310 ZSM), is executed by SJC 33 Owner 2015 LLC or its successor, and such Restrictive Declaration shall have been recorded and filed in the Office of the Register of the City of New York, County of New York.
5. The development shall include those mitigative measures listed in the Final Impact Statement (CEQR No. 16DCP031M) issued on October 6, 2016 and in the CEQR Technical Memoranda identified as practicable.
6. In the event the property that is the subject of the application is developed as, sold as, or converted to condominium units, a homeowners' association, or cooperative ownership, a copy of this report and resolution and any subsequent modifications shall be provided to the Attorney General of the State of New York at the time of application for any such condominium, homeowners' or cooperative offering plan and, if the Attorney General so directs, shall be incorporated in full in any offering documents relating to the property.
7. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sub-lessee or occupant.
8. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.
9. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

PETER A. KOO, *Acting Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, STEPHEN T. LEVIN, DEBORAH L. ROSE, RUBEN WILLS, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 5, 2016.

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 for L.U. No. 511 & Res. No. 1347

Report of the Committee on Land Use in favor of approving Application No. C 160313 ZSM submitted by SJC 33 Owner 2015 LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 164 spaces on portions of the ground floor and cellar of a proposed mixed use development (South Site), on property located at 550 Washington Street (Block 596, Lot 1), Borough of Manhattan, Community Board 2, Council District 3.

The Committee on Land Use, to which the annexed Land Use item was referred on October 27, 2016 (Minutes, page 3598) and which was previously brought before the Council on December 6, 2016 (Minutes, page 4015), respectfully

REPORTS:***SUBJECT*****MANHATTAN - CB 2****C 160313 ZSM**

City Planning Commission decision approving an application submitted by SJC 33 Owner 2015 LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 164 spaces on portions of the ground floor and cellar of a proposed mixed use development (South Site), on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts, within the Special Hudson River Park District.

INTENT

The grant of the special permit, along with the other related actions, would facilitate the redevelopment of 550 Washington Street with a mix of uses over five buildings and open areas, including a designated public access area, in Manhattan Community District 2. The development would include 1,711,000 total square feet with 1,289,000 square feet of residential floor area, of which 328,700 square feet would be permanently affordable; 200,000 square feet of retail and event space; and 222,000 square feet of office or hotel use; three separate accessory parking facilities below grade with a total of 772 spaces; and additionally, would enable a transfer of floor area to support the repair and rehabilitation of Pier 40 in the Hudson River Park.

PUBLIC HEARING**DATE:** November 1, 2016**Witnesses in Favor:** Twenty-Eight**Witnesses Against:** Eleven***SUBCOMMITTEE RECOMMENDATION*****DATE:** December 5, 2016

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

In Favor:

Richards, Gentile, Garodnick, Wills, Reynoso, Torres.

Against:

Williams

Abstain:

None

COMMITTEE ACTION

DATE: December 5, 2016

The Committee recommends that the Council approve the attached resolution.

In Favor:

Koo, Gentile, Palma, Garodnick, Mealy, Mendez, Rodriguez, Levin, Rose, Wills, Kallos, Reynoso, Torres, Treyger.

Against:

Williams

Abstain:

Barron

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSION

The Committee's proposed modifications were filed with the City Planning Commission on December 5, 2016. The City Planning Commission filed a letter dated December 12, 2016, with the Council on December 15, 2016, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

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

Res No. 1347

Resolution approving with modifications the decision of the City Planning Commission on ULURP No. C 160313 ZSM (L.U. No. 511), for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 164 spaces on portions of the ground floor and cellar of a proposed mixed use development (South Site), on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts, within the Special Hudson River Park District, Community District 2, Borough of Manhattan.

By Council Members Greenfield and Richards.

WHEREAS, the City Planning Commission filed with the Council on October 17, 2016 its decision dated October 17, 2016 (the "Decision"), on the application submitted by SJC 33 Owner 2015 LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Sections 13-45 and 13-451 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 164 spaces on portions of the ground floor and cellar of a proposed mixed use development (South Site), on property located at 550 Washington Street (Block 596, Lot 1), in C6-3, C6-4 and M1-5 Districts,

within the Special Hudson River Park District, (ULURP No. C 160313 ZSM), Community District 2, Borough of Manhattan (the "Application");

WHEREAS, the Application is related to applications N 160308 ZRM (L.U. No. 506), an amendment of the Zoning Resolution to establish Article VIII Chapter 9, the Special Hudson River Park District, to include Pier 40 (Block 656, Lot 1; the "granting site") and the St. John's Center (Block 596, Lot 1; the "receiving site"). It would include provisions for a special permit to allow the transfer of floor area from the granting site to the receiving site and permit bulk modifications within the receiving site in the Hudson Square neighborhood in Manhattan Community District 2; C 160309 ZMM (L.U. No. 507), an amendment of the Zoning Map, Section No. 12a: changing from an M1-5 District to a C6-4 District property bounded by Clarkson Street, Washington Street, West Houston Street, and West Street; changing from an M2-4 District to a C6-3 District property bounded by West Houston Street, Washington Street, a line 596 feet northerly of Spring Street, and West Street; changing from an M2-4 District to an M1-5 District property bounded by a line 596 feet northerly of Spring Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and establishing a Special Hudson River Park District (HRP) bounded by: (a) Clarkson Street, Washington Street, a line 415 feet northerly of Spring Street, and West Street; and (b) a line 57 feet northerly of the westerly prolongation of the northerly street line of Leroy Street, the U.S. Pierhead Line, a line 1118 feet southerly of the westerly prolongation of the northerly street line of Leroy Street, and the U.S. Bulkhead Line; C 160310 ZSM (L.U. No. 508), a special permit pursuant to Section 89-21 to allow the distribution of 200,000 square feet of floor area from a granting site (A1, Block 656, Lot 1) to a receiving site (A2, Block 596, Lot 1), and to modify the height and setback requirements of Sections 23-60 (Height and Setback Regulations) and Section 43-40 (Height and Setback Regulations), the height factor requirements of 23-151 (Basic regulations for R6 through R9 Districts) and the rear yard requirements of Section 43-20 (Rear Yard Regulations), in connection with the proposed mixed use development; C 160311 ZSM (L.U. No. 509), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 236 spaces on portions of the ground floor and cellar on the North Site of the proposed mixed use development; and C 160312 ZSM (L.U. No. 510), a special permit pursuant to Sections 13-45 and 13-451 to allow an attended accessory parking garage with a maximum capacity of 372 spaces on portions of the ground floor and cellar on the Center Site of the proposed mixed use development;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Sections 13-45 and 13-451 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on November 1, 2016;

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

WHEREAS, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement ("FEIS"), for which a Notice of Completion was issued on October 6, 2016 (CEQR No. 16DCP031M), and the CEQR Technical Memorandum 001 dated October 17, 2016 and the CEQR Technical Memorandum 002 dated December 9, 2016 (together, the "CEQR Technical Memoranda");

RESOLVED:

Having considered the FEIS and the CEQR Technical Memoranda with respect to the Decision and Application, the Council finds that:

- (1) The FEIS and CEQR Technical Memoranda meet the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the Revised Proposed Project Alternative adopted herein is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS and CEQR Technical Memoranda will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the Restrictive Declaration marked as Exhibit A, as modified by the City Council as of December 5, 2016, those project components related to the environment and mitigation measures that were identified as practicable and the placement of (E) designation (E-384) for Air Quality and Noise; and
- (4) The Decision together with the FEIS and the CEQR Technical Memoranda constitute the written statement of facts, and of social, economic and other factors and standards, that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 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 160313 ZSM, incorporated by reference herein, the Council approves the Decision with the following modifications:

Matter in ~~double-strikeout~~ is deleted by the City Council;
 Matter in double-underline is added by the City Council.

- 1. The property that is the subject of this application (C 160313 ZSM) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications and zoning computations indicated on the following approved plans prepared by CookFox Architects, DPC, filed with this application and incorporated in this resolution:

<u>Dwg No.</u>	<u>Title</u>	<u>Last Date Revised</u>
P-005	Parking Plan South Site Ground Level	10/14/2016 <u>12/5/2016</u>
P-006	Parking Plan South Site Cellar Level	10/14/2016 <u>12/5/2016</u>

- 2. Such development shall conform to all applicable provisions of the Zoning Resolution except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.
- 3. Such development shall conform to all applicable laws and regulations relating to its construction, operation and maintenance.
- 4. No development pursuant to this resolution shall be permitted until the Restrictive Declaration, as modified by the New York City Council as of December 5, 2016, attached as Exhibit A to the Council’s Resolution on the related Zoning Special Permit (C 160310 ZSM), is executed by SJC 33 Owner 2015 LLC or its successor, and such Restrictive Declaration shall have been recorded and filed in the Office of the Register of the City of New York, County of New York.

5. The development shall include those mitigative measures listed in the Final Impact Statement (CEQR No. 16DCP031M) issued on October 6, 2016 and in the CEQR Technical Memoranda identified as practicable.
6. In the event the property that is the subject of the application is developed as, sold as, or converted to condominium units, a homeowners' association, or cooperative ownership, a copy of this report and resolution and any subsequent modifications shall be provided to the Attorney General of the State of New York at the time of application for any such condominium, homeowners' or cooperative offering plan and, if the Attorney General so directs, shall be incorporated in full in any offering documents relating to the property.
7. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sub-lessee or occupant.
8. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.
9. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

PETER A. KOO, *Acting Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, STEPHEN T. LEVIN, DEBORAH L. ROSE, RUBEN WILLS, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER; Committee on Land Use, December 5, 2016.

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).

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:

<i>Approved New Applicants</i>		
<i>Name</i>	<i>Address</i>	<i>District #</i>
Agnes Anita Pemberton	2829 Dewey Avenue #2A Bronx, N.Y. 10465	13
Yvonne Webster	93 Featherbed Lane #3F Bronx, N.Y. 10452	14
Andrea Rincon	142-30 Sanford Avenue #4U Flushing, N.Y. 11355	20
Nina Manasherova	61-25 98th Street #3D Queens, N.Y. 11374	29
Maria E. Ocasio	227 South 2nd Street #7 Brooklyn, N.Y. 11211	34
Anzhelina Tushnova	8891 20th Avenue #3G Brooklyn, N.Y. 11214	43
Vadim Drel	1543 West 1st Street #C1 Brooklyn, N.Y. 11204	44
Bernice Kingsberry	5814 Farragut Road #1C Brooklyn, N.Y. 11234	45

Approved Reapplicants

<i>Name</i>	<i>Address</i>	<i>District #</i>
Jennie S. Too	217 Mulberry Street #4 New York, N.Y. 10012	1
David Ferber	40 Fifth Avenue #2A New York, N.Y. 1011	3
Alina Amador	330 East 104th Street #6G New York, N.Y. 10029	8
Emma R. Cuadrado	489 East 142nd Street #2D Bronx, N.Y. 10454	8
Jacqueline Guzman	226 West 122nd Street #4A New York, N.Y. 10027	9
Eugenia Mickens	2850 8th Avenue #14A New York, N.Y. 10039	9
Clifton Robertson	814 Tilden Street Bldg-A #5J Bronx, N.Y. 10467	12
Carol Ann Brumley-McManus	839 Wilcox Avenue Bronx, N.Y. 10465	13
Ana Maria Ortiz	1055 Esplanade Avenue #3A Bronx, N.Y. 10461	13
Dahaviah Rajah	2157 Wallace Avenue #2M Bronx, N.Y. 10462	13
Carmen N. Vega	2187 Cruger Avenue #2B Bronx, N.Y. 10462	13
Sandra Beauchamp	1403 Whiteplains Road #2R Bronx, N.Y. 10462	18
Joanne M. Palmer	1500 Noble Avenue #14C Bronx, N.Y. 10460	18
Nilza Vazquez	1148 Taylor Avenue #3 Bronx, N.Y. 10472	18
Lois Marbach	64-64 229th Street Queens, N.Y. 11364	23
Maria Nickens	69-31B 213th Street Oakland Gardens, N.Y. 11364	23

Vincent Abolencia Jr.	187-36 Wexford Terrace Jamaica, N.Y. 11423	24
Dorita Clarke	162-15 Highland Avenue #5R Queens, N.Y. 11432	24
Esthephany DeLaCruz	147-12 72nd Road #3C Queens, N.Y. 11367	24
Beatriz Duran	35-24 87th Street Queens, N.Y. 11372	25
Tracey Whisnant	21-09 35th Avenue #1 Long Island City, N.Y. 11106	26
Paulette Blucher-Percival	112-24 208th Street Queens Village, N.Y. 11429	27
Alan Robert Block	66-25 103rd Street #2N Queens, N.Y. 11375	29
Lisandro Diaz	85-65 80th Street #2 Woodhaven, N.Y. 11421	30
Josephine Panicola	71-27 71st Street Queens, N.Y. 11385	30
Gary B. Spiegel	61-30 78th Street Middle Village, N.Y. 11379	30
Shirley Greaves	165-16 144th Terrace Queens, N.Y. 11424	31
Nancy Lazaro	303 East 3rd Street Brooklyn, N.Y. 11218	39
Gary Washington	280 Ocean Parkway #4S Brooklyn, N.Y. 11218	39
AnnMarie Gillick	1545 Independence Avenue #2B Brooklyn, N.Y. 11228	43
Angela Barbera	5611 13th Avenue Brooklyn, N.Y. 11219	44
Sheldon Levin	5709 14th Avenue Brooklyn, N.Y. 11219	44
Chaya Schlafrig	4317 15th Avenue Brooklyn, N.Y. 11219	44

J. Ramon Madrazo	1065 East 31st Street Brooklyn, N.Y. 11210	45
Aaron D. Maslow	1761 Stuart Street Brooklyn, N.Y. 11229	46
Marie Giardina Walsh	1736 East 52nd Street Brooklyn, N.Y. 11234	46
Amy J. Rosario	1860 71st Street Brooklyn, N.Y. 11204	47
John Ferrara	2534 East 14th Street #1 Brooklyn, N.Y. 11235	48
Albert D. George	188 Harbor Road Staten Island, N.Y. 10303	49
Terrence C.J. Williams	53 Macormac Place Staten Island, N.Y. 10303	49
Robin K. Aryakia	282 Wilder Avenue Staten Island, N.Y. 10306	50
Francois Bachaalany	246 Seaview Avenue Staten Island, N.Y. 10305	50
Camille P. Manning	15 Salamander Court Staten Island, N.Y. 10309	51
Elia Murphy	122 Ridgecrest Avenue Staten Island, N.Y. 10312	51
Vincent Simineri	25 Serrell Avenue Staten Island, N.Y. 10312	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-463 & Res 1338 -** Transfer City funds between various agencies in Fiscal Year 2017 (**MN-2**).
- (2) **M-464 & Res 1339 -** Modification to reduce revenues in Fiscal Year 2017 (**MN-3**).
- (3) **Int 980-A -** Realigning contribution limits to transition and inauguration entities with contribution limits to campaigns.
- (4) **Int 985-A -** Eliminating public matching funds for contributions bundled by people doing business with the city.
- (5) **Int 986-A -** Early public funds payments in local elections.
- (6) **Int 987-A -** Increasing the minimum amount of money raised to participate in the first official campaign finance board debate for local offices.
- (7) **Int 988-A -** Allowing for flexibility with respect to the voter guide.
- (8) **Int 990-A -** Prohibiting contributions from non-registered political committees to candidates.
- (9) **Int 1001-A -** Requiring disclosure of entities that own entities that do business with the city.
- (10) **Int 1002-A -** Requiring the conflicts of interest board to maintain records of compliance.
- (11) **Int 1132-A -** Establishing a public list of commitments made by the city in connection with city planning commission.
- (12) **Int 1345-A -** Conflicts of interest and organizations affiliated with elected officials.
- (13) **Int 1349-A -** Compatibility of campaign finance board disclosure software.

- (14) **Int 1350-A -** Adjudication of campaign finance violations.
- (15) **Int. 1351-A -** Deposits of campaign contributions.
- (16) **Int. 1352 -** Inquiring if a person or entity is doing business with the city.
- (17) **Int 1353-A -** Return of a contribution to protect a reputational interest.
- (18) **Int 1354-A -** Timing of statement reviews.
- (19) **Int 1355-A -** Required documentation for contributions.
- (20) **Int 1356 -** Transfer of non-public campaign funds.
- (21) **Int 1358 -** Expenditures of non-public funds.
- (22) **Int 1361 -** Viewing of dates from the doing business database.
- (23) **Int 1362-A -** Contributions in a special election.
- (24) **Int 1363-A -** Deadline for rescinding the written certification of participation in the matching funds program.
- (25) **Int 1364-A -** Executive sessions of the campaign finance board.
- (26) **Res 1323 -** Organizations to receive funding in the Expense Budget (**Transparency Resolution**).
- (27) **L.U. 506 & Res 1342 -** App. **N 160308 ZRM** Zoning Resolution, Manhattan, Community Board 2, Council District 3.
- (28) **L.U. 507 & Res 1343 -** App. **C 160309 ZMM** Zoning Map, Manhattan, Community Board 2, Council District 3.
- (29) **L.U. 508 & Res 1344 -** App. **C 160310 ZSM** Zoning Resolution, Manhattan, Community Board 2, Council District 3.
- (30) **L.U. 509 & Res 1345 -** App. **C 160311 ZSM** Zoning Resolution, Manhattan, Community Board 2, Council District 3.

- (31) **L.U. 510 & Res 1346 -** App. C **160312 ZSM** Zoning Resolution, Manhattan, Community Board 2, Council District 3.
- (32) **L.U. 511 & Res 1347 -** App. C **160313 ZSM** Zoning Resolution, Manhattan, Community Board 2, Council District 3.
- (33) **L.U. 531 & Res 1340 -** App. C **150360 ZMK** 14-18 Carroll LLC, Zoning Map, Brooklyn, Community Board 6, Council District 39 **(Coupled to be Disapproved).**
- (34) **L.U. 532 & Res 1341 -** App. N **160379 ZRK** 14-18 Carroll LLC, Zoning Resolution, Brooklyn, Community Board 6, Council District 39 **(Coupled to be Disapproved).**
- (35) **L.U. 540 & Res 1335 -** 943-947 Teller Ave.
- (36) **L.U. 541 & Res 1336 -** 147-18 Archer Avenue.
- (37) **L.U. 542 & Res 1337 -** 148-02 Archer Avenue.
- (38) **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 – Barron, Borelli, Cabrera, Chin, Cohen, Cornegy, Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Grodenchik, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vacca, Vallone, Williams, Matteo, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **48**.

The General Order vote recorded for this Stated Meeting was 48-0-0 as shown above with the exception of the votes for the following legislative items:

The following was the vote recorded for **Int No. 990**:

Affirmative – Barron, Cabrera, Chin, Cohen, Cornegy, Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Grodenchik, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vacca, Vallone, Williams, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **46**.

Negative – Borelli and Matteo - **2**.

The following was the vote recorded for **Int No. 1356**:

Affirmative – Barron, Borelli, Cabrera, Chin, Cohen, Cornegy, Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Grodenchik, Johnson, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vacca, Vallone, Williams, Matteo, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **47**.

Negative – Kallos – **1**.

The following was the vote recorded for **Int No. 1358**:

Affirmative – Barron, Borelli, Cabrera, Chin, Cohen, Cornegy, Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Grodenchik, Johnson, Kallos, King, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vacca, Vallone, Williams, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **46**.

Negative – Matteo – **1**.

Abstention – Koo – **1**.

The following was the vote recorded for **LU No. 506 & Res No. 1342, LU No. 507 & Res No. 1343, LU No. 508 & Res No. 1344, LU No. 509 & Res No. 1345, LU No. 510 & Res No. 1346, and LU No. 511 & Res No. 1347**:

Affirmative – Borelli, Cabrera, Chin, Cohen, Cornegy, Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Grodenchik, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Levin, Levine, Maisel, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vacca, Vallone, Matteo, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **44**.

Negative – Barron, Menchaca, and Williams – **3**.

Abstention – Lander – **1**.

The following Introductions were sent to the Mayor for his consideration and approval: Int Nos. 980-A, 985-A, 986-A, 987-A, 988-A, 990-A, 1001-A, 1002-A, 1132-A, 1345-A, 1349-A, 1350-A, 1351-A, 1352, 1353-A, 1354-A, 1355-A, 1356, 1358, 1361, 1362-A, 1363-A, and 1364-A,

INTRODUCTION AND READING OF BILLS

Int. No. 1405

By Council Member Cohen.

A Local Law to amend the administrative code of the city of New York, in relation to mandating the use of identification tags for easier attribution of improperly restored pavement

Be it enacted by the Council as follows:

Section 1. Section 19-115 of the administrative code of the city of New York, as added by local law number 104 for the year 1993, is amended to read as follows:

§ 19-115 Paving, generally. *a.* All streets shall be paved and arched in full accordance with department specifications for such work, which shall be prescribed by the commissioner and kept on file in his or her office.

b. A person who restores pavement that was previously removed shall affix an identification tag on such pavement, as prescribed by the commissioner in the rules of the department. The commissioner shall promulgate rules relating to the provision and proper placement of such identification tags.

§ 2. Paragraph 1 of subdivision b of section 19-150 of the administrative code of the city of New York, as amended by local law number 4 for the year 2011, is amended to read as follows:

b. 1. Except as provided in subdivision c of this section, such civil penalty shall be determined in accordance with the following schedule:

Section of the Administrative Code	Maximum Civil Penalty (dollars)
19-102	5,000
19-107	5,000
19-109 subd(a)	5,000
19-109 subd(c)	1,000
19-111	1,000
19-112	1,000

19-113	1,000
19-115 <u>subd(a)</u>	1,000
19-116	1,000
19-117 subd(a)	5,000
19-119	5,000
19-121 subd(a)	5,000
19-121 subd(b) para (5) & (7)	5,000
19-121 subd(b) para (2), (3) & (6)	1,000
19-122	1,000
19-123	5,000
19-126	5,000
19-128	1,000
19-133	1,000
19-133.1	5,000
19-135	1,000
19-137	1,000
19-138	1,000

19-139	5,000
19-141	1,000
19-144	5,000
19-145	5,000
19-146	1,000
19-147	1,000
19-148	1,000
24-521	5,000
All other Provisions of this subchapter and rules or orders relating thereto	500

Note: Reference to an administrative code provision is intended to encompass the penalties for violations of the rules or orders made or of the terms or conditions of permits issued pursuant to such code provision.

§ 3. Sections 28-108.1 and 28-108.2 of the administrative code of the city of New York, as added by local law number 33 for the year 2007, are amended to read as follows:

§ 28-108.1 General. The commissioner shall not issue a permit for the erection of a new building or for alterations that will require the issuance of a new or amended certificate of occupancy without a statement that no certificate of occupancy shall be issued unless the sidewalk in front of or abutting such building, including but not limited to the intersection quadrants for corner properties, shall have been paved or repaired by the owner, at his or her own cost, in the manner, of the materials, and in accordance with the standard specifications prescribed by the New York city department of transportation pursuant to section[s] 19-113 and *subdivision a of section_19-115* of the administrative code.

Exceptions:

1. Application for the erection of an accessory building appurtenant to an existing one- or two-family dwelling.
2. Where the commissioner determines that a sidewalk is not required, provided that such determination shall not affect the obligations of the owner under subdivision a of section 19-152 of the administrative code, nor relieve the owner of any such obligations, nor impair or diminish the rights of the city or its agencies to enforce such obligations.

3. Where the extent of the change in use or occupancy or the cost of the alteration does not exceed a threshold established pursuant to rule of the commissioner.

§ 28-108.2 Pavement plan required. Construction documents shall include a pavement plan processed and approved under guidelines established by the department. The pavement plan shall include documentation sufficient to show compliance with the standards and specifications of the New York city department of transportation pursuant to section[s] 19-113 and *subdivision a of section_19-115* of the administrative code.

Exception: No pavement plan shall be required with respect to an alteration application for a building where the applicant certifies that there is a sidewalk in existence in front of or abutting such building, including but not limited to the intersection quadrants for corner properties, complying with the specifications of the New York city department of transportation, and that the nature of such alteration work will neither remove such existing sidewalk nor cause damage to such existing sidewalk such that the damage could not be corrected as minor repairs prior to issuance of the certificate of occupancy.

§ 4. This local law takes effect 120 days after it becomes law, except that the commissioner of transportation may take such measures as are necessary for the implementation of this local law, including the promulgation of rules, prior to such date.

Referred to the Committee on Transportation.

Int. No. 1406

By Council Member Espinal.

A Local Law to amend the administrative code of the city of New York, in relation to requiring certain security measures at nonbank ATMS

Be it enacted by the Council as follows:

Section 1. Chapter 4 of title 20 of the administrative code of the city of New York is amended by adding a new subchapter 13 to read as follows:

*SUBCHAPTER 13
Nonbank ATMs*

§ 20-699.7 Definitions

§ 20-699.8 Placement agreement

§ 20-699.9 Security measures

§ 20-699.10 Exemptions

§ 20-699.11 Banking regulations

§ 20-699.12 Penalties

§ 20-699-13 Rules and regulations

§ 20-699.7 Definitions. For purposes of this subchapter, the following terms have the following meanings:

ATM. The term "ATM" stands for automated teller machine and means a device that is linked to the accounts and records of a banking institution, and enables consumers to conduct banking transactions, including but not limited to account transfers, deposits, cash withdrawals, balance inquiries and loan payments.

Skimming device. The term "skimming device" means a device made to affix to any part of an ATM to secretly read and record or transmit any information on banking transactions made at the ATM, including credit card number, debit card number, personal identification number, withdrawal amount, bank balance or any other information exchanged or communicated between the ATM and the person using the ATM. The term "skimming device" includes any magnetic strip, camera, touchscreen overlay, keypad overlay, and any other

device installed to capture data.

Distributor. The term “distributor” means a person who owns, invests in or leases a nonbank ATM that is installed at a location or premises and made available to the public. A distributor who owns or leases the location or premises where a nonbank ATM is installed and made available to the public is both the distributor and the merchant with regard to that nonbank ATM.

Merchant. The term “merchant” means an owner or lessee of a location or premises where a nonbank ATM is installed and made available to public. A merchant who owns, invests in or leases a nonbank ATM that is installed and made available to the public on a location or premises owned or leased by the merchant is both the merchant and the distributor with regard to that nonbank ATM.

Nonbank ATM. The term “nonbank ATM” means an ATM that is not under the dominion and control of any federally or state chartered bank or lending institution. The term “nonbank ATM” includes ATMs that are commonly found in convenience stores, grocery stores, gas stations and other commercial establishments.

Placement agreement. The term “placement agreement” means a written contract between a distributor and a merchant, and signed by all parties, concerning the placement, operation and security measures of a nonbank ATM. For a person who is both the distributor and the merchant of the same nonbank ATM, the term “placement agreement” shall mean a written procedure, signed by that person, concerning the placement, operation and security measures of that nonbank ATM.

§ 20-699.8 Placement agreement. a. A placement agreement must detail the following information:

1. *Parties to the agreement.* The placement agreement shall list the name and business address of all parties to the agreement. The placement agreement may also list the business telephone, business e-mail and business website, as such are available, of all parties to the agreement.

2. *Placement of nonbank ATM.* The placement agreement shall identify the specific point within the location or premises where the nonbank ATM is installed with sufficient detail to allow easy identification of the nonbank ATM.

3. *Security measures.* The placement agreement must detail the terms of the agreement between parties for maintaining compliance with the security measures contained in section 20-699.9 of this code. Such details must include the apportioning of responsibility for any failure to maintain security measures. If such details are not sufficiently defined in the placement agreement, the distributor shall be liable for any failure to maintain security measures.

4. A signed copy of the placement agreement shall be kept on file by all signatories of the placement agreement and shall be produced upon request by the commissioner.

b. A placement agreement is required for each non-bank ATM.

1. No distributor may allow a nonbank ATM to be made available to the public without entering into a placement agreement with the merchant of the location or premises where the nonbank ATM is installed and made available to the public.

2. No merchant may allow a nonbank ATM to be installed on their location or premises without entering into a placement agreement with the distributor of the nonbank ATM.

3. No person who is both the merchant and the distributor of a nonbank ATM may allow a nonbank ATM to be installed on their location or premises without first completing a placement agreement.

§ 20-699.9 Security measures. The distributor and the merchant of a nonbank ATM must maintain the following security measures for the nonbank ATM:

a. *Surveillance camera.* A surveillance camera shall view and record all persons entering a nonbank ATM located within the interior of a building, or shall view and record all activity occurring within a minimum of three feet in front of a nonbank ATM located outside a building and open to the outdoor air. Such camera shall not record banking transactions made at the nonbank ATM. The quality of video surveillance must be sufficient to allow identification of persons recorded. The recordings made by such cameras shall be preserved by the distributor or merchant, as agreed in the placement agreement, for at least 60 days.

b. *Adequate lighting.* A light source shall provide adequate lighting at a nonbank ATM in accordance with the following:

1. For a nonbank ATM located within the interior of a building, lighting that is sufficient to permit a person entering such location or premises to readily and easily see all persons occupying such location or premises, and sufficient to permit a person inside such location or premises to readily and easily see all persons at the entry door of such location or facility. Adequate lighting required by this paragraph must be

provided on a 24-hour basis.

2. For a nonbank ATM open to the outdoor air, including a nonbank ATM that is accessed by a person from a sidewalk or parking lot, lighting that is sufficient to provide:

(a) A minimum illuminance of five lumens per square foot maintained on a horizontal plane, measured at a point five feet outward from and five feet above the ground surface from the nonbank ATM;

(b) A minimum illuminance of two lumens per square foot maintained on a horizontal plane, measured at ground level, at a point 30 feet in all unobstructed directions from the nonbank ATM; and

(c) A minimum illuminance of one lumen per square foot maintained on a vertical plane, measured at five feet above ground level with the normal to the plane of measurement aimed at a light source, at a point 60 feet in all unobstructed directions from the nonbank ATM.

(d) A nonbank ATM as described by this paragraph that is not in compliance with the standards set forth in subparagraph (b) or (c) of this paragraph, a minimum illuminance of two lumens per square foot, measured on a horizontal plane at five feet above ground level, maintained at 50 feet in all unobstructed directions from the nonbank ATM.

Adequate lighting required by this paragraph shall be provided during the period starting 30 minutes before sunset until 30 minutes after sunrise.

c. Periodic inspection for a skimming device. A nonbank ATM shall be periodically inspected to ensure there are no skimming devices installed on the nonbank ATM. The placement agreement shall detail the frequency of such inspections and the person responsible for performing the inspections, except that the minimum frequency of inspection must be once per every 24-hour period. If a skimming device is found, the person who finds it shall make a record of the time and date of discovery, and shall immediately report the discovery to the local police precinct. Record of the discovery and report to local police precinct must be kept for at least 60 days.

§ 20-699.10 Exemptions. The following are exempt from the requirements of this subchapter:

a. Any financial institution regulated by federal or state banking laws.

b. Any person providing ATM services to a financial institution regulated by the federal reserve board, the federal deposit insurance corporation, the comptroller of the currency, the United States office of thrift supervision, the national credit union administration, or the state of New York or any of its agencies where the state enforces security requirements similar to this subchapter.

§ 20-699.11 Banking regulations. This subchapter does not affect bank accounts or modify, amend, suspend, supersede or cancel any federal or state banking procedure or regulation.

§ 20-699.12 Penalties. Any person who violates any provision of this subchapter or any rule promulgated pursuant thereto is subject to a civil penalty of not more than \$200 for a first violation and not more than \$500 for each subsequent violation within 24 months of the first violation. All proceedings authorized pursuant to this section shall be conducted in accordance with rules promulgated by the commissioner. The remedies and penalties provided in this section shall be in addition to any other applicable remedy or penalty provided by law.

§ 20-699-13 Rules and regulations. The commissioner is authorized to promulgate such rules and regulations as necessary to implement the provisions of this subdivision.

§ 2. This local law takes effect 120 days after enactment, except that the commissioner may take any action necessary for the implementation of this local law, including the promulgation of rules, prior to that date.

Referred to the Committee on Consumer Affairs

Int. No. 1407

By Council Members Espinal and Deutsch.

A Local Law to amend the administrative code of the city of New York, in relation to requiring hotels to periodically inspect for bedbugs

Be it enacted by the Council as follows:

Section 1. Section 27-2018 of the administrative code of the city of New York is amended by adding a new subdivision d, to read as follows:

d. All hotels shall conduct inspections for bedbugs at least once every six months.

1. All such inspections shall be conducted by a pest control professional qualified to identify and exterminate bedbugs.

2. For one calendar year following any inspection that identifies bedbugs or any substantiated complaint of bedbugs in a hotel by any person, such hotel shall conduct inspections for bedbugs at least once every three months.

3. A hotel's annual property registration, submitted to the department pursuant to article 2 of subchapter 4 of the housing maintenance code, shall include documentation of each inspection conducted during the 12-month period before the date of the registration, including the results of such inspections.

4. Any hotel that violates this subdivision or any rules promulgated thereunder is liable for a civil penalty of \$500 for a first violation and \$1,000 for any subsequent violation within a 12-month period.

§ 2. This local law takes effect 90 days after it becomes law, except that the department may take such measures as are necessary for its implementation, including the promulgation of rules, before such effective date.

Referred to the Committee on Housing and Buildings.

Int. No. 1408

By Council Members Garodnick and Cumbo.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the police department, the 311 customer service center, and the New York city taxi and limousine commission to collect and report disaggregated data on sexual harassment and sex offenses

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 14-162 to read as follows:

§ 14-162. Sexual harassment and sex offenses in vehicles licensed by the taxi and limousine commission.

a. No later than July 1 of each year, the commissioner shall submit to the council, the mayor and the taxi and limousine commission a report regarding complaints of sexual harassment and sex offenses occurring in licensed vehicles.

b. Such report shall include the total number of complaints disaggregated by:

1. The type of vehicle licensed by the taxi and limousine commission; and

2. The type of complaint categorized by the conduct alleged, including but not limited to the following categories of conduct:

(a) Sexual misconduct as defined in section 130.20;

(b) Rape as defined in sections 130.25, 130.30, and 130.35;

(c) Criminal sexual act as defined in sections 130.40, 130.45, and 130.50;

(d) Forcible touching as defined in section 130.52;

(e) Misdemeanor sex offenses as defined in sections 130.52, 130.55, and 130.60;

(f) Sexual abuse as defined in sections 130.65, 130.65-a, 130.66, 130.67, and 130.70;

(g) Course of sexual conduct against a child as defined in sections 130.75 and 130.80;

(h) Predatory sexual assault as defined in sections 130.95 and 130.96; and

(i) Conduct not covered by subparagraphs (a) to (h) of this paragraph that involve a driver engaging in any conversation or conduct related to sexual acts, sexual contact, or sexual or intimate body parts, or expressing a desire to enter into a sexual relationship or asking about a person's sexual relationships.

c. The commissioner may discontinue reporting to the council, mayor and the taxi and limousine commission after issuing five annual reports as required by subdivision a of this section, so long as the commissioner provides written notice to the mayor, the speaker of the council and the commissioner of the taxi and limousine commission, at least 60 days before any report would otherwise be due, of the commissioner's intention to discontinue such reporting.

d. No information that is otherwise required to be collected and reported pursuant to this section shall be collected and reported in a manner that would publicly identify individual complainants, violate any applicable provision of federal, state or local law relating to the privacy of information, or interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement.

§ 2. Title 19 of the administrative code of the city of New York is amended by adding a new section 19-547 to read as follows:

§ 19-547. *Sexual harassment and sex offenses in vehicles licensed by the taxi and limousine commission.*

a. The commission shall collect data from its records and all entities licensed by the commission and from the reports provided to it pursuant to subdivision a of section 14-162 and subdivision a of section 23-303 and shall issue a report on complaints of sexual harassment and sex offenses occurring in licensed vehicles.

b. Such report shall include the total number of complaints disaggregated by:

1. The type of vehicle licensed by the taxi and limousine commission;

2. The licensed entity or city body receiving the complaint; and

3. The type of complaint categorized by the conduct alleged, including but not limited to the following categories of conduct:

(a) Sexual misconduct as defined in section 130.20;

(b) Rape as defined in sections 130.25, 130.30, and 130.35;

(c) Criminal sexual act as defined in sections 130.40, 130.45, and 130.50;

(d) Forcible touching as defined in section 130.52;

(e) Misdemeanor sex offenses as defined in sections 130.52, 130.55, and 130.60;

(f) Sexual abuse as defined in sections 130.65, 130.65-a, 130.66, 130.67, and 130.70;

(g) Course of sexual conduct against a child as defined in sections 130.75 and 130.80;

(h) Predatory sexual assault as defined in sections 130.95 and 130.96; and

(i) Conduct not covered by subparagraphs (a) to (h) of this paragraph that involve a driver engaging in any conversation or conduct related to sexual acts, sexual contact, or sexual or intimate body parts, or expressing a desire to enter into a sexual relationship or asking about a person's sexual relationships.

c. No later than December 1 of each year, the commission shall submit such report to the council and the mayor and post such report to the commission's website.

d. The commissioner may discontinue reporting to the mayor and the council after issuing five annual reports, so long as the commissioner provides written notice to the mayor and the speaker of the council, at least 60 days before any report would otherwise be due, of the commissioner's intention to discontinue such reporting.

e. No information that is otherwise required to be collected and reported pursuant to this section shall be collected and reported in a manner that would publicly identify individual complainants, violate any applicable provision of federal, state or local law relating to the privacy of information, or interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement.

§ 3. Title 23 of the administrative code of the city of New York is amended by adding a new section 23-303 to read as follows:

§ 23-303. *Sexual harassment and sex offenses in vehicles licensed by the taxi and limousine commission.*

a. No later than July 1 of each year, the 311 service center shall submit to the council, the mayor and the taxi and limousine commission a report regarding complaints of sexual harassment and sex offenses occurring in licensed vehicles.

b. Such report shall include the total number of complaints disaggregated by:

1. The type of vehicle licensed by the taxi and limousine commission;

2. The type of complaint categorized by the conduct alleged, including but not limited to the following categories of conduct:

(a) Sexual misconduct as defined in section 130.20;

(b) Rape as defined in sections 130.25, 130.30, and 130.35;

- (c) *Criminal sexual act as defined in sections 130.40, 130.45, and 130.50;*
 - (d) *Forcible touching as defined in section 130.52;*
 - (e) *Misdemeanor sex offenses as defined in sections 130.52, 130.55, and 130.60;*
 - (f) *Sexual abuse as defined in sections 130.65, 130.65-a, 130.66, 130.67, and 130.70;*
 - (g) *Course of sexual conduct against a child as defined in sections 130.75 and 130.80;*
 - (h) *Predatory sexual assault as defined in sections 130.95 and 130.96; and*
 - (i) *Conduct not covered by subparagraphs (a) to (h) of this paragraph that involve a driver engaging in any conversation or conduct related to sexual acts, sexual contact, or sexual/intimate body parts, or expressing a desire to enter into a sexual relationship or asking about a person's sexual relationships.*
- c. *The 311 customer service center may discontinue reporting to the council, mayor and the taxi and limousine commission after issuing five annual reports as required by subdivision a of this section, so long as written notice is provided to the mayor, the speaker of the council and the commissioner of the taxi and limousine commission, at least 60 days before any report would otherwise be due, of the intention to discontinue such reporting.*
- d. *No information that is otherwise required to be collected and reported pursuant to this section shall be collected and reported in a manner that would publicly identify individual complainants, violate any applicable provision of federal, state or local law relating to the privacy of information, or interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement.*

§ 4. This local law takes effect immediately.

Referred to the Committee on Public Safety

Int. No. 1409

By Council Members Torres and Rosenthal (by request of the Brooklyn Borough President).

A Local Law to amend the administrative code of the city of New York, in relation to the installation of temperature reporting devices in multiple dwellings

Be it enacted by the Council as follows:

Section 1. Article 11 of subchapter 2 of chapter 2 of title 27 of the administrative code of the city of New York is amended by adding a new section 27-2046.3 to read as follows:

§ 27-2046.3 *Duties of owner and occupant with respect to installation and replacement of internet capable temperature reporting devices in class A multiple dwellings.* a. *For the purposes of this section, an "internet capable temperature reporting device" means a device, resistant to tampering, capable of reading the indoor air temperature not less than once per hour and, either by itself or in combination with another device, recording or reporting such temperatures, along with the date and time for not less than the prior ninety days, in such a manner that the information would be accessible through an ordinary internet connection or displayed through other means when no such connection is present, for the viewing of both tenants and property owners.*

b. *It shall be the duty of the owner of a class A multiple dwelling to:*

(1) *provide and install one or more approved and operational internet capable temperature reporting devices in each living room of each dwelling unit. Such devices shall be installed pursuant to rules promulgated by the commissioner;*

(2) *replace any internet capable temperature reporting device which has been stolen, removed, found missing or rendered inoperable during a prior occupancy of the dwelling unit and which has not been replaced by the prior occupancy prior to the commencement of a new occupancy of a dwelling unit;*

(3) *replace such internet capable temperature reporting device within thirty days after the receipt of written notice that such device has become inoperable due to a defect in the manufacture or installation of such device and through no fault of the occupant of the dwelling unit; and*

(4) *maintain such records as the commissioner shall prescribe by rule relating to the installation and*

maintenance of such internet capable temperature reporting devices and make such records available to the commissioner upon request.

c. It shall be solely the duty of the occupant of each dwelling unit in a class A multiple dwelling in which an internet capable temperature reporting device has been provided and installed by the owner of this section to:

(1) keep and maintain such device in good repair; and

(2) replace any and all internet capable temperature reporting devices which are stolen, removed, missing or rendered inoperable during the occupancy of such dwelling unit.

c. Except as otherwise provided in paragraphs two and three of subdivision b of this section, an owner of a class A multiple dwelling who has provided and installed an internet capable temperature reporting device in a dwelling unit pursuant to this section shall not be required to keep and maintain such device in good repair or to replace any such device which is stolen, removed, missing or rendered inoperable during the occupancy of such dwelling unit.

d. The owner may charge the occupant of a dwelling unit in which an internet capable temperature reporting device is newly installed or replaced by the owner pursuant to this section a maximum of fifty dollars for the cost of each such device. The occupant shall have one year from the date of installation to make such reimbursement.

§ 2. This local law shall take effect on January 1, 2018, except that the commissioner of housing preservation and development 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

Preconsidered L.U. No. 540

By Council Member Ferreras-Copeland:

943-947 Teller Ave Project, Block 2422, Lot 30, Bronx, Community District No. 4, Council District No. 17.

Adopted by the Council (preconsidered and approved by the Committee on Finance).

Preconsidered L.U. No. 541

By Council Member Ferreras-Copeland:

Jamaica Crossing 147-18 Archer Avenue, Block 9998, Lot 91, F/K/A Lots 83, 86, 87, 88, 89, 90, 91; Queens, Community District No. 12, Council District No. 27.

Adopted by the Council (preconsidered and approved by the Committee on Finance).

Preconsidered L.U. No. 542

By Council Member Ferreras-Copeland:

Jamaica Crossing 148-02 Archer Avenue, Block 9998, Lot 95, F/K/A Lots 93, 94, 95, and part of 101; Queens, Community District No. 12, Council District No. 27.

Adopted by the Council (preconsidered and approved by the Committee on Finance).

L.U. No. 543

By Council Member Ferreras-Copeland:

Penn South, 212-226 9th Avenue (Block 747, Lot 1), 311-351 West 24th Street (Block 748, Lot 1), 250-268 9th Avenue (Block 749, Lot 1), 313 8th Avenue (Block 749, Lot 24), 270-296 9th Avenue (Block 751, Lot 1) and 305 9th Avenue (Block 752, Lot 1), Manhattan, Community District No. 4, Council District 3.

Adopted by the Council (preconsidered and approved by the Committee on Finance).

<http://legistar.council.nyc.gov/Calendar.aspx>

A N N O U N C E M E N T S

Wednesday, January 4, 2017

Committee on Finance..... 9:30 a.m.

L.U. 543 - By Council Member Ferreras-Copeland - Penn South, 212-226 9th Avenue (Block 747, Lot 1), 311-351 West 24th Street (Block 748, Lot 1), 250-268 9th Avenue (Block 749, Lot 1), 313 8th Avenue (Block 749, Lot 24), 270-296 9th Avenue (Block 751, Lot 1) and 305 9th Avenue (Block 752, Lot 1), Manhattan, Community District No. 4, Council District No. 3.

AND SUCH OTHER BUSINESS AS MAY BE NECESSARY

Committee Room – City Hall

Julissa Ferreras-Copeland, Chairperson

Charter Meeting..... – **12:00 p.m.**

During the Meeting, the Speaker (Council Member Mark-Viverito) thanked her colleagues for a very productive year and wished those assembled a Happy Holidays and a Happy New Year.

Shortly before the adjournment, the Speaker (Council Member Mar-Viverito) asked everyone to keep Council Budget Director Latonia McKinney in their thoughts and prayers on the loss of her mother. Also shortly before the adjournment, the Public Advocate (Ms. James) acknowledged the death of Auxiliary NYPD Assistance Chief Tony Christo.

Whereupon on motion of the Speaker (Council Member Mark-Viverito), the Public Advocate (Ms. James) adjourned these proceedings to meet again for the Charter Meeting on Wednesday, January 4, 2017.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council

Editor's Local Law Note: Int Nos. 980-A, 985-A, 986-A, 987-A, 988-A, 990-A, 1001-A, 1002-A, 1099-A, 1132-A, 1182-A, 1193-A, 1260-A, 1261-A, 1262-A, 1345-A, 1349-A, 1350-A, 1351-A, 1352, 1353-A, 1354-A, 1355-A, 1356, 1358, 1361, 1362-A, 1363-A, and 1364-A were signed into law by the Mayor on December 22, 2016 as Local Laws Nos. 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, and 194 of 2016, respectively.

Int Nos. 1099-A, 1182-A, 1193-A, 1260-A, 1261-A, and 1262-A were adopted by the Council at the December 6, 2016 Stated Meeting.

Int Nos. 980-A, 985-A, 986-A, 987-A, 988-A, 990-A, 1001-A, 1002-A, 1132-A, 1345-A, 1349-A, 1350-A, 1351-A, 1352, 1353-A, 1354-A, 1355-A, 1356, 1358, 1361, 1362-A, 1363-A, 1364-A were adopted by the Council at the December 15, 2016 Stated Meeting.

