

The New York City Council

Council Agenda

Stated Meeting

December 08, 2010

1:30 PM

**Emigrant Savings Bank - 49-51 Chambers
Street**

1. Roll Call

2. Invocation

*Delivered by: Imam Shamsi Ali, Islamic Cultural Center of New
York City 1711 3rd Ave, New York, NY 10128.*

*Motion to spread the invocation in full upon the record by
Council Member Mark-Viverito.*

3. Adoption of Minutes

None

4. Messages & Papers from the Mayor

None

5. Communications from City, County & Borough

Offices

None

6. Petitions and Communications

None

7. Land Use Call-Ups

None

8. Communication from the Speaker

9. Discussion of General Orders

10. Reports of Special Committees

None

11. Reports of Standing Committees

Report of the Committee on Civil Rights

Int 0396-2010-A Powers and duties of the commission on human rights.

A Local Law to amend the administrative code of the city of New York, in relation to the powers and duties of the commission on human rights.

Amended and Coupled on GO

Report of the Committee on Finance

**Res
0583-2010-A Concerning the increase in the amount to be expended in 7
BIDS.**

Resolution concerning the increase in the annual expenditure for the Times Square, the Fifth Avenue Association, the Fashion Center, the HUB Third Avenue, the 125th Street, the Brighton Beach, and the Myrtle Avenue Brooklyn Business Improvement Districts, and the setting of the date, time and place for the hearing of the local law increasing the annual expenditure for such districts.

Amended and Coupled on GO

Res 0598-2010 **LU 276 - Good Neighbor Apartments, Block 1631, Lots 60,62,63,65 and 66, Manhattan.**

Resolution approving an exemption from real property taxes for property located at (Block 1631, Lots 60, 62, 63, 65, and 66) Manhattan, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 276).

Preconsidered - Coupled on GO

Res 0599-2010 **LU 277 - Haven Plaza, 188-198 Avenue C, 200 Avenue C, 726 East 13th Street, 700-722 East 13th Street, Block 382, Lot 1, Manhattan.**

Resolution approving an amendment to resolution 1856 approved by the New York City Council on March 11, 2009, as amended by Resolution 2274 approved by the New York City Council on November 30, 2009 for property located at 188-198 Avenue C, 200 Avenue C, 726 East 13th Street, 700-722 East 13th Street (Block 382, Lot 1) Manhattan, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. 277).

Preconsidered - Coupled on GO

Report of the Committee on Housing and Buildings

Int 0343-2010-A **Amending the New York city energy conservation code.**

A Local Law to amend the administrative code of the city of New York, in relation to amending the New York city energy conservation code.

*Amended and Coupled on GO***Report of the Committee on Land Use**

Res 0600-2010 **LU 268 - ULURP, Request for approvals of a project summary, a real property tax exemption and a regulatory agreement for property located on Block 2282/Lots 45 and 75; Block 2283/Lot 40, Bronx. (20115303 HAX)**

Application no. 20115303 HAX a request for approvals of a project summary, a real property tax exemption and a regulatory agreement for property located on Block 2282/Lots 45 and 75; Block 2283/Lot 40, Borough of the Bronx, Council District no. 8. This matter is subject to Council Review and action pursuant to the Private Housing Finance Law.

Coupled on GO

Res 0601-2010 **LU 269 - ULURP, Request for approvals of a project summary; a conveyance; real property tax exemptions; the voluntary dissolution of a redevelopment company; and a regulatory agreement for property located on Block 2711/Lots 17 and 19; Block 2712/Lots 1,**

Application no. 20115304 HAX a request for approvals of a project summary; a conveyance; real property tax exemptions; the voluntary dissolution of a redevelopment company; and a regulatory agreement for property located on Block 2711/Lots 17 and 19; Block 2712/Lots 1, 9, 11, 23 and 40; Block 2714/Lots 1, 61, and 64; Block 2723/Lot 12; Borough of the Bronx, Council District no. 17. This matter is subject to Council Review and action pursuant to the Private Housing Finance Law.

Coupled on GO

Res 0602-2010 **LU 270 - Landmarks, 97 Bowery Building (20115269 HKM (N 110092 HKM)**

Application no. 20115269 HKM (N 110092 HKM), pursuant

to §3020 of the Charter of the City of New York, concerning the designation (List No.433, LP-2353) by the Landmarks Preservation Commission of the 97 Bowery Building, located at 97 Bowery (Block 304, Lot 2) as a historic landmark, Council District no. 1.

Coupled on GO

Res 0603-2010

LU 271 - Landmarks, Eleventh Street Methodist Episcopal Chapel, located at 545-547 E. 11th St (20115270 HKM (N 110094 HKM)

Application no. 20115270 HKM (N 110094 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.433, LP-2398) by the Landmarks Preservation Commission of the Eleventh Street Methodist Episcopal Chapel, located at 545-547 East 11th Street (Block 405, Lot 39) as a historic landmark, Council District no. 2.

Coupled on GO

Report of the Committee on Parks and Recreation

Int 0428-2010-A

A Local Law in relation to the naming of 67 thoroughfares and public places.

A Local Law in relation to the naming of 67 thoroughfares and public places, Police Officer Deon L. Taylor Way, Borough of the Bronx, Sergeant Jose Velez Avenue, Borough of the Bronx, Police Officer Kenneth Mahon Place, Borough of the Bronx, Dra. Evelina Antonetty Way, Borough of the Bronx, Kevin Oslen Hill Way, Borough of Brooklyn, Kenneth S. Jackson, Jr. Blvd., Borough of Brooklyn, Bishop Clarence V. Keaton Blvd., Borough of Brooklyn, PS 84 Sidney Morison Way, Borough of Manhattan, Phyllis Yvonne Reed Plaza, Borough of the Bronx, Officer John Scarangella Way, Borough of Queens, Officer Disdale Enton Way, Borough of Queens, Church of the Holy Child Jesus Plaza, Borough of Queens, Madam C.J. & A'Lelia Walker Place, Borough of Manhattan, Jack Johnson Place, Borough of Manhattan, Judge

Bruce Wright Place, Borough of Manhattan, The Reverend Doctor Joe Louis Parker Way, Borough of Brooklyn, Anna Chineda Carter Square, Borough of Brooklyn, Staff Sergeant Luis Manuel Gonzalez Street, Borough of Queens, Nancy DeBenedittis MAMA's WAY, Borough of Queens, Rabbi Sholem B. Kowalsky Way, Borough of Queens, Dr. Giacomo J. Buscaino Place, Borough of Brooklyn, Joe 'The Great' Rollino Corner, Borough of Brooklyn, Auxiliary Captain Linying Gong Way, Borough of Brooklyn, Angela Piccini Canadé Way, Borough of Brooklyn, Seven In Heaven Way, Borough of Brooklyn, FF Ronnie L Henderson Way, Borough of Brooklyn, Red Hook Heroes Run, Borough of Brooklyn, Basil "Bob" Stonbely Way, Borough of Brooklyn, Andrew DiOrio Boulevard, Borough of Brooklyn, Anthony J. Leone Way, Borough of Brooklyn, Abe Kanter Way, Borough of Brooklyn, Jennifer Y. Wong Way, Borough of Queens, Gina Alexa Morales Way, Borough of Staten Island, Rafael Vega Way, Borough of Staten Island, Union Settlement Way, Borough of Manhattan, Detective Omar Edwards Way, Borough of Manhattan, Saul Bruckner Way, Borough of Brooklyn, Dr. Gianpaolo Maestroni Corner, Borough of Staten Island, Father Gannon Court, Borough of Staten Island, John "Jack" P. Meade Way, Borough of Staten Island, Dominick S. Florio Way, Borough of Staten Island, Detective Michael Morales Way, Borough of Staten Island, Johnny Maestro Way, Borough of Staten Island, John M. D'Amato Way, Borough of Staten Island, Kenneth Pontillo Way, Borough of the Bronx, Rebitzen Rita Horowitz Way, Borough of Brooklyn, Firefighter Paul Warhola Way, Borough of Brooklyn, Police Officer Jill Garcia Place, Borough of the Bronx, Bishop Francisco Garmendia Place, Borough of the Bronx, Carl Paul Jennewein Place, Borough of the Bronx, Merlin German Way, Borough of Manhattan, Michael "Tiger" Heaney Street, Borough of Staten Island, Bishop C. Asapansa-Johnson Way, Borough of Staten Island, Artie Evans Way, Borough of Staten Island, Dorothy Pamela Gomes Way,

Borough of the Bronx, Alfred J. Ranieri Way, Borough of the Bronx, Rocco Miano Way, Borough of the Bronx, Louis Salvati Way, Borough of the Bronx, Julie Wager Way, Borough of Queens, Frank Justich Way, Borough of Queens, William Modell Way, Borough of Queens, Chuck Costello 9/11 Memorial Way, Borough of Queens, Martin M. Trainor Way, Borough of Queens, Alejandro Nino Place, Borough of Queens, Carlo A. Lanzillotti Place, Borough of Queens, Claire Kraft Way, Borough of Queens, Bertram L. Baker Way, Borough of Brooklyn and the repeal of sections 4 and 57 of local law number 92 for the year 2009, the repeal of section 1 of local law number 46 for the year 2009 and the repeal of section 30 of local law number 64 for the year 2008.

Amended and Coupled on GO

Report of the Committee on Rules, Privileges, and Elections

Res 0604-2010 **Approving Membership Changes to Certain Standing Committees and a Subcommittee Chair.**

Resolution approving Membership Changes to Certain Standing Committees and a Subcommittee Chair.

Preconsidered - Coupled on GO

Report of the Committee on Transportation

Int 0257-2010-A **Regulating sidewalk ATMs as revocable consents and requiring safety features for all outdoor ATMs.**

A Local Law to amend the administrative code of the city of New York, in relation to unlawful sidewalk ATMs.

Amended and Coupled on GO with Message of Necessity

12. General Orders Calendar

T2010-0002 **Commissioner of Deeds**

Commissioner of Deeds
Coupled on GO

Coupled on General Order Calendar

Civil Rights

Int 0396-2010-A Powers and duties of the commission on human rights.
A and GO

Finance

Res 0583-2010-A Concerning the increase in the amount to be expended in 7
BIDS.
A and GO

Res 0598-2010 LU 276 - Good Neighbor Apartments, Block 1631, Lots
60,62,63,65 and 66, Manhattan.
Preconsidered - GO

Res 0599-2010 LU 277 - Haven Plaza, 188-198 Avenue C, 200 Avenue C, 726
East 13th Street, 700-722 East 13th Street, Block 382, Lot 1,
Manhattan.
Preconsidered - GO

Housing and Buildings

Int 0343-2010-A Amending the New York city energy conservation code.
A and GO

Land Use

Res 0600-2010 LU 268 - ULURP, Request for approvals of a project summary,

a real property tax exemption and a regulatory agreement for property located on Block 2282/Lots 45 and 75; Block 2283/Lot 40, Bronx. (20115303 HAX)
GO

Res 0601-2010 LU 269 - ULURP, Request for approvals of a project summary; a conveyance; real property tax exemptions; the voluntary dissolution of a redevelopment company; and a regulatory agreement for property located on Block 2711/Lots 17 and 19; Block 2712/Lots 1,
GO

Res 0602-2010 LU 270 - Landmarks, 97 Bowery Building (20115269 HKM (N 110092 HKM)
GO

Res 0603-2010 LU 271 - Landmarks, Eleventh Street Methodist Episcopal Chapel, located at 545-547 E. 11th St (20115270 HKM (N 110094 HKM)
GO

Parks and Recreation

Int 0428-2010-A A Local Law in relation to the naming of 67 thoroughfares and public places.
A and GO

Rules, Privileges, and Elections

Res 0604-2010 Approving Membership Changes to Certain Standing Committees and a Subcommittee Chair.
Preconsidered - GO

Transportation

- Int 0257-2010-A** **Regulating sidewalk ATMs as revocable consents and requiring safety features for all outdoor ATMs.**
A and GO with M / N

General Order Calendar

- T2010-0002** **Commissioner of Deeds**
GO

13. Introduction & Reading of Bills **See Attached**

14. Discussion of Resolutions

15. Resolutions

- Res 0540-2010** **Supporting the Plaintiffs-Appellees' petition to annul and vacate certain provisions of 2008 Apartment and Loft Law # 40 and 2009 Apartment and Loft Law # 41.**

Resolution authorizing the Council to file an amicus brief in the New York Court of Appeals in support of the Plaintiffs-Appellees in the litigation captioned Casado v. Markus, for the purpose of supporting the Plaintiffs-Appellees' petition to annul and vacate certain provisions of 2008 Apartment and Loft Law # 40 and 2009 Apartment and Loft Law # 41.
Adopted by the Committee on Finance

16. General Discussion

17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

- Res 0593-2010** *By Council Member Cabrera*
- Resolution calling on the United States Congress to pass and the President to sign H.R.3526, which seeks to develop a comprehensive gang violence reduction strategy.
- Public Safety***
- Int 0439-2010** *By Council Member Dilan*
- A Local Law to amend the administrative code of the city of New York, in relation to the required installation of indoor thermometers in multiple dwellings.
- Housing and Buildings***
- Int 0440-2010** *By Council Member Greenfield*
- A Local Law to amend the administrative code of the city of New York, in relation to increasing penalties for illegally erected radio towers.
- Housing and Buildings***
- Int 0441-2010** *By Council Member Greenfield*
- A Local Law to amend the administrative code of the city of New York, in relation to the curbs adjacent to a fire hydrant.
- Transportation***
- Res 0594-2010** *By Council Member Greenfield*
- Resolution calling upon the New York City Department of Citywide Administrative Services to waive competitive civil service exam fees for military veterans.
- Civil Service and Labor***
- Int 0442-2010** *By Council Members Jackson, Mark-Viverito and Vallone Jr.*
- A Local Law to amend the administrative code of the city of New York, in relation to reports on school discipline and

police department activity relating to schools.

Education

Res 0595-2010 *By Council Member Lappin*

Resolution calling on the New York City Transit Authority to track and investigate neglected maintenance work on elevators and escalators.

Transportation

Int 0443-2010 *By Council Members Mark-Viverito and Van Bramer*

A Local Law to amend the administrative code of the city of New York, in relation to requiring certain types of surfacing in parks.

Parks and Recreation

Int 0444-2010 *By Council Member Palma*

A Local Law to amend the administrative code of the city of New York, in relation to requiring that the Department of Homeless Services (DHS) count toward its total shelter census figure and post on its website certain enumerated categories of information.

General Welfare

Int 0445-2010 *By Council Member Recchia Jr.*

A Local Law to amend the administrative code of the city of New York, in relation to the removal of opossums.

Health

Res 0596-2010 *By Council Member Van Bramer*

Resolution calling on the New York State Legislature to increase the civil penalties to \$2,500 for a first offense and \$15,000 for each subsequent offense within a two year period for failure to comply with the utility notification requirements of Article 36 of the General Business Law.

Environmental Protection

Res 0597-2010 *By Council Member Weprin*

Resolution calling upon the Federal Housing Finance Agency to halt implementation of its proposed guidance regarding “flip taxes” or at the very least exempt New York City cooperatives and condominiums due to the detrimental effect of such proposed guidance on New York City cooperatives and condominiums.

Housing and Buildings**LU 0276-2010** *By Council Member Recchia Jr.*

Good Neighbor Apartments, Block 1631, Lots 60,62,63,65 and 66, Manhattan, Council District No. 8.

Preconsidered - Finance**LU 0277-2010** *By Council Member Recchia Jr.*

Haven Plaza, 188-198 Avenue C, 200 Avenue C, 726 East 13th Street, 700-722 East 13th Street, Block 382, Lot 1, Manhattan, Council District No. 2.

Preconsidered - Finance**LU 0278-2010** *By Council Member Comrie Jr.*

Application no. C 110069 ZMR submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 20d, 26c, 27a, 33c and 33d.

Zoning and Franchises**LU 0279-2010** *By Council Member Comrie Jr.*

Application no. C 110070 ZRY 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, pertaining to medical offices and day care centers in the Borough of Staten Island and Bronx Community Board 10, and commercial regulations in the Borough of Staten Island.

Zoning and Franchises