

# The New York City Council

## Council Agenda

### Stated Meeting

June 07, 2004

1:30 PM

### Council Chambers - City Hall

**1. Roll Call**

**2. Invocation**

*Delivered by: Rabbi Ari Spiegel, First Roumanian American  
Congregation, 89 Rivington Street, New York, N.Y.*

*Motion to spread the invocation in full upon the record by  
Council Member Gerson.*

**3. Adoption of Minutes**

*Motion that the Minutes of the Stated Meeting of May 5, 2004 be  
adopted and printed by Council Member Fidler.*

**4. Messages & Papers from the Mayor**

**M 0120-2004**

**Employment of hearing examiners by a parking violations  
bureau in NYC (A.8696-B/S.5349-B)**

Communication from the Mayor - "AN ACT to amend the

vehicle and traffic law, in relation to the employment of hearing examiners by a parking violations bureau in the city of New York." A.8696-B / S.5349-B

*State and Federal Legislation*

**M 0121-2004**      **Mayor's Veto, Int 137-B, Equal employment benefits to the employees of city contractors.**

Communication from the Mayor - Mayors veto and disapproval message of Introductory Number 137-B, in relation to the provision of equal employment benefits to the employees of city contractors.

*Contracts*

## **5.      Communications from City, County & Borough Offices**

**M 0124-2004**      **Chereé Antoinette Buggs, Equal Employment Practices Commission.**

Report of the Committee on Rules, Privileges and Elections approving the appointment of Chereé Antoinette Buggs as a member of the New York City Equal Employment Practices Commission.

*Preconsidered - Rules, Privileges & Elections*

## **6.      Petitions and Communications**

*None*

## **7.      Land Use Call-Ups**

**M 0122-2004**      **Sidewalk Cafe, 41 City Island Avenue, Bronx (20045533TCX)**

By Council Member Provenzano:  
Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) of the New York City Administrative Code, the

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Council resolves that the action of the Department of Transportation approving an enclosed sidewalk café located at 41 City Island Avenue, Borough of the Bronx, Council District no. 13, shall be subject to review by the Council. (Application no. 20045533 TCX.)

*Coupled on Call-Up Vote*

**M 0123-2004 Sidewalk Cafe, 338 Bedford Avenue, Brooklyn (20045473TCK)**

By Council Member Reyna:

Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Transportation approving an enclosed sidewalk café located at 338 Bedford Avenue., Borough of Brooklyn, Council District no. 34, shall be subject to review by the Council. (Application no. 20045473 TCK.)

*Coupled on Call-Up Vote*

## **Roll Call**

### **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 Economic Development**

**Res NYS Wage Tax Credits under the Zones Equivalent Area**

**0370-2004-A**      **provisions of the NYS Empire Zones Program.**

Resolution in support of the applications of the Applicants for certification of eligibility to apply for New York State Wage Tax Credits under the Zone Equivalent Area provisions of the New York State Empire Zones Program.

*Amended and Coupled on GO*

## **Report of the Committee on Environmental Protection**

**Int 0110-2004-A**      **Penalties and signage regarding the idling of motor vehicles.**

A Local Law to amend the administrative code of the city of New York, in relation to penalties and signage regarding the idling of motor vehicles.

*Amended and Coupled on GO*

## **Report of the Committee on Finance**

**Res 0404-2004**      **Filing of applications for state assistance payments for Municipal Park projects, Local Waterfront Revitalization Projects, and Hudson River Estuary projects within the NYC.**

Resolution authorizing the filing of applications for state assistance payments for Municipal Park projects, Local Waterfront Revitalization Projects, and Hudson River Estuary projects within the City of New York and the signing of associated state contracts under the appropriate laws of New York State.

*Preconsidered - Coupled on GO*

## **Report of the Committee on Housing and Buildings**

**Int 0126-2004-A**      **Building Safety**

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

*Amended and Coupled on GO*

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**Res 0401-2004**      **Proposed Int. No. 126-A does not have a significant adverse impact on the environment.**

Resolution finding that enactment of Proposed Int. No. 126-A does not have a significant adverse impact on the environment and is consistent with the state environmental quality review act.

*Preconsidered - Coupled on GO*

## **Report of the Committee on Land Use**

**Res 0405-2004**      **LU 93 - UDAAP, 165A Stuyvesant Ave., 366 Quincy St. & 767 Marcy Ave., Brooklyn (20045379HAK)**

Resolution approving an Urban Development Action Area Project located at 165A Stuyvesant Avenue (Block 1626/Lot 6), 366 Quincy Street (Block 1809/Lot 20), and 767 Marcy Avenue (Block 1804/Lot 1), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 93; 20045379 HAK).

*Coupled on GO*

**Res 0406-2004**      **LU 123 - UDAAP, Fountain Avenue B II, Brooklyn (20045419HAK)**

Resolution approving an Urban Development Action Area Project located at Block 4190/Lots 8, 9, 31-39, 47-50, Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 123; 20045419 HAK).

*Coupled on GO*

**Res 0407-2004**      **LU 144 - Sidewalk Cafe, 161 Lenox Avenue, Manhattan (20045468TCM)**

Resolution approving the petition for a revocable consent for

an unenclosed sidewalk café located at 161 Lenox Avenue, Manhattan (20045468 TCM; L.U. No. 144).

*Coupled on GO*

**Res 0408-2004**      **LU 168 - UDAAP, 486 Greene Avenue, Brooklyn  
(20045544HAK)**

Resolution approving an Urban Development Action Area Project located 486 Greene Avenue (Block 1797/Lot 55), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 168; 20045544 HAK).

*Coupled on GO*

**Res 0409-2004**      **LU 174 - UDAAP, 123 Cornelia Street, Brooklyn  
(20045550HAK)**

Resolution approving an Urban Development Action Area Project located at 123 Cornelia Street (Block 3375/Lot 60), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 174; 20045550 HAK).

*Coupled on GO*

## **Report of the Committee on Public Safety**

**Int 0142-2004-A**      **Prohibit the use of racial or ethnic profiling by members of the  
Police Dept.**

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the use of racial or ethnic profiling by law enforcement officers.

*Amended and Laid Over*

## **Report of the Committee on Rules, Privileges, and Elections**

**Res 0410-2004      M 124 - Chereé Antoinette Buggs, Equal Employment Practices Commission.**

RESOLUTION APPROVING THE APPOINTMENT BY THE COUNCIL OF CHEREÉ ANTOINETTE BUGGS AS A MEMBER OF THE NEW YORK CITY EQUAL EMPLOYMENT PRACTICES COMMISSION.

*Preconsidered - Coupled on GO*

## **Report of the Committee on State and Federal Legislation**

**SLR 0001-2004      Sell and convey certain property to Yeshiva Har Torah (S.5931, A.9417)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Padavan, S.5931, and Assembly Member Weprin, A.9417, "AN ACT authorizing the city of New York to sell and convey certain property to Yeshiva Har Torah".

*Coupled on GO*

**SLR 0035-2004      Crediting of certain prior service by the police pension fund (S.2221-A, A.4828-A)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Maltese, Golden, Padavan and Vellella, S.2221-A, and Assembly Members Abbate, Cymbrowitz, Ortiz, Pheffer, Rivera, Seddio, Weisenberg, Colton Cusick and Klein, et al, A.4828-A, "AN ACT to amend the administrative code of the city of New York, in relation to the crediting of certain prior service by the police pension fund of such city".

*Coupled on GO*

**SLR 0046-2004      Loans to members of the New York city fire department pension fund (S.4186-A, A.7163-A)**

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State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Golden, Maltese, Marchi, Mendez, Padavan and Velella, S.4186-A, and Assembly Member Abbate, A.7163-A, “AN ACT to amend the administrative code of the city of New York, in relation to loans to members of the New York city fire department pension fund”.

*Coupled on GO*

**SLR 0062-2004      Designation of deputy warden (warden level II) in the department of correction (S.2899, A.3087)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.2899, and Assembly Member Seminerio, A.3087, “AN ACT to amend the administrative code of the city of New York, in relation to the designation of deputy warden (warden level II) in the department of correction of the city of New York”.

*Coupled on GO*

**SLR 0070-2004      In rem, Carol Ajoku, Brooklyn (S.4347-B, A.8433-A)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Sampson, S.4347-B, and Committee on Rules, A.8433-A, “AN ACT to amend chapter 341 of the laws of 2002, relating to authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Brooklyn to former owner Richard Bothwell, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 3868, Lots No. 20 and 22 on tax map for the borough of Brooklyn also known as 891-895 Mother Gaston Boulevard in the borough of Brooklyn, in relation to identifying the correct former owner of such real property as Carol Ajoku”.

*Coupled on GO*



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**SLR 0084-2004      Employment of retired New York city police and fire  
department personnel (S.4258-A, A.8668-A)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Padavan, S.4258-A, and Committee on Rules, A.8668-A, “AN ACT to amend the retirement and social security law, in relation to the employment of retired New York city police and fire department personnel”.

*Coupled on GO*

**SLR 0099-2004      In rem, Tiberian Baptist Church, Brooklyn (S.6685, A.10485)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Smith, S.6685, and Assembly Member Clark, A.10485, “AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Queens to former owner Tiberian Baptist Church, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 10950, Lot No. 161 on tax map for the borough of Queens”.

*Coupled on GO*

**SLR 0112-2004      Providing a special accidental death benefit to emergency  
medical technicians (S.7015, A.11043)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7015, and Committee on Rules, A.11043, “AN ACT to amend the general municipal law, in relation to providing a special accidental death benefit to emergency medical technicians employed in the city of New York”.

*Coupled on GO*

**SLR 0113-2004      Providing improved ordinary death benefits to emergency  
medical technicians (S.7159, A.11042)**

State Legislation Resolution requesting the New York State

Legislature to pass bills introduced by Senator Velella, S.7159, and Committee on Rules, A.11042, “AN ACT to amend the administrative code of the city of New York and the retirement and social security law, in relation to providing improved ordinary death benefits to emergency medical technicians employed in the city of New York”.

*Coupled on GO*

**SLR 0114-2004      Providing a three-quarters pay accidental disability pension (S.7017, A.11041)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7017, and Committee on Rules, A.11041, “AN ACT to amend the retirement and social security law, in relation to providing a three-quarters pay accidental disability pension for persons employed by the city of New York as urban park rangers and associate urban park rangers”.

*Coupled on GO*

**SLR 0115-2004      Providing improved performance of duty death benefits to emergency medical technicians (S.7014, A.11040)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7014, and Committee on Rules, A.11040, “AN ACT to amend the administrative code of the city of New York and the retirement and social security law, in relation to providing improved performance of duty death benefits to emergency medical technicians employed in the city of New York”.

*Coupled on GO*

**SLR 0117-2004      Including in a twenty-five year retirement program members of the New York city employees' retirement system employed as traffic enforcement agents (S.6699, A.10883)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Golden, Maltese, Marchi, Mendez, Padavan and Velella, S.6699, and

Committee on Rules, A.10883, “AN ACT to amend the administrative code of the city of New York, in relation to including in a twenty-five year retirement program members of the New York city employees’ retirement system employed as traffic enforcement agents (level 4); and to amend the retirement and social security law, in relation to including in a twenty-five year retirement program members of the New York city employees’ retirement system employed as traffic enforcement agents (level 4) who are subject to articles 11 and 15 of such law”.

*Coupled on GO*

**SLR 0121-2004      Additional member contributions by employees of the department of sanitation (S.7334, A.11280)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Padavan, S.7334, and Committee on Rules, A.11280, “AN ACT to amend the civil service law, in relation to additional member contributions by employees of the department of sanitation in cities having a population of one million or more”.

*Preconsidered - Coupled on GO*

**SLR 0122-2004      Make certain widows and children of certain former uniformed employees of New York city police departments eligible for special accidental death benefits (S.6108, A.7174-A)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.6108, and Assembly Member Abbate, A.7174-A, “AN ACT to make certain widows and children of certain former uniformed employees of New York city police departments eligible for special accidental death benefits pursuant to section 208-f of the general municipal law”.

*Preconsidered - Coupled on GO*

## **12.      General Orders Calendar**

**Int 0188-2004-A Prohibiting acts of harassment at schools.**

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting acts of harassment at schools.

*Laid Over*

**T2004-0073 Commissioner of Deeds**

Commissioner of Deeds

*Coupled on GO*

**Coupled on General Order Calendar****Economic Development**

**Res 0370-2004-A NYS Wage Tax Credits under the Zones Equivalent Area provisions of the NYS Empire Zones Program.  
*A & GO***

**Environmental Protection**

**Int 0110-2004-A Penalties and signage regarding the idling of motor vehicles.  
*A & GO***

**Finance**

**Res 0404-2004 Filing of applications for state assistance payments for Municipal Park projects, Local Waterfront Revitalization Projects, and Hudson River Estuary projects within the NYC.  
*Preconsidered - GO***

**Housing and Buildings**

**Int 0126-2004-A**     **Building Safety**  
***A & GO***

**Res 0401-2004**     **Proposed Int. No. 126-A does not have a significant adverse impact on the environment.**  
***Preconsidered - GO***

## **Land Use**

**Res 0405-2004**     **LU 93 - UDAAP, 165A Stuyvesant Ave., 366 Quincy St. & 767 Marcy Ave., Brooklyn (20045379HAK)**  
***GO***

**Res 0406-2004**     **LU 123 - UDAAP, Fountain Avenue B II, Brooklyn (20045419HAK)**  
***GO***

**Res 0407-2004**     **LU 144 - Sidewalk Cafe, 161 Lenox Avenue, Manhattan (20045468TCM)**  
***GO***

**Res 0408-2004**     **LU 168 - UDAAP, 486 Greene Avenue, Brooklyn (20045544HAK)**  
***GO***

**Res 0409-2004**     **LU 174 - UDAAP, 123 Cornelia Street, Brooklyn (20045550HAK)**  
***GO***

## **Rules, Privileges, and Elections**

**Res 0410-2004**     **M 124 - Chereé Antoinette Buggs, Equal Employment Practices Commission.**  
***Preconsidered -***

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## State and Federal Legislation

- SLR 0001-2004**      **Sell and convey certain property to Yeshiva Har Torah (S.5931, A.9417)**  
*GO*
- SLR 0035-2004**      **Crediting of certain prior service by the police pension fund (S.2221-A, A.4828-A)**  
*GO*
- SLR 0046-2004**      **Loans to members of the New York city fire department pension fund (S.4186-A, A.7163-A)**  
*GO*
- SLR 0062-2004**      **Designation of deputy warden (warden level II) in the department of correction (S.2899, A.3087)**  
*GO*
- SLR 0070-2004**      **In rem, Carol Ajoku, Brooklyn (S.4347-B, A.8433-A)**  
*GO*
- SLR 0084-2004**      **Employment of retired New York city police and fire department personnel (S.4258-A, A.8668-A)**  
*GO*
- SLR 0099-2004**      **In rem, Tiberian Baptist Church, Brooklyn (S.6685, A.10485)**  
*GO*
- SLR 0112-2004**      **Providing a special accidental death benefit to emergency medical technicians (S.7015, A.11043)**  
*GO*
- SLR 0113-2004**      **Providing improved ordinary death benefits to emergency medical technicians (S.7159, A.11042)**  
*GO*
- SLR 0114-2004**      **Providing a three-quarters pay accidental disability pension (S.7017, A.11041)**

*GO*

**SLR 0115-2004**      **Providing improved performance of duty death benefits to emergency medical technicians (S.7014, A.11040)**

*GO*

**SLR 0117-2004**      **Including in a twenty-five year retirement program members of the New York city employees' retirement system employed as traffic enforcement agents (S.6699, A.10883)**

*GO*

**SLR 0121-2004**      **Additional member contributions by employees of the department of sanitation (S.7334, A.11280)**

*Preconsidered - GO*

**SLR 0122-2004**      **Make certain widows and children of certain former uniformed employees of New York city police departments eligible for special accidental death benefits (S.6108, A.7174-A)**

*Preconsidered - GO*

## **General Order Calendar**

**T2004-0073**      **Commissioner of Deeds**

*GO*

## **Roll Call**

### **13. Introduction & Reading of Bills**

**See Attached**

### **14. Discussion of Resolutions**

### **15. Resolutions**

**Res 0291-2004-A**                    **Approve S.50, the Veterans Health Care Guarantee Act, and H.R. 2318.**

Resolution calling upon the Congress of the United States to approve S.50, the Veterans Health Care Guarantee Act, and H.R. 2318, the Assured Funding for Veterans Health Care Act, which would institute a mandatory funding mechanism for the Department of Veterans Affairs health care system.

*Amended and Adopted by the Committee on Veterans*

**Res 0295-2004**                    **Supporting the Elimination of the Sunset Provisions of the Local Government Records Management Improvement Fund (LGRMIF) and the Cultural Education Fund (CEF).**

Resolution Supporting the Elimination of the Sunset Provisions of the Local Government Records Management Improvement Fund (LGRMIF) and the Cultural Education Fund (CEF).

*Adopted by the Committee on State and Federal Legislation*

## **16.        General Discussion**

## **17.        Extension of Remarks**

### **INTRODUCTION AND READING OF BILLS**

**Int 0374-2004**                    *By The Speaker (Speaker Miller) and Council Members Gennaro, Addabbo Jr., Baez, Brewer, Clarke, Fidler, Foster, Gentile, Gerson, James, Koppell, Liu, Lopez, Martinez, McMahan, Monserrate, Nelson, Palma, The Speaker (Speaker Quinn), Recchia Jr., Reed, Sanders Jr., Stewart, Vann, Weprin and Jackson*

A Local Law to amend the New York city charter, in relation to creating an energy shortage contingency plan.

*Environmental Protection*



**Int 0375-2004**

*By The Speaker (Speaker Miller) and Council Members Gennaro, Addabbo Jr., Baez, Brewer, Clarke, Fidler, Foster, Gerson, Koppell, Liu, Lopez, Martinez, Monserrate, Nelson, Palma, The Speaker (Speaker Quinn), Reed, Sanders Jr., Stewart, Weprin, Jackson, Recchia Jr., Avella and The Public Advocate (Public Advocate Gotbaum)*

A Local Law to amend the New York city charter, in relation to the creation of an energy office and public awareness city-wide of energy efficiency and conservation measures.

***Environmental Protection*****Res 0388-2004**

*By The Speaker (Speaker Miller) and Council Members Baez, Brewer, Comrie Jr., Foster, Gerson, James, Koppell, Liu, Martinez, Recchia Jr., Sanders Jr., Sears, Stewart, Weprin and Jackson*

Resolution granting additional real property tax exemptions for certain affordable housing developments.

***Housing and Buildings*****Res 0389-2004**

*By The Speaker (Speaker Miller) and Council Members Perkins, Yassky, Brewer, Comrie Jr., Foster, Gerson, James, Koppell, Liu, Lopez, Martinez, Palma, The Speaker (Speaker Quinn), Reed, Sanders Jr., Sears, Stewart, Weprin and Moskowitz*

Resolution calling upon government officials to protect and uphold First Amendment rights to freedom of speech, association and assembly.

***Governmental Operations*****Int 0376-2004**

*By Council Members Addabbo Jr., Baez, Barron, Clarke, Comrie Jr., Dilan, Fidler, Foster, Gioia, Jackson, Jennings Jr., Koppell, Martinez, Monserrate, Nelson, Perkins, Recchia Jr., Reed, Reyna, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, de Blasio, Lanza, Avella, Brewer, Gentile, Gerson, James, Liu, Palma, Gennaro and Gallagher*

A Local Law to amend the New York city charter to require that the department of homeless services give notice, before developing, planning, rehabilitating or engaging in a contract to develop transitional housing and services, to the council

member for the district in which such transitional housing and services are to be located, to the president of the borough in which such transitional housing and services are to be located, to the community board for the district in which such transitional housing and services are to be located and to the department of city planning.

***Governmental Operations***

**Int 0377-2004**

*By Council Members Baez, Foster, Lopez, Martinez and Nelson*

A Local Law to amend the administrative code of the city of New York, in relation to requiring cameras on all commuter buses operating exclusively within New York City.

***Transportation***

**Res 0390-2004**

*By Council Members Baez, Foster and Lopez*

Resolution calling upon the Metropolitan Transportation Authority and New York City Transit and the Manhattan and Bronx Surface Transit Operating Authority to install cameras on all its buses.

***Transportation***

**Int 0378-2004**

*By Council Members Brewer, Clarke, Fidler, Gennaro, Gentile, Gerson, Koppell, Liu, Lopez, Nelson, The Speaker (Speaker Quinn), Sanders Jr., Sears, Weprin and Jackson*

A Local Law to amend the New York City Charter, in relation to the energy efficient use of City office equipment.

***Technology in Government***

**Res 0391-2004**

*By Council Members Brewer, Baez, Barron, Comrie Jr., Dilan, Foster, Gerson, Liu, Lopez, Martinez, Monserrate, Nelson, Palma, Reed, Sanders Jr., Sears, Vann, Weprin and Jackson*

Resolution urging Congress and the President to take immediate steps to ensure that WIC is adequately funded to meet caseload needs for the remainder of the current Federal Fiscal Year ending September 30, 2004, and calling on the Federal Government to ensure that WIC participants in New

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York City and across the nation are not placed on waiting lists or cut from this critical nutrition and health program for Federal Fiscal Year 2005 and beyond.

***General Welfare***

**Int 0379-2004**

*By Council Members Clarke, Perkins, Gentile, Barron, Gennaro, Gerson, James, Koppell, Lopez, Nelson, Palma, The Speaker (Speaker Quinn), Vallone Jr., Weprin, Jackson, Brewer, Monserrate, Recchia Jr., de Blasio, Baez, Moskowitz, Fidler, The Speaker (Speaker Miller), Yassky, Liu, Foster, Gioia, Sanders Jr., McMahon, Addabbo Jr., Reyna, Katz, Reed, Avella and The Public Advocate (Public Advocate Gotbaum)*

A Local Law to amend the administrative code of the city of New York, in relation to requiring the purchase of Energy Star certified appliances whenever appliances in certain apartments are replaced.

***Housing and Buildings***

**Int 0380-2004**

*By Council Members Comrie Jr., Addabbo Jr., Barron, Baez, Clarke, Gennaro, Koppell, Liu, Lopez, Martinez, Monserrate, Nelson, Reed, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vann, Weprin, Jackson, The Speaker (Speaker Quinn), Avella, Brewer, Gerson, Foster, Gentile, Jennings Jr., Palma, de Blasio, McMahon, Gioia, Dilan, Gonzalez and The Speaker (Speaker Miller)*

A Local Law to amend the administrative code of the city of New York, in relation to collective bargaining rights of certain city employees.

***Civil Service and Labor***

**Res 0392-2004**

*By Council Members Felder, Jackson, Nelson, The Speaker (Speaker Quinn), Sanders Jr., Seabrook, Vallone Jr., Vann, Boyland, Addabbo Jr., Clarke, Comrie Jr., Fidler, Foster, Gerson, Jennings Jr., Liu, McMahon, Palma, Recchia Jr., Weprin and Gennaro*

Resolution recognizing the month of June 2004, and the month of June of every year thereafter, as Water Safety Month in the City of New York and urging all New Yorkers and

visitors, who plan to be near any water source, to apply water safety measures to prevent drownings and water-related injuries.

***Parks and Recreation***

**Int 0381-2004**

*By Council Members Gennaro, Brewer, Clarke, Fidler, Gentile, Gerson, Liu, Lopez, Martinez, Nelson, The Speaker (Speaker Quinn), Recchia Jr., Rivera, Vallone Jr., Weprin, James, Palma and Jackson*

A Local Law to amend the administrative code of the city of New York, in relation to a survey regarding clean on-site power generation for city facilities.

***Environmental Protection***

**Int 0382-2004**

*By Council Members Gennaro, Brewer, Clarke, Gentile, Gerson, Koppell, Liu, Lopez, Martinez, The Speaker (Speaker Quinn), Stewart, Weprin, Jackson, James, Palma, Recchia Jr., Nelson, Vallone Jr., Yassky, Foster, de Blasio, Baez, Moskowitz, Fidler, Monserrate, The Speaker (Speaker Miller), Katz, Avella, Gioia, Reed, Rivera, Sanders Jr., Perkins, Barron and The Public Advocate (Public Advocate Gotbaum)*

A Local Law to amend the administrative code of the city of New York, in relation to the creation of a program regarding building commissioning and energy efficiency and conservation training.

***Environmental Protection***

**Int 0383-2004**

*By Council Members Gennaro, Clarke, Gerson, Liu, Lopez, Martinez, The Speaker (Speaker Quinn), Recchia Jr., Weprin, Jackson, James, Palma, Avella, Brewer, Sanders Jr. and Arroyo*

A Local Law to amend the administrative code of the city of New York, in relation to mitigating the heat island effect.

***Housing and Buildings***

**Int 0384-2004**

*By Council Members Gentile, Avella, Nelson, Stewart, Palma, Gonzalez, Jackson, Gallagher and Oddo*

A Local Law to amend the administrative code of the city of

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New York, in relation to the use of license plate frames.

***Transportation***

**Res 0393-2004**

*By Council Members Jackson, Clarke, Comrie Jr., Foster, Gentile, James, Lopez, Martinez, Nelson, Palma, The Speaker (Speaker Quinn), Reyna, Rivera, Vann, Weprin, Recchia Jr., Brewer, Fidler, Gennaro, Gonzalez, Jennings Jr., Seabrook, Liu, Monserrate and Perkins*

Resolution calling upon the State Legislature to adopt and the Governor to sign A 3723-B and S 3963-B, which would eliminate the current cap contained in the State Real Property Tax Law on State aid to the City for maintaining a system of improved real property tax administration.

***Finance***

**Res 0394-2004**

*By Council Members Katz, Foster, Reyna, Avella, Baez, Barron, Brewer, Clarke, Comrie Jr., Dilan, Fidler, Gentile, Gerson, James, Liu, Lopez, McMahan, Monserrate, Nelson, Palma, The Speaker (Speaker Quinn), Recchia Jr., Rivera, Sanders Jr., Vann, Weprin and Jackson*

Resolution calling upon President Bush and the United States Congress to eliminate the shortfall in funding for Section 8 Housing Choice Vouchers and to restore full funding for Fiscal Year 2004.

***Housing and Buildings***

**Res 0395-2004**

*By Council Members Koppell, Clarke, Comrie Jr., Jennings Jr., Nelson, Sanders Jr., Stewart, Jackson, Gennaro, Brewer, Foster, Vallone Jr., Serrano and Weprin*

Resolution strongly denouncing the crimes committed against civilian populations in the western region of Darfur and the actions of the government of Sudan in connection with those crimes, and urging the government of the United States to take immediate action to support the implementation of a United Nations multi-national peace-keeping force and humanitarian relief effort to end the reign of terror that exists in that region.

***Cultural Affairs, Libraries & International Intergroup Relations***

**Res 0396-2004** *By Council Members Lopez, Comrie Jr., James, Nelson, Sanders Jr., Vann and Jackson*

Resolution in support of S.1359, the “International Remittances Services Enhancement and Protection Act,” to remove the regulatory barriers that discourage credit unions from offering services to the poor and to require full disclosure of the fees and exchange rates to consumers, and S.1344, the “Money Wire Act,” to mandate greater transparency in the money wiring process.

***Consumer Affairs***

**Res 0397-2004** *By Council Members Martinez, Koppell, Barron, Clarke, Comrie Jr., James, Lopez, Sanders Jr., Stewart, Vann, Weprin and Jackson*

Resolution denouncing the use of torture and other inhumane treatment of Iraqi prisoners and detainees by some members of the United States Armed Forces and other American personnel at the Abu Ghraib prison near Baghdad, and urging the United States Congress to conduct a full and open investigation of the abuse at the Abu Ghraib prison and to adopt legislation affirming a no tolerance of torture policy that would hold accountable violators, as well as the supervisors of any violators, of the human right to not be subjected to torture or other cruel, inhumane treatment or punishment.

***Cultural Affairs, Libraries & International Intergroup Relations***

**Res 0398-2004** *By Council Members Monserrate, Barron, Seabrook, Clarke, Comrie Jr., Fidler, Foster, James, Liu, Lopez, Palma, Rivera, Sanders Jr., Stewart, Vann, Jackson, Reed, Moskowitz, Brewer and Gerson*

Resolution supporting the passage of H.R. 3735, legislation introduced by Congressman Rangel that would grant permanent residency to the immediate family members of Amadou Diallo.

***Immigration***

**Res 0399-2004** *By Council Members Nelson, Fidler, Clarke, Comrie Jr., Gentile,*

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*Koppell, Liu, Reed, Serrano, Weprin, Jackson, James, Gennaro, Brewer, Sanders Jr. and The Public Advocate (Public Advocate Gotbaum)*

Resolution supporting the “Berlin Declaration,” a document summary of the second international conference on anti-Semitism recently held by the Organization for Security and Co-operation in Europe.

***Cultural Affairs, Libraries & International Intergroup Relations***

**Res 0400-2004**

*By Council Members Perkins, Comrie Jr., The Speaker (Speaker Quinn) and Vann*

Resolution calling upon the appropriate committee of the Council to hold a hearing to examine the role that the sale of used mattresses play in the recent surge in bedbug infestations.

***Health***

**Res 0401-2004**

*By Council Member Provenzano (by request of the Mayor)*

Resolution finding that enactment of Proposed Int. No. 126-A does not have a significant adverse impact on the environment and is consistent with the state environmental quality review act.

***Preconsidered - Housing and Buildings***

**SLR 0121-2004**

*By Council Members Rivera, Fidler and Monserrate*

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Padavan, S.7334, and Committee on Rules, A.11280, “AN ACT to amend the civil service law, in relation to additional member contributions by employees of the department of sanitation in cities having a population of one million or more”.

***Preconsidered - State and Federal Legislation***

**SLR 0122-2004**

*By Council Members Rivera, Fidler, Gentile and Monserrate*

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.6108, and Assembly Member Abbate, A.7174-A, “AN ACT

to make certain widows and children of certain former uniformed employees of New York city police departments eligible for special accidental death benefits pursuant to section 208-f of the general municipal law”.

***Preconsidered - State and Federal Legislation***

**SLR 0123-2004** *By Council Members Rivera and Reyna*

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Dilan, S.7233, and Committee on Rules, A.11069, “AN ACT to authorize the city of New York to discontinue the use of certain lands as park lands”.

***State and Federal Legislation***

**SLR 0124-2004** *By Council Members Rivera and Monserrate*

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.7280, and Committee on Rules, A.11217, “AN ACT to amend the administrative code of the city of New York, in relation to terminal leave”.

***State and Federal Legislation***

**SLR 0125-2004** *By Council Members Rivera and Fidler*

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Vellella, S.7154, and Assembly Member Abbate, A.10279, “AN ACT to amend the civil service law, in relation to provisional appointments”.

***State and Federal Legislation***

**SLR 0126-2004** *By Council Members Rivera and Monserrate*

State Legislation Resolution requesting the New York State Legislature to pass a bill introduced by Assembly Member Stringer, A.6794-A, “AN ACT to assign Johanna Kaplan to the proper pension plan in the New York city teachers’ retirement system”.



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***State and Federal Legislation***

**SLR 0127-2004** *By Council Members Rivera, Liu and Monserrate*

State Legislation Resolution requesting the New York State Legislature to pass a bill introduced by Committee on Rules, A.8911, “AN ACT to amend the administrative code of the city of New York, in relation to requiring certain tow truck operators to acquire certain proof before towing a vehicle”.

***State and Federal Legislation***

**SLR 0128-2004** *By Council Members Rivera, Fidler, Gentile and Monserrate*

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Padavan, Maltese, Marchi and Mendez, S.1475, and Assembly Members Abbate, Colton, Cymbrowitz, Pheffer, Seddio, Weisenberg, et al, A.3156, “AN ACT to amend the retirement and social security law, in relation to the employment of retired New York city police personnel”.

***State and Federal Legislation***

**SLR 0129-2004** *By Council Member Rivera*

State Legislation Resolution requesting the New York State Legislature to pass a bill introduced by Committee on Rules, A.11045, “AN ACT to amend the New York city charter, in relation to permitting police personnel to accept other offices and to repeal section 1129 of such charter relating thereto”.

***State and Federal Legislation***

**SLR 0130-2004** *By Council Members Rivera, Fidler and Jackson*

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Skelos, S.2660-A, and Assembly Members Abbate, Seddio, M. Cohen and Klein, et al, A.4430-A, “AN ACT to amend the administrative code of the city of New York, in relation to benefits payable by the variable supplements funds”.

***State and Federal Legislation***

**SLR 0131-2004**      *By Council Members Rivera and Jackson*

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Golden, S.7290-A, and Committee on Rules, A.11216-A, "AN ACT to amend the retirement and social security law and the administrative code of the city of New York, in relation to the definitions of final average salary for certain employees".

***State and Federal Legislation***

**Res 0402-2004**      *By Council Members Vallone Jr., Fidler, James, Koppell, McMahon, Nelson, Sanders Jr., Jackson and Gennaro*

Resolution calling upon the New York State Legislature to repeal State Law which currently bans the passage of local dangerous dog legislation that is specific as to breed, so that New York City may ban the ownership or sale of dangerous dogs, including pit bulls, within the City.

***Health***

**Res 0403-2004**      *By Council Members Vallone Jr., Avella, Fidler, Rivera, Weprin, Jackson and Gennaro*

Resolution calling upon the Legislature of the State of New York to increase the criminal penalties for driving with a suspended license.

***Transportation***

**Int 0385-2004**      *By Council Members Weprin, Fidler and Stewart (by request of the Mayor)*

A Local Law to amend the administrative code of the city of New York, in relation to fees for firearms licenses and rifle and shotgun permits.

***Finance***

**Int 0386-2004**      *By Council Members Weprin, Dilan, Jennings Jr., Reyna and Stewart (by request of the Mayor)*

A Local Law to amend the administrative code of the city of

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New York, in relation to increasing the fees charged for applications filed with the board of standards and appeals.

***Finance***

**Res 0404-2004** *By Council Members Weprin, Fidler and Nelson (by request of the Mayor)*

Resolution authorizing the filing of applications for state assistance payments for Municipal Park projects, Local Waterfront Revitalization Projects, and Hudson River Estuary projects within the City of New York and the signing of associated state contracts under the appropriate laws of New York State.

***Preconsidered - Finance***

**Int 0387-2004** *By Council Members Yassky, Koppell, Liu, Monserrate, Vann, Weprin and Jackson*

A Local Law to amend the administrative code of the city of New York, in relation to imposing an affordability requirement for an increase in residential density in multiple dwellings.

***Housing and Buildings***

**Int 0388-2004** *By Council Members Yassky, Perkins, Addabbo Jr., Barron, Brewer, Clarke, Comrie Jr., Gentile, Gonzalez, Jackson, James, Koppell, Liu, Martinez, Monserrate, Palma, The Speaker (Speaker Quinn), Reed, Reyna, Rivera, Seabrook, Stewart and Avella*

A Local Law to amend the administrative code of the city of New York, in relation to including candidates for justice of the supreme court, surrogate's court or civil court in the New York City voluntary Campaign Finance Program.

***Governmental Operations***

**LU 0187-2004** *By Council Member Katz*

Application no. 20045613 HAK, an Urban Development Action Area Project known as Hegemen/Shepherd/Berriman, located in Community Board 5, Council District no. 42,

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Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.

***Planning, Dispositions and Concessions***

**LU 0188-2004**

*By Council Member Katz*

Application no. 20045614 HAK, an Urban Development Action Area Project known as Barbey/Hendrix, located in Community Board 5, Council District no. 42, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.

***Planning, Dispositions and Concessions***

**LU 0189-2004**

*By Council Member Katz*

Application no. 20045616 HAM, an Urban Development Action Area Project located at 75 West 131st Street, Council District no. 9, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.

***Planning, Dispositions and Concessions***

**LU 0190-2004**

*By Council Member Katz*

Application no. 20045533 TCX pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Fishbox Restaurant Corp. to establish, maintain and operate an unenclosed sidewalk café located at 41 City Island

Avenue, Borough of the Bronx, Council District no. 13. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

***Zoning and Franchises***

**LU 0191-2004**

*By Council Member Katz*

Application no. 20045473 TCK pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition 338 Bedford Rest. Corp. to establish, maintain and operate an unenclosed sidewalk café located at 338 Bedford Avenue, Borough of Brooklyn, Council District no. 34. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

***Zoning and Franchises***