

The New York City Council

Council Agenda

Stated Meeting

May 05, 2016

1:30 PM

Council Chambers - City Hall

1. Roll Call

2. Invocation

Delivered by: Rev. Juan Carlos Ruiz, St. Jacobi Evangelical Lutheran Church, 5406 4th Avenue, Brooklyn, N.Y. 11220.

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

3. Adoption of Minutes

Motion that the Minutes of the Stated Meeting of April 7, 2016 be adopted as printed by Council Member Cabrera.

4. Messages & Papers from the Mayor

M 0395-2016

Robert Farrell, Jr., New York City Tax Commission

Communication from the Mayor – Submitting the name of Robert Farrell, Jr. to the City Council for advice and consent

concerning his appointment to the New York City Tax Commission, pursuant to Sections 31 and 153 of the New York City Charter.

Rules, Privileges and Elections

M 0396-2016 Nora Marino, Taxi and Limousine Commission

Communication from the Mayor – Submitting the name of Nora Marino to the City Council for its advice and consent concerning her reappointment to the New York City Taxi and Limousine Commission, pursuant to Sections 31 and 2301 of the New York City Charter.

Rules, Privileges and Elections

M 0397-2016 Submitting the Expense Revenue Contract Budget, for FY'17.

Communication from the Mayor - Submitting the Expense Revenue Contract Budget, for Fiscal Year 2017, pursuant to Section 249 of the New York City Charter.

Finance

M 0398-2016 Submitting the Executive Capital Budget for FY'17.

Communication from the Mayor - Submitting the Executive Capital Budget for Fiscal Year 2017, pursuant to Section 249 of the New York City Charter.

Finance

M 0399-2016 Submitting the Proposed City FY'17 Community Development Program, the Proposed CFY'17 Budget, the Proposed Reallocations-the CD XDLII Funds, Proposed CD XLIII Statement of Objectives and Budget.

Communication from the Mayor - Submitting the Proposed City Fiscal Year 2017 Community Development Program, the Proposed CFY'17 Budget, the Proposed Reallocations-the CD XDLII Funds, Proposed CD XLIII Statement of Objectives and Budget, dated April 26, 2016.

Finance

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- M 0400-2016** **Submitting the Executive Budget Supporting Schedules, for FY'17.**
- Communication from the Mayor - Submitting the Executive Budget Supporting Schedules, for Fiscal Year 2017 pursuant to Section 250 of the New York City Charter.
- Finance*
- M 0401-2016** **Submitting the Capital Commitment Plan, Executive Budget, FY'17, Volumes I, II, III and IV.**
- Communication from the Mayor - Submitting the Capital Commitment Plan, Executive Budget, Fiscal Year 2017, Volumes I, II, III and IV, pursuant to Section 219(d) of the New York City Charter.
- Finance*
- M 0402-2016** **Submitting the Executive Budget -Geographic Reports for Expense Budget for FY'17.**
- Communication from the Mayor - Submitting the Executive Budget -Geographic Reports for Expense Budget for Fiscal Year 2017.
- Finance*
- M 0403-2016** **Submitting the Executive Capital Budget FY'17, Capital Project Detail Data, Citywide Volumes 1 and 2 and Volumes for the Five Boroughs, dated April 26, 2016 pursuant to the provisions of Sections 213 (4) & 219 (D) of the New York City Charter.**
- Communication from the Mayor - Submitting the Executive Capital Budget Fiscal Year 2017, Capital Project Detail Data, Citywide Volumes 1 and 2 and Volumes for the Five Boroughs, dated April 26, 2016 pursuant to the provisions of Sections 213 (4) & 219 (D) of the New York City Charter.
- Finance*
- M 0404-2016** **Submitting the Budget Summary, Message of the Mayor and Summary of Reduction Program relative to the Executive Budget, FY'17.**

Communication from the Mayor - Submitting the Budget Summary, Message of the Mayor and Summary of Reduction Program relative to the Executive Budget, Fiscal Year 2017, pursuant to Section 249 of the New York City Charter.

Finance

M 0405-2016 **Submitting certificate setting forth the maximum amount of debt and reserves which the City, and the NYC Municipal Water Finance Authority, may soundly incur for capital projects for FY'17 and the ensuing 3 fiscal years,**

Communication from the Mayor - Submitting certificate setting forth the maximum amount of debt and reserves which the City, and the NYC Municipal Water Finance Authority, may soundly incur for capital projects for Fiscal Year 2017 and the ensuing three fiscal years, and the maximum amount of appropriations and expenditures for capital projects which may soundly be made during each fiscal year, pursuant to Section 250 (16) of the New York City Charter.

Received, Ordered, Printed and Filed

5. Communications from City, County & Borough Offices

None

6. Petitions and Communications

None

7. Land Use Call-Ups

M 0406-2016 **Zoning, Sidewalk café, 114 Nassau Ave, Brooklyn (20165363 TCK)**

By Council Member Levin:

Pursuant to Rule 11.20(b) of the Council and §20-226 or §20-225 of the New York City Administrative Code, the

Council resolves that the action of the Department of Consumer Affairs approving an unenclosed sidewalk café located at 114 Nassau Avenue, Borough of Brooklyn, Community Board No. 1, Application No. 20165363 TCK shall be subject to review by the Council.

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 Consumer Affairs

Int 1006-2015-A Repealing licensure of operators of motion-picture projecting machines.

A Local Law to repeal section 24-423 of the administrative code of the city of New York, relating to the licensure of operators of motion-picture projecting machines

Amended and Coupled on GO

Report of the Committee on Finance

Res 1063-2016 LU 359 - 810 River Avenue, Bronx

810 River Avenue, Block 2483, Lot 5; Bronx, Community District No. 4, Council District No. 8.

Preconsidered - Coupled on GO

Res 1064-2016 LU 360 - Calvary Baptist Church Senior Housing, Queens

Calvary Baptist Church Senior Housing, Block 12182, Lot 80;
Queens, Community District No. 12, Council District No. 28.
Preconsidered - Coupled on GO

Report of the Committee on Governmental Operations

Int 0062-2014-A **Requiring notice on former poll sites.**

A Local Law to amend the New York city charter, in relation to requiring notice on former poll sites.
Amended and Coupled on GO

Int 0463-2014-A **Providing e-mail and text message notifications to NYC voters.**

A Local Law to amend the New York city charter, in relation to providing e-mail and text message notifications to New York city voters.
Amended and Coupled on GO

Int 0659-2015-A **Ceating an online voter information portal allowing absentee voters to track the status of their absentee application and ballot.**

A Local Law to amend the New York city charter, in relation to creating an online voter information portal allowing absentee voters to track the status of their absentee application and ballot, allowing users to view their registration status and voting history and allowing users to access online resources related to voting
Amended and Coupled on GO

Report of the Committee on Land Use

Res 1065-2016 **LU 358 - Planning, Socrates Sculpture Park, Queens (C 050319 MMQ)**

Application No. C 050319 MMQ submitted by New York City Department of Parks and Recreation pursuant to Sections 197-c and 199 of the New York City Charter and Section

5-430 of the New York City Administrative Code for an amendment to the City Map involving the establishment of Socrates Sculpture Park, Borough of Queens, Community Board 1, Council District 26. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to 197-d(b)(2) of the Charter or called up by a vote of the Council pursuant to 197-d(b)(3) of the Charter.

Coupled on GO

Report of the Committee on Recovery and Resiliency

Int 0448-2014-A Civil and criminal penalties for building code violations resulting from certain work done in response to a natural or man-made disaster.

A Local Law to amend the administrative code of the city of New York, in relation to civil and criminal penalties for building code violations resulting from certain work done in response to a natural or man-made disaster

Amended and Coupled on GO

Int 1037-2015-A Violations received after a disaster.

A Local Law to amend the administrative code of the city of New York, in relation to violations received after a disaster

Amended and Coupled on GO

Report of the Committee on Sanitation and Solid Waste Mangement

Int 0209-2014-A Reducing the use of carryout bags.

A Local Law to amend the administrative code of the city of New York, in relation to reducing the use of carryout bags

Amended and Coupled on GO

Report of the Committee on Women's Issues

Int 1137-2016-A **Creating a commission on gender equity.**

A Local Law to amend the New York city charter, in relation to creating a commission on gender equity
Amended and Coupled on GO

12. General Orders Calendar

T2014-0002 **Commissioner of Deeds**
Coupled on GO

Coupled on General Order Calendar

Consumer Affairs

Int 1006-2015-A **Repealing licensure of operators of motion-picture projecting machines.**
A and GO

Finance

Res 1063-2016 **LU 359 - 810 River Avenue, Bronx**
Preconsidered - GO

Res 1064-2016 **LU 360 - Calvary Baptist Church Senior Housing, Queens**
Preconsidered - GO

Governmental Operations

Int 0062-2014-A **Requiring notice on former poll sites.**
A and GO

Int 0463-2014-A **Providing e-mail and text message notifications to NYC voters.**

A and GO

Int 0659-2015-A **Creating an online voter information portal allowing absentee voters to track the status of their absentee application and ballot.**

A and GO

Land Use

Res 1065-2016 **LU 358 - Planning, Socrates Sculpture Park, Queens (C 050319 MMQ)**
GO

Recovery and Resiliency

Int 0448-2014-A **Civil and criminal penalties for building code violations resulting from certain work done in response to a natural or man-made disaster.**

A and GO

Int 1037-2015-A **Violations received after a disaster.**

A and GO

Sanitation and Solid Waste Management

Int 0209-2014-A **Reducing the use of carryout bags.**

A and GO

Women's Issues

Int 1137-2016-A **Creating a commission on gender equity.**

A and GO

General Order Calendar

T2014-0002 **Commissioner of Deeds**
GO

13. Introduction & Reading of Bills
See Attached

14. Discussion of Resolutions

15. Resolutions

Res **Allow early voting in New York State (A.8582-A and S.3813-B)**
0553-2015-A

Resolution calling on the New York State Legislature to pass, and the Governor to sign, A.8582-A and S.3813-B, which would allow early voting in New York State.

Amended and Adopted by the Committee on Governmental Operations

Res 0848-2015 **Amending the Election Law to establish same-day and online voter registration.**

Resolution calling upon the New York State Legislature and the People of the State of New York to amend the State Constitution, and the New York State Legislature to pass and the Governor to sign legislation amending the Election Law to establish same-day and online voter registration.

Adopted by the Committee on Governmental Operations

Res 0853-2015 **Public Safety and Second Amendment Rights Protection Act of 2015. (H.R. 1217)**

Resolution calling on Congress to pass, and the President to sign, H.R. 1217, also known as the Public Safety and Second Amendment Rights Protection Act of 2015, which closes loopholes in the current gun background check system.

Adopted by the Committee on Public Safety

**Res
0979-2016-A**

Safeguards against wrongful convictions by requiring law enforcement to implement evidence-based eyewitness identification procedures and recording of custodial interrogations.

Resolution calling upon the New York State Legislature to pass, and the Governor to sign, legislation that provides safeguards against wrongful convictions by requiring law enforcement to implement evidence-based eyewitness identification procedures and recording of custodial interrogations.

Amended and Adopted by the Committee on Public Safety

Res 1000-2016

Recognizing March 5th as “Three-Fifths Clause Awareness Day” to be officially observed each year in NYC.

Resolution recognizing March 5th as “Three-Fifths Clause Awareness Day” to be officially observed each year in New York City.

Adopted by the Committee on Civil Rights

**Res
1001-2016-A**

Congress to add an amendment to the Constitution directly negating the language of Article 1, Section two, Paragraph 3, known as the “three-fifths clause”.

Resolution calling upon Congress to add an amendment to the Constitution of the United States directly negating the language of Article 1, Section two, Paragraph 3, known as the “three-fifths clause”.

Amended and Adopted by the Committee on Civil Rights

Res 1024-2016

Oppose the Constitutional Concealed Carry Reciprocity Act of 2015 (H.R.923/S.498) and the National Right-to-Carry Reciprocity Act of 2015 (H.R.402)

Resolution calling on Congress and the President to oppose H.R.923/S.498, known as the “Constitutional Concealed Carry Reciprocity Act of 2015,” and related bill H.R.402,

known as the “National Right-to-Carry Reciprocity Act of 2015,” which would allow a resident from one state who has a license to carry a concealed handgun to lawfully carry his or her handgun in a different state, regardless of the licensing eligibility standards in the other state.

Adopted by the Committee on Public Safety

Res 1061-2016 **Approve and ratify the resulting constitutional amendment, to establish no-excuse absentee voting. (A.2644)**

Resolution calling upon the New York State Legislature to pass, and the Governor to sign, A.2644, and the electors of the State of New York to approve and ratify the resulting constitutional amendment, to establish no-excuse absentee voting.

Preconsidered - Adopted by the Committee on Governmental Operations

16. **General Discussion**

17. **Extension of Remarks**

INTRODUCTION AND READING OF BILLS

Res 1058-2016 *By Council Members Cohen, Deutsch, Garodnick, Greenfield, Grodenchik, Kallos, Koslowitz, Lancman, Levine, Maisel, Treyger and Rosenthal*

Resolution calling on the New York State Legislature to pass, and the Governor to sign, A8220/S6086 and A9036/S6378, in relation to purchasing restrictions on persons boycotting Israel; and to amend the retirement and social security law, in relation to the investment of certain public funds in companies boycotting Israel.

Contracts

Int 1172-2016 *By Council Members Crowley, Cumbo, Johnson and Rosenthal*

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of health and mental hygiene to issue an annual report on maternal mortality

Health

Int 1173-2016 *By Council Member Espinal Jr.*

A Local Law to amend the administrative code of the city of New York, in relation to increasing maximum charges for towing motor vehicles

Consumer Affairs

Int 1174-2016 *By Council Member Eugene*

A Local Law to amend the administrative code of the city of New York, in relation to requiring the placement of automated, self-administered blood pressure testing machines at certain public places

Health

Res 1059-2016 *By Council Member Eugene*

Resolution calling upon the state of New York to provide blood pressure machines in public places throughout the state

Health

Int 1175-2016 *By Council Member Garodnick*

A Local Law to amend the administrative code of the city of New York, in relation to placement of signs on all bridges and tunnels entering the City warning of the penalty for possessing a firearm

Transportation

Int 1176-2016 *By Council Member Kallos*

A Local Law to amend the New York city charter, in relation to requiring budget documents to be provided in certain formats

Finance

Res 1060-2016 *By Council Member Kallos*

Resolution calling upon the New York State Legislature to pass, and the Governor to sign, the Voter Empowerment Act of New York (A.5972 and S.2538-B), to streamline the voter registration process.

Preconsidered - Governmental Operations

Res 1061-2016 *By Council Member Kallos*

Resolution calling upon the New York State Legislature to pass, and the Governor to sign, A.2644, and the electors of the State of New York to approve and ratify the resulting constitutional amendment, to establish no-excuse absentee voting.

Preconsidered - Governmental Operations

Res 1062-2016 *By Council Member Rodriguez*

Resolution calling upon the United States Congress to pass and the President to sign legislation requiring automobile manufacturers to include carbon monoxide detectors in all cars sold in the United States.

State and Federal Legislation

Int 1177-2016 *By Council Members Rosenthal, Eugene and Rodriguez*

A Local Law in relation to requiring a study on the feasibility of implementing Barnes dance pedestrian crossing systems in dangerous intersections

Transportation

Int 1178-2016 *By Council Member Vacca*

A Local Law to amend the administrative code of the city of New York, in relation to making disclosure forms of elected officials posted on the conflicts of interest board's website available in a non-proprietary, machine-readable format

Technology

- Int 1179-2016** *By Council Members Van Bramer and Espinal Jr.*
A Local Law to amend the administrative code of the city of New York, in relation to preventing businesses licensed by the department of consumer affairs from unlawfully parking on a sidewalk or crosswalk
Consumer Affairs
- Int 1180-2016** *By Council Members Van Bramer and Espinal Jr.*
A Local Law in relation to increasing penalties for repeated violations of unlawful parking on a sidewalk or crosswalk
Finance
- LU 0359-2016** *By Council Member Ferreras-Copeland*
810 River Avenue, Block 2483, Lot 5; Bronx, Community District No. 4, Council District No. 8.
Preconsidered - Finance
- LU 0360-2016** *By Council Member Ferreras-Copeland*
Calvary Baptist Church Senior Housing, Block 12182, Lot 80; Queens, Community District No. 12, Council District No. 28.
Preconsidered - Finance
- LU 0361-2016** *By Council Member Greenfield*
Application submitted by the Alliance for Downtown New York, the New York City Economic Development Corporation, and the New York City 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, amending Article IX, Chapter 1 (the Special Lower Manhattan District) to allow increased retail uses in existing public plazas and arcades; Borough of Manhattan, Community Board 1, Council District 1. (N 160166 ZRM)
Preconsidered - Zoning and Franchises
- LU 0362-2016** *By Council Member Greenfield*

Application No. 20165363 TCK pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of GFLC Market LLC, d/b/a Greenpoint Fish and Lobster Company, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 114 Nassau Avenue, Borough of Brooklyn, Community Board 1, Council District 33. 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 Section 20-226 of the New York City Administrative Code.

Zoning and Franchises

LU 0363-2016

By Council Member Greenfield

Application No. C 160064 ZMX submitted by Mosholu Petrol Realty, LLC pursuant to Sections 197-s and 201 of the New York City for an amendment of the Zoning Map, Section No. 1d, changing from an R8 district to a C8-2 district property located at Jerome Avenue and Risse Street, Borough of the Bronx, Community Board 7, Council District 11.

Zoning and Franchises

LU 0364-2016

By Council Member Greenfield

Application No. 20165576 HAX submitted by New York City Department of Housing Preservation and Development pursuant to Section 577 of the Private Housing Finance Law for the approval of a real property tax exemption for property located at 775 Jennings Street, Borough of the Bronx, Community Board 3, Council District 16.

Planning, Dispositions, and Concessions

LU 0365-2016

By Council Member Greenfield

Application No. 20165577 HAX submitted by New York City Department of Housing Preservation and Development pursuant to Section 577 of the Private Housing Finance Law for the approval of a real property tax exemption for properties

located at 384 Grand Concourse, 1038 Rogers Place, 1129 Morris Avenue, 1202, 1183, and 1171 Clay Avenue, Borough of the Bronx, Community Boards 1, 2, and 4, Council Districts 8, 17, and 16.

Planning, Dispositions, and Concessions