

The New York City Council

Council Agenda

Stated Meeting

November 29, 2000

1:30 PM

Council Chambers - City Hall

1. Roll Call

2. Invocation

*Delivered by: Father James P. Hayes, St. Andrews R.C. Church,
Cardinal Hayes Place, New York, NY 10007.*

*Motion to spread the invocation in full upon the record by
COUNCIL MEMBER FREED.*

3. Adoption of Minutes

*Motion that the Minutes of the Stated Meeting of TUESDAY,
OCTOBER 31, 2000 be adopted and printed by Council Member
Provenzano.*

4. Messages and Papers from the Mayor

NONE

5. Communications from City, County, and Borough

Offices

M 0968-2000 Homeless Services, Third Quarter Report

Communication from the Department of Homeless Services - Submitting the Third Quarter Report for Calendar Year 2000 covering the period July 1, 2000 through September 30, 2000, pursuant to Local Law 19 of 1999.

Received, Ordered, Printed and Filed

6. Petitions and Communications

NONE

7. Land Use Call-Ups

NONE

8. Communications from the Speaker

9. Discussion of General Orders

10. Report of Special Committees

NONE

11. Reports of Standing Committees

Report of the Committee on Aging

Int 0835-2000 **Tax exemptions for low-income elderly persons.**

A Local Law to amend the administrative code of the city of New York, in relation to tax exemptions for low-income elderly persons.

Coupled on GO

Report of the Committee on Environmental Protection

Int 0842-2000 **Commercial Solid Waste Management System**

A Local Law to amend the administrative code of the city of New York, in relation to requiring a comprehensive study of the commercial solid waste management system within New York city.

Preconsidered - Coupled on GO with Message of Necessity

Int 0281-1998 **Solid Waste Management Plan**

A Local Law to deny authority for the submission of an update and modification for the comprehensive solid waste management plan for the city of New York

Coupled to be Filed

Int 0282-1998-A **Solid Waste Management Plan**

A Local Law to grant the authority for the submission of a modification for the comprehensive solid waste management plan for the city of New York.

Amended and Coupled on GO

Res 1632-2000 **Solid Waste Mangement Plan, State Environmental Quality Review Act.**

Resolution finding that submission by the Department of Sanitation of a proposed comprehensive solid waste management plan modification conforms to the state environmental quality review act.

Preconsidered - Coupled on GO

Report of the Committee on Finance

Int 0833-2000 Real Property Taxation, Gold Star Parents

A Local Law to amend the administrative code of the city of New York, in relation to the inclusion of Gold Star Parents for purposes of eligibility for the alternative exemption for veterans from real property taxation in accordance with section four hundred fifty-eight-a of the real property tax law.

Coupled on GO

Int 0834-2000 Real Property Tax Exemption, limited income persons with disabilities.

A Local Law to amend the administrative code of the city of New York, in relation to the real property tax exemption for persons with disabilities whose incomes are limited due to such disabilities.

Coupled on GO

Res 1625-2000 Municipal Recycling Projects, State Assistance

Resolution authorizing the filing of applications for state assistance payments for municipal recycling projects within the City of New York and the signing of the associated state contract under the appropriate laws of New York State.

Coupled on GO

**Res 1640-2000 LU 525 - UDAAP, 2075 A.C.Powell Blvd etal,
Man(20005034HAM)**

Resolution approving an Urban Development Action Area Project located at 2075 Adam Clayton Powell, Jr. Boulevard

(Block 1908/Lot 63), 2071 Adam Clayton Powell, Jr. Boulevard (Block 1908/Lot 64) and 20 West 125th Street (Block 1722/Lot 46), Manhattan, 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. 525; 20005035 HAM).

Coupled on GO

Report of the Committee on Land Use

Res 1641-2000 **LU 18 - UDAAP, 1160 President Street, Brooklyn (300095HAK)**

Resolution approving a motion to file pursuant to withdrawal of an Urban Development Action Area Project located at 1160 President Street (Block 1282/Lot 25), Brooklyn, (L.U. No. 18; 19955300 HAK).

Coupled to be Filed pursuant to Withdrawal

LU 0525-1999 **UDAAP, 2075 A.C.Powell Blvd etal, Man(20005035HAM)**

Application no. 20005035 HAM, an Urban Development Action Area Project, located at 2075 and 2071 Adam Clayton Powell Jr. Boulevard and 20 West 125th 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 a real property tax exemption.

Approved and Referred to Finance pursuant to Rule 6.50 of the Council.

Res 1642-2000 **Preconsidered LU 923 - School Construction Authority, 2337 Waterbury Ave, Bronx (20015031SCX)**

Resolution approving the site plan for Public School 194-Bronx (P.S./I.S. 194-X), to be located at 1301-59 Zerega

Avenue, The Bronx (Non-ULURP No. 20015031 SCX; L.U. No. 923).

Coupled on GO

Res 1643-2000 Preconsidered LU 924 - School Construction, 384 Seneca Ave, Queens (20015048SCQ)

Resolution approving the site plan for Public School 245-Queens (P.S. 245-Q), to be located at 384 Seneca Avenue, Queens (Non-ULURP No. 20015048 SCQ; L.U. No. 924).

Coupled on GO

Res 1644-2000 LU 835 - ULURP, 138 Stanton St. 113, 111, 143 & 141 Norfolk St, Manhattan, (C000661HAM)

Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 000661 HAM, approving the designation of 138 Stanton Street (Block 355/Lot 77), 113 and 111 Norfolk Street (Block 353/Lots 31 and 32), and 141 and 143 Norfolk Street (Block 354/Lots 25 and 26), Manhattan, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project and approving the disposition of such properties to a developer to be selected by the Department of Housing Preservation and Development (L.U. No. 835; C 000661 HAM).

Coupled on GO

Res 1645-2000 LU 905 - UDAAP, CB 10, CD 9, Manhattan (20015072HAM)

Resolution approving an Urban Development Action Area Project located at 169 St. Nicholas Avenue (Block 1924/Lot 50), 171 St. Nicholas Avenue (Block 1924/Lot 52), 173 St. Nicholas Avenue (Block 1924/Lot 53), 175 St. Nicholas Avenue (Block 1924/Lot 54), 2202 Frederick Douglas Boulevard (Block 1924/Lot 62), 2200 Frederick Douglas Boulevard (Block 1924/Lot 63), and 245 West 120th Street

(Block 1926/Lot 9), Manhattan, 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. 905; 20015072 HAM).

Coupled on GO

LU 0910-2000 ULURP, CD# 3, Manhattan (20000649ZMM)

Uniform Land Use Review Procedure application no. 20000649 ZMM, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Manhattan, Council District no. 3.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter

LU 0911-2000 Zoning Resolution, Special Midown District Preservation Subdistrict, Manhattan (20000650ZRM)

Zoning resolution amendment application no. 20000650 ZRM, pursuant to §197-d and §200 of the New York City Charter, concerning changes in the text of the zoning resolution, Borough of Manhattan, Council District no. 3, relating: zoning map amendment to remove certain area from the Special Midown District Preservation Subdistrict .

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter

LU 0912-2000 ULURP, Zoning Resolution, Manhattan (20000651ZSM)

Uniform land use review procedure application no. 20000651 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 3 to allow facilitate transfer of bulk across district boundaries, to modify the rear yard requirements of Section 33-26 and to modify the mandatory street wall requirements.

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 vote of the Council pursuant to §197-d(b)(3) of the Charter.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter

Res 1646-2000**LU 913 - UDAAP, 6818 20th Ave, Brooklyn (20015091HAR)**

Resolution approving an Urban Development Action Area Project located at 6818 20th Avenue (Block 5578/Lot 45), 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. 913; 20015091 HAK).

Coupled on GO

Res 1647-2000**LU 918 - UDAAP, P.S./ I.S. 66, Brooklyn (20005016 SCK)**

Resolution approving the site plan for Public School 66-Brooklyn (P.S. 66-K), to be located at 832-908 Rockaway Parkway, Brooklyn (Non-ULURP No. 20005016 SCK; L.U. No. 918).

Coupled on GO

12. General Order Calendar

T1999-86**Commissioner of Deeds**

Commissioner of Deeds

Coupled on GO

Coupled on General Order

Aging

Int 0835-2000 **Tax exemptions for low-income elderly persons.**
GO

Environmental Protection

Int 0842-2000 **Commercial Solid Waste Management System**
Preconsidered - GO with MN

Res 1632-2000 **Solid Waste Mangement Plan, State Environmental Quality**
Review Act.
Preconsidered - GO

Int 0281-1998 **Solid Waste Management Plan**
Filed

Int 0282-1998-A **Solid Waste Management Plan**
Amended and GO

Finance

Int 0833-2000 **Real Property Taxation, Gold Star Parents**
GO

Int 0834-2000 **Real Property Tax Exemption, limited income persons with**
disabilitiies.
GO

Res 1625-2000 **Municipal Recycling Projects, State Assistance**
GO

Res 1640-2000 **LU 525 - UDAAP, 2075 A.C.Powell Blvd etal,**
Man(20005034HAM)
GO

Land Use

- Res 1641-2000** **LU 18 - UDAAP, 1160 President Street, Brooklyn
(300095HAK)**
Filed
- Res 1642-2000** **Preconsidered LU 923 - School Construction Authority, 2337
Waterbury Ave, Bronx (20015031SCX)**
GO
- Res 1643-2000** **Preconsidered LU 924 - School Construction, 384 Seneca Ave,
Queens (20015048SCQ)**
GO
- Res 1644-2000** **LU 835 - ULURP, 138 Stanton St. 113, 111, 143 & 141 Norfolk
St, Manhattan, (C000661HAM)**
GO
- Res 1645-2000** **LU 905 - UDAAP, CB 10, CD 9, Manhattan (20015072HAM)**
GO
- Res 1646-2000** **LU 913 - UDAAP, 6818 20th Ave, Brooklyn (20015091HAR)**
GO
- Res 1647-2000** **LU 918 - UDAAP, P.S./ I.S. 66, Brooklyn (20005016 SCK)**
GO

General Order Calendar

- T1999-86** **Commissioner of Deeds**
GO

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

14. General Discussion

15. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Int 0842-2000 *By The Speaker (Speaker Vallone) and Council Members Michels, Robles, Fisher, Rodriguez, DiBrienza, Boyland, Carrion, Fiala, Marshall, Provenzano, The Speaker (Speaker Quinn), Oddo, Clarke, Dear, Malave-Dilan, Eisland, Espada, Foster, Linares, Moskowitz, Nelson, O'Donovan, Pinkett, Abel, Golden, Stabile and Ognibene (in conjunction with the Mayor)*

A Local Law to amend the administrative code of the city of New York, in relation to requiring a comprehensive study of the commercial solid waste management system within New York city.

Preconsidered - Environmental Protection

Res 1632-2000 *By The Speaker (Speaker Vallone) and Council Members Michels, Clarke, Dear, Linares, Moskowitz, Nelson, O'Donovan, Pinkett, Fiala and Stabile ; also Council Member Foster*

Resolution finding that submission by the Department of Sanitation of a proposed comprehensive solid waste management plan modification conforms to the state environmental quality review act.

Preconsidered - Environmental Protection

Res 1633-2000 *By The Speaker (Speaker Vallone) and Council Members Berman, Koslowitz, Carrion, Dear, Eisland, Freed, Michels, Nelson, Reed, Abel and Fiala ; also Council Members Foster, Leffler, Pinkett, Sabini and Oddo*

Resolution urging the New York State Department of Taxation and Finance to promulgate regulations defining which items are excluded from the State and local sales and compensating use taxes under the recently enacted tax exemption provision on items of clothing and footwear of less than \$110.

Finance

Res 1634-2000 *By Council Members Berman, Dear, Espada, Michels, Abel and*

Fiala (by request of the Mayor); also Council Member O'Donovan

Resolution authorizing the filing of applications for state assistance payments for projects to implement the Hudson River Estuary Action Plan within the City of New York and the signing of associated state contracts under the appropriate laws of New York State.

Finance

Int 0843-2000

By Council Members Dear and Stabile ; also Council Member Eisland

A Local Law to amend the administrative code of the city of New York, in relation to limiting the operation of personal watercraft.

Transportation

Int 0844-2000

By Council Members Dear and Golden ; also Council Member O'Donovan

A Local Law in relation to a street name, Jonathan Nigro Place, Borough of Brooklyn.

Parks, Recreation, Cultural Affairs and International Intergroup Relations

Int 0845-2000

By Council Members Espada, Lopez and Golden

A Local Law in relation to a street name, Dante Curry/Yahaira Rodriguez Avenue.

Parks, Recreation, Cultural Affairs and International Intergroup Relations

Res 1636-2000

By Council Members Espada, Carrion, Moskowitz and Reed ; also Council Members Foster, Leffler, Nelson, O'Donovan and Robinson

Resolution calling upon the appropriate committee of the Council of the City of New York to hold hearings on the provisions of the City's gun licensing regulations that deal with an applicant's mental health status.

Public Safety

Res 1637-2000 *By Council Members Foster, Marshall, Moskowitz and Reed ; also Council Members Eisland, Leffler, Michels, Pinkett, Povman, The Speaker (Speaker Quinn), Robinson and Warden*

Resolution calling upon the appropriate Committee of the Council of the City of New York to conduct a hearing on the plan of Chief Judge Judith Kaye of the New York State Court of Appeals to offer nonviolent drug-addicted offenders the choice of undergoing drug treatment rather than incarceration.
Fire and Criminal Justice

Int 0846-2000 *By Council Members Leffler and Marshall ; also Council Members Foster, O'Donovan, The Speaker (Speaker Quinn) and Warden*

A Local Law to amend the administrative code of the city of New York, in relation to the installation of surveillance cameras in public places by city agencies.
Public Safety

Int 0847-2000 *By Council Members Lopez, Dear, Marshall, Golden, Linares and Robinson ; also Council Members Michels, Nelson, O'Donovan, Pinkett and Povman*

A Local Law in relation to a street name, Bernard Baruch Way, Borough of Manhattan.
Parks, Recreation, Cultural Affairs and International Intergroup Relations

Int 0848-2000 *By Council Members Nelson, Marshall, Abel, Fiala, Golden and Stabile ; also Council Members DiBrienza, Harrison, Lopez, Michels, Moskowitz, O'Donovan, The Speaker (Speaker Quinn), Robinson, Robles, Rodriguez, Cruz, Oddo and Ognibene*

A Local Law To amend the administrative code of the city of New York, in relation to requiring the placement of two-way radios or cellular phones on school buses.
Transportation

SLR 0289-2000 *By Council Members Nelson and Abel*

State Legislation Resolution requesting the New York State

Legislature to pass a bill introduced by Senator Kruger, S.8250, "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 Brooklyn to former owner Kwong T. Chan, 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. 7402, Lot No. 44 on tax map for the borough of Brooklyn".

State and Federal Legislation

Res 1638-2000

By Council Members Perkins, Lopez, The Speaker (Speaker Vallone), Robles, Spigner, Eisland, Espada, Freed, Linares, Marshall, Reed and Abel ; also Council Members DiBrienza, Fisher, Koslowitz, Leffler, Michels, Nelson, The Speaker (Speaker Quinn), Robinson, Rodriguez and Warden

Resolution commemorating December 1, 2000 as World AIDS Day and calling for the City and State of New York to renew their commitment both to fighting the spread of AIDS and to offering care and comfort to those currently living with the disease.

IMMEDIATE CONSIDERATION or Health

Res 1639-2000

By Council Members Sabini, Carrion, Eisland and Linares ; also Council Members Harrison and Michels

Resolution amending Rule 11.20 of the Rules of the Council to provide that all applications submitted to the Council pursuant to Article 16 of the General Municipal law shall be the subject of a public hearing within 150 days of submission.

Rules, Privileges and Elections

Int 0849-2000

By Council Members Sabini, Marshall and Abel ; also Council Members Harrison, Koslowitz and McCaffrey

A Local Law to amend the administrative code of the city of New York, in relation to requiring that all chickens owned, possessed, or controlled by a resident within the city of New York be kept in a pen.

Health

Int 0850-2000

By Council Members Stabile, Dear, Espada, Harrison, Robles, Abel, Fiala and Golden ; also Council Members McCaffrey, O'Donovan, Oddo and Ognibene

A Local Law to amend the administrative code of the city of New York, to mandate the presence of the American Flag at every parade held within the City, and to have it prominently displayed at the beginning of each parade.

Governmental Operations

LU 0919-2000

By Council Member Eisland

Application no. 20015106 HAK an Urban Development Action Area Project located at 141 Rogers Avenue, Council District no. 36, 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.

Planning, Dispositions and Concessions

LU 0920-2000

By Council Member Eisland

Application no. 20015110 HAK, an Urban Development Action Area, located at 438 Ashford Street, Council District no. 37, 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.

Planning, Dispositions and Concessions

LU 0921-2000

By Council Member Eisland

Application no. 20015111 HAK, an Urban Development Action Area, located at 202 Moffat Street, Council District no. 37, 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.

Planning, Dispositions and Concessions**LU 0922-2000***By Council Member Eisland*

Application no. 20015112 HAK, an Urban Development Action Area, located at 1049 Rutland Road, Council District no. 41, 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.

Planning, Dispositions and Concessions**LU 0923-2000***By Council Member Eisland*

The submission of a site plan by the New York City School Construction Authority, pursuant to §1732 of the New York State Public Authorities Law, for a school, PS/IS 194X, to be located at 2337 Waterbury Avenue, Borough of the Bronx, Council District no. 13. (Non-ULURP 20015031 SCX)

Preconsidered - Landmarks, Public Sitings and Maritime Uses**LU 0924-2000***By Council Member Eisland*

The submission of a site plan by the New York City School Construction Authority, pursuant to §1732 of the New York State Public Authorities Law, for a school, PS 245-Queens, to be located at 384 Seneca Avenue, Borough of Queens, Council District no. 40. (Non-ULURP 20015048 SCQ)

Preconsidered - Landmarks, Public Sitings and Maritime Uses**LU 0925-2000***By Council Member Eisland*

Uniform Land Use Review Procedure application no. 000639 ZMQ, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Queens, Council District no. 30.

Zoning and Franchises