

The New York City Council

Recessed Meeting of June 12, 2003

Council Agenda

Stated Meeting

June 17, 2003

2:30 PM

Council Chambers - City Hall

- 1. The Public Advocate will call the meeting to order**
- 2. Roll Call**
- 3. The Clerk will announce the presence of a quorum**
- 4. The Public Advocate will adjourn the recessed meeting**

Junr 17, 2003 Stated

- 1. Roll Call**
- 2. Invocation**
- 3. Adoption of Minutes**
- 4. Messages & Papers from the Mayor**

M 0653-2003 **Determination of adjusted base proportions in special assessing units that are cities for the FY'04." A.9000/S.5606**

Communication from the Mayor - "AN ACT to amend the real property tax law, in relation to the determination of adjusted base proportions in special assessing units that are cities for the fiscal year 2004." A.9000 / S.5606
Preconsidered - State and Federal Legislation

M 0654-2003 **Employment of hearing examiners by a parking violations bureau in NYC. S.5349-A/A.8696-A**

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. S.5349-A/A.8696-A
State and Federal Legislation

- 5. Communications from City, County & Borough Offices**
- 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 Aging

Int 0410-2003 Applications for redetermination of SCRIE benefits where there is a permanent reduction in income.

A Local Law to amend the administrative code of the city of New York, in relation to applications for redetermination of senior citizen rent increase exemption benefits where there is a permanent reduction in income.

Adopted and Laid Over

Report of the Committee on Finance

Res 0931-2003 Authorizing the filing of applications for state assistance payments for municipal Park projects, Local Waterfront Revitalization Projects, and Hudson River Estuary projects within 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.
Coupled on GO

Res 0945-2003 **LU 458 - Section 202 Supportive Housing Program for the Elderly Notre Dame DFC, 660 E. 183rd St. Bronx, CD#6**

Resolution approving a partial exemption from real property taxes for a property located at 660 East 183rd Street (Block 3085, Lot 45), the Bronx, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 458).
Preconsidered - Coupled on GO

Res 0946-2003 **LU 459 - Section 202 Supportive Housing Program for the Elderly Maria Isabel HDFC, 787 E. 149th St., Bronx, CD#1**

Resolution approving a partial exemption from real property taxes for a property located at 787 East 149th Street (Block 2653, Lot 1), the Bronx, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 459).
Preconsidered - Coupled on GO

Res 0947-2003 **LU 460 - Section 202 Supportive Housing Program for the Elderly CABS Senior DFC, 590 DeKalb Ave, Brooklyn, CD#3**

Resolution approving a partial exemption from real property taxes for a property located at 590 DeKalb Avenue (Block 1778, Lot 49), Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 460).
Preconsidered - Coupled on GO

Report of the Committee on Land Use

Res 0948-2003 **LU 358 - ULURP, 80 State Street, Brooklyn (C030232DMK)**

Resolution approving the decision of the City Planning Commission on ULURP No. C 030232 DMK, for the disposition of one (1) city-owned residential property located at 80 State Street (Block 274/Lot 32), Brooklyn (L.U. No. 358).

Coupled on GO**Res 0949-2003 LU 368 - ULURP, Little Rock Manor, Brooklyn (C030152HAK)**

Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 030152 HAK, approving the designation of 423, 421, 417, 415, 413 and 411 Chester Street, part of Site 22 within the Marcus Garvey Urban Renewal Area (Block 3589/Lots 12-17), Brooklyn, 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 property to a developer selected by the Department of Housing Preservation (L.U. No. 368; C 030152 HAK).

Coupled on GO**Res 0950-2003 LU 369 - ULURP, 1429-39 Fifth Avenue, Manhattan (C030221HAM)**

Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 030221 HAM, approving the designation of 1429/39 Fifth Avenue, Site 12A within the Milbank Frawley Circle-East Urban Renewal Area (Block 1622/Lot 73), 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 property to a developer selected by the Department of Housing Preservation and Development (L.U. No. 369; C 030221 HAM).

Coupled on GO**Res 0951-2003 LU 370 - ULURP, 286-290 East 3rd St., Manhattan (C030262HAM)**

Resolution approving the decision of the City Planning Commission on an application submitted by the Department of

Housing Preservation and Development, ULURP No. C 030262 HAM, approving the designation of 286-290 East 3rd Street (Block 372/Lots 16-18), 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 property except 290 East 3rd Street (Block 372/Lot 18), Manhattan, to a developer selected by the Department of Housing Preservation and Development (L.U. No. 370; C 030262 HAM).

Coupled on GO

Res 0952-2003

LU 398 - ULURP, 42-552 Wilson Ave. & 1341 Gates Ave., Brooklyn (C030315HAK)

Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 030315 HAK, approving the designation of 342, 344, 346, 348, 350 and 352 Wilson Avenue and 1341 Gates Avenue (Block 3333, Lots 33-39), Brooklyn, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of 342 Wilson Avenue (Block 3333/Lot 33), Brooklyn, to a developer selected by the Department of Housing Preservation and Development (L.U. No. 398; C 030315 HAK).

Coupled on GO

Res 0953-2003

LU 402 - ULURP, Holliswood Rezoning, Queens (030297 ZMQ)

Resolution approving the decision of the City Planning Commission on ULURP No. C 030297 ZMQ, a Zoning Map change (L.U. No. 402).

Coupled on GO

Res 0954-2003

LU 430 - Landmarks, 23-29 Washington Pl, Manhattan (Non-ULURP# 20035202HKM)

Resolution affirming the designation by the Landmarks

Preservation Commission of the Brown Building (originally the Asch Building) located at 23-29 Washington Place (Block 547/Lot 8), Manhattan, Designation List No. 346, LP-2128 (L.U. No. 430; 20035202 HKM; N 030426 HKM).

Coupled on GO

Res 0955-2003

LU 441 - UDAAP, 965 Sutter Ave., Brooklyn (20035211HAK)

Resolution approving an Urban Development Action Area Project located at 965 Sutter Avenue (Block 4033/Lot 41), 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. 441; 20035211 HAK).

Coupled on GO

LU 0451-2003

ULURP, Establishment C4-4D General Commercial District, Citywide (030233ZRY)

Zoning resolution amendment application no. 030233 ZRY, pursuant to §197-d and §200 of the New York City Charter, concerning changes in the text of the zoning resolution Citywide relating: the establishment of a C4-4D General Commercial District.

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 0452-2003

ULURP, Zoning Map Changes East Harlem, Manhattan (030234(A)ZMM)

Uniform Land Use Review Procedure application no. 030234(A) 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. 8.

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 0453-2003 ULURP, 72 Poplar Street, Brooklyn (C030175PPK)

Uniform land use review procedure application no. C 030175 PPK, pursuant to §197-c and §197-d of the New York City Charter concerning the disposition of one city-owned property, located at 72 Poplar Street, Borough of Brooklyn, Council District no. 33. 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 0956-2003 LU 457 - Lease Office Space, 215 Bay Street, Staten Island (20035223PXR)

Resolution approving the acquisition of office space located at 215 Bay Street (Block 497/Lot 1), Staten Island (20035223 PXR; N 030458 PXR; L.U. No. 457).

Coupled on GO

Report of the Committee on State and Federal Legislation

SLR 0103-2003 Providing a temporary retirement incentive to all members of the New York city employees' retirement system (S.5474, A.8861)

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Morahan, S.5474, and Committee on Rules, A.8861, "AN ACT relating to providing a temporary retirement incentive to all members of the New York city employees' retirement system who joined such system on November 10, 1976 and at the date of their retirement, on June 11, 2002, received pension credit for 24.6 years of membership service".

Coupled on GO

SLR 0108-2003 **Establish the date of commencement of membership of certain individuals in the New York city employees' retirement system (S.5394-A, A.8718-A)**

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Paterson, S.5394-A, and Committee on Rules, A.8718-A, "AN ACT to establish the date of commencement of membership of certain individuals in the New York city employees' retirement system".

Preconsidered - Coupled on GO

M 0653-2003 **Determination of adjusted base proportions in special assessing units that are cities for the FY'04." A.9000/S.5606**

Communication from the Mayor - "AN ACT to amend the real property tax law, in relation to the determination of adjusted base proportions in special assessing units that are cities for the fiscal year 2004." A.9000 / S.5606

Preconsidered - Coupled on GO

Report of the Committee on Transportation

Int 0305-2002-A **Awnings**

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

Amended and Laid Over

12. General Orders Calendar

Int 0429-2003 **Area eligibility limitations on benefits pursuant to section 421-a of the real property tax law.**

A Local Law to amend the administrative code of the city of New York, in relation to area eligibility limitations on benefits pursuant to section 421-a of the real property tax law.

Coupled on GO

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

Coupled on General Order Calendar

Finance

Res 0931-2003 **Authorizing the filing of applications for state assistance payments for municipal Park projects, Local Waterfront Revitalization Projects, and Hudson River Estuary projects within NYC.**
GO

Res 0945-2003 **LU 458 - Section 202 Supportive Housing Program for the Elderly Notre Dame DFC, 660 E. 183rd St. Bronx, CD#6**
Preconsidered - GO

Res 0946-2003 **LU 459 - Section 202 Supportive Housing Program for the Elderly Maria Isabel HDFC, 787 E. 149th St., Bronx, CD#1**
Preconsidered - GO

Res 0947-2003 **LU 460 - Section 202 Supportive Housing Program for the Elderly CABS Senior DFC, 590 DeKalb Ave, Brooklyn, CD#3**
Preconsidered - GO

Land Use

Res 0948-2003 **LU 358 - ULURP, 80 State Street, Brooklyn (C030232DMK)**
GO

Res 0949-2003 **LU 368 - ULURP, Little Rock Manor, Brooklyn (C030152HAK)**
GO

- Res 0950-2003** **LU 369 - ULURP, 1429-39 Fifth Avenue, Manhattan
(C030221HAM)
GO**
- Res 0951-2003** **LU 370 - ULURP, 286-290 East 3rd St., Manhattan
(C030262HAM)
GO**
- Res 0952-2003** **LU 398 - ULURP, 42-552 Wilson Ave. & 1341 Gates Ave.,
Brooklyn (C030315HAK)
GO**
- Res 0953-2003** **LU 402 - ULURP, Holliswood Rezoning, Queens (030297 ZMQ)
GO**
- Res 0954-2003** **LU 430 - Landmarks, 23-29 Washington Pl, Manhattan
(Non-ULURP# 20035202HKM)
GO**
- Res 0955-2003** **LU 441 - UDAAP, 965 Sutter Ave., Brooklyn (20035211HAK)
GO**
- Res 0956-2003** **LU 457 - Lease Office Space, 215 Bay Street, Staten Island
(20035223PXR)
GO**

State and Federal Legislation

- SLR 0103-2003** **Providing a temporary retirement incentive to all members of
the New York city employees' retirement system (S.5474,
A.8861)
GO**
- SLR 0108-2003** **Establish the date of commencement of membership of certain
individuals in the New York city employees' retirement system
(S.5394-A, A.8718-A)
Preconsidered - GO**

M 0653-2003 **Determination of adjusted base proportions in special assessing units that are cities for the FY'04." A.9000/S.5606**
Preconsidered - GO

General Order Calendar

Int 0429-2003 **Area eligibility limitations on benefits pursuant to section 421-a of the real property tax law.**
GO

T1999-86 **Commissioner of Deeds**
GO

Roll Call

13. Introduction & Reading of Bills
See Attached

14. Discussion of Resolutions

15. Resolutions

Res 0898-2003 **Create and increase initiatives to promote swimming through recreation and education.**

Resolution calling upon the City of New York to create and increase initiatives to promote swimming through recreation and education.
Adopted by the Committee on Parks and Recreation

Res 0899-2003 **International Beach Cleanup Day in NYC, September 20, 2003**

Resolution recognizing September 20, 2003 as International Beach Cleanup Day in New York City and urging all New

Yorkers to volunteer to participate in the eighteenth annual nationwide beach cleaning event.

Adopted by the Committee on Parks and Recreation

16. General Discussion

17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

SLR 0108-2003 *By Council Members Rivera, Comrie Jr. and Davis*

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Paterson, S.5394-A, and Committee on Rules, A.8718-A, "AN ACT to establish the date of commencement of membership of certain individuals in the New York city employees' retirement system".

Preconsidered - State and Federal Legislation

SLR 0109-2003 *By Council Members Yassky, Comrie Jr., Liu, Monserrate, Provenzano, Seabrook and Sears*

State Legislation Resolution requesting the New York State Legislature to pass a bill introduced by Senator Golden, S.4179-A, "AN ACT to amend the vehicle and traffic law, in relation to the enforcement of the prohibition against attaching handbills and other forms of advertisements to windshields and windshield wipers, in the city of New York".

State and Federal Legislation

SLR 0110-2003 *By Council Members Rivera, Comrie Jr., Davis, Fidler, Gentile, Monserrate, Nelson, Seabrook, Sears and Baez*

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Padavan, Golden, Maltese, Marchi and Velella, S.2564-B, and Assembly

Members Abbate, Colton, Cymbrowitz, Ortiz, Pheffer, Seddio, Seminerio and McLaughlin, et al, A.5464-B, "AN ACT to amend the administrative code of the city of New York, in relation to the establishment of a twenty year retirement program for members of the New York city employees' retirement system employed as investigators by district attorneys' offices".

State and Federal Legislation

SLR 0111-2003

By Council Members Rivera, Comrie Jr. and Seabrook

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Paterson, S.5305, and Committee on Rules, A.8701, "AN ACT authorizing the city of New York to reconvey title of certain property to Gus Jenkins".

State and Federal Legislation

SLR 0112-2003

By Council Members Comrie Jr., Seabrook and Rivera

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Golden, S.3993-B, and Committee on Rules, A.8867, "AN ACT to authorize certain members of the New York city police pension fund to buy back certain service credit".

State and Federal Legislation

SLR 0113-2003

By Council Members Rivera, Comrie Jr., Seabrook and Stewart

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Golden, Maltese, Marchi, Mendez, Padavan and Vellella, S.4185, and Assembly Members Abbate, M. Cohen and Lavelle, A.7167-A, "AN ACT to amend the retirement and social security law, in relation to providing accidental disability retirement benefits for certain transit authority members of the New York city employees' retirement system".

State and Federal Legislation

Int 0510-2003 *By Council Members Vallone Jr., Brewer, Comrie Jr., Fidler, Gentile, Katz, Lopez, Monserrate, Nelson, The Speaker (Speaker Quinn), Recchia Jr., Sanders Jr., Seabrook, Stewart, Espada Jr. and Moskowitz*

A Local Law to amend the administrative code of the city of New York, in relation to requiring the police department of the city of New York to submit certain information regarding the number of search warrants applied for and executed.

Public Safety

Res 0943-2003 *By Council Members Vallone Jr., Addabbo Jr., Avella, Comrie Jr., Fidler, Gentile, Katz, Liu, Lopez, Monserrate, Nelson, Recchia Jr., Sanders Jr., Seabrook, Sears, Weprin and Espada Jr.*

Resolution calling upon the New York State Legislature to increase the punishment for endangering the welfare of a child or a mentally or physically challenged person and to designate these crimes as felonies.

Public Safety

Res 0944-2003 *By Council Members Vallone Jr., Jackson, Avella, Comrie Jr., Gentile, Katz, Liu, Lopez, Monserrate, Nelson, The Speaker (Speaker Quinn), Sanders Jr., Seabrook, Sears, Serrano, Stewart, Weprin and Espada Jr.*

Resolution calling upon the federal government to reinstate appropriate funds to support the Police Athletic League (PAL) Summer Playstreet program.

Youth Services

LU 0458-2003 *By Council Members Weprin and Comrie Jr.*

Section 202 Supportive Housing Program for the Elderly Notre Dame DFC, 660 East 183rd St. Bronx, Community District No. 6.

Preconsidered - Finance

LU 0459-2003 *By Council Members Weprin and Comrie Jr.*

Section 202 Supportive Housing Program for the Elderly

Maria Isabel HDFC, 787 East 149th St., Bronx, Community
District No. 1.

Preconsidered - Finance

LU 0460-2003

By Council Members Weprin and Comrie Jr.

Section 202 Supportive Housing Program for the Elderly
CABS Senior DFC, 590 DeKalb Avenue, Brooklyn,
Community District No. 3.

Preconsidered - Finance