

The New York City Council

Council Agenda

Stated Meeting

July 21, 2004

1:30 PM

Council Chambers - City Hall

1. Roll Call

2. Invocation

Delivered by: Reverend Clinton Miller, Brown Memorial Baptist Church, 484 Washington Avenue, Brooklyn, New York 11238.

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

3. Adoption of Minutes

4. Messages & Papers from the Mayor

M 0192-2004

Monica Blum, Conflicts of Interest Board

Communication from the Mayor - Submitting the name of Monica Blum to the Council for its advice and consent regarding her appointment to the New York City Conflicts of Interest Board, pursuant to Section 2602 of the New York

City Charter.
Rules, Privileges & Elections

M 0193-2004 Kirk P. Tzanides, New York City Tax Commission

Communication from the Mayor - Submitting the name of Kirk P. Tzanides to the Council for its advice and consent regarding his reappointment to the New York City Tax Commission, pursuant to Sections 31 and 153 of the New York City Charter.

Rules, Privileges & Elections

M 0194-2004 Stephen F. Byrns, Landmarks Preservation Commission

Communication from the Mayor - Submitting the name of Stephen F. Byrns to the Council for its advice and consent regarding his appointment as a member of the Landmarks Preservation Commission, pursuant to Sections 31 and 3020 of the New York City Charter.

Rules, Privileges & Elections

5. Communications from City, County & Borough Offices

M 0195-2004 Angela Cavaluzzi, City Planning Commission

Communication from the Manhattan Borough President - Submitting the name of Angela Cavaluzzi to the Council for its advice and consent regarding her reappointment as a member of the City Planning Commission, pursuant to Section 192 of the New York City Charter.

Rules, Privileges & Elections

6. Petitions and Communications

None

7. Land Use Call-Ups

M 0196-2004 ULURP, 197-14 119th Avenue, Queens (20040252PQQ)

By Council Member Comrie:

Pursuant to Rule 11.20(b) of the Council and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application no. 20040252 PQQ shall be subject to review by the Council.

Coupled on Call-Up Vote

M 0197-2004 ULURP, Laides Mile Rezoning, Manhattan

By the Chair of the Land Use Committee Member Katz:

Pursuant to Rule 11.20(c) of the Council and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application Number 040333 ZSM, 040334 ZSM, a special permit shall be subject to Council review. This application is related to application number 040331 ZMM which is subject to Council review pursuant to Section 197-d of the New York City Charter.

Coupled on Call-Up Vote

M 0198-2004 ULURP, The Tides at Charleston, Staten Island (030450ZSR)

By the Chair of the Land Use Committee Council Member Katz

Pursuant to Rule 11.20(c) of the Council and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application Number 030450 ZSR, a special permit shall be subject to Council review. This application is related to application number 030440 ZMR which is subject to Council review pursuant to Section 197-d of the New York City Charter.

Coupled on Call-Up Vote

M 0199-2004 **ULURP, City Map located in Community Board 9, Manhattan (C030331MEM)**

By Council Member Perkins:

Pursuant to Rule 11.20(b) of the Council and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application no. 20030331 MEM shall be subject to review by the Council.

Coupled on Call-Up Vote

M 0200-2004 **ULURP, Changes to city Map, Queens (C020441MMQ)**

By the Chair of the Land Use Committee Council Member Katz:

Pursuant to Rule 11.20(b) of the Council and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application no. C 020441 MMQ shall be subject to review by the Council.

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 Civil Service and Labor

Int 0313-2004-A **Requiring all city agencies to record and report information regarding workplace injuries and illnesses.**

A Local Law to amend the administrative code of the city of New York, in relation to requiring all city agencies to record and report information regarding workplace injuries.

Amended and Laid Over

Report of the Committee on Environmental Protection

Int 0081-2004-A **Prohibit the sale/installation of audible motor vehicle alarms.**

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the sale and installation of audible motor vehicle alarms.

Amended and Coupled on GO

Report of the Committee on Finance

Int 0402-2004 **Providing an earned income tax credit against the personal income tax of the City.**

A Local Law to amend the administrative code of the city of New York, in relation to providing an earned income tax credit against the personal income tax of the City.

Preconsidered - Coupled on GO with Message of Necessity

Int 0412-2004 **Rebate of real property taxes on certain residential real property.**

A Local Law to amend the administrative code of the city of New York, in relation to a rebate of real property taxes on certain residential real property.

Preconsidered - Coupled on GO with Message of Necessity

Res 0481-2004 **LU 203 - Sea Park West, 2930 West 30th Street, Block 7050, Lot 1, Brooklyn, CD#13, Council District No. 47.**

Resolution approving a partial exemption from real property

taxes for property located at 2930 West 30th Street (Block 7050, Lot 1), Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 203).

Preconsidered - Coupled on GO

Res 0482-2004 **LU 204 - Sea Park East, 2970 West 27th Street, 2980 West 28th St., 2727 Surf Avenue, Block 7052, Lot 34, Block 7053, Lot 14, Brooklyn, CD#13, Council District No. 47.**

Resolution approving a partial exemption from real property taxes for property located at 2970 West 27th Street, 2980 West 28th Street, and 2727 Surf Avenue (Block 7052, Lot 34), Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 204).

Preconsidered - Coupled on GO

Res 0483-2004 **LU 205 - Sea Park North, 2828 West 28th Street, Block 7011, Lot 11, Brooklyn, CD#13, Council District No. 47.**

Resolution approving a partial exemption from real property taxes for property located at 2828 West 28th Street (Block 7011, Lot 11), Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 205).

Preconsidered - Coupled on GO

Report of the Committee on Land Use

Res 0484-2004 **LU 91 - ULURP, 433-439 De Witt Ave., Brooklyn (C040203HAK)**

Resolution approving the motion to file pursuant to withdrawal an application submitted by the Department of Housing Preservation and Development, ULURP No. C 040203 HAK (L.U. No. 91; C 040203 HAK).

Coupled to be Filed Pursuant to Letter of Withdrawal

Res 0485-2004 **LU 100 - UDAAP, ACORN Housing 3 Assoc., L.P., Brooklyn (20045396HAK)**

Resolution approving an Urban Development Action Area

Project located at 129 Vermont Street (Block 3672/Lot 10), 147 Sheffield Avenue (Block 3703/part of Lot 10), 149 Sheffield Avenue (Block 3703/part of Lot 10), 447 New Lots Avenue (Block 3842/Lot 29), 558 Williams Avenue (Block 3835/Lot 35), 658 Vermont Street (Block 3841/Lot 28), 780 Belmont Avenue (Block 4036/Lot 19), and 786 Belmont Avenue (Block 4036/Lot 21), 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. 100; 20045396 HAK).

Coupled on GO

Res 0486-2004

LU 102 - UDAAP, Central Harlem Bradhurst, L.P., Manhattan (20045398HAM)

Resolution approving an Urban Development Action Area Project located at 201 West 118 Street (Block 1924/Lot 29), 203 West 147 Street (Block 2033/Lot 27), 222 Bradhurst Avenue (Block 2046/Lot 53), 281 West 150 Street (Block 2036/part of Lot 13), 2809 8th Avenue (Block 2045/part of Lot 92), 2811 8th Avenue (Block 2045/part of Lot 92), and 2813 8th Avenue (Block 2045/part of Lot 92), 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. 102; 20045398 HAM).

Coupled on GO

Res 0487-2004

LU 105 - ULURP, Bradhurst URP, Manhattan (C040269HUM)

Resolution approving the First Amendment to the Bradhurst Urban Renewal Plan, approving the designation of the area, and approving the decision of the City Planning Commission on ULURP No. C 040269 HUM (L.U. No. 105).

Coupled on GO

Res 0488-2004

LU 106 - ULURP, 14th Street Cornerstone Project, Manhattan

(C040270ZMM)

Resolution approving the decision of the City Planning Commission on ULURP No. C 040270 ZMM, a Zoning Map change (L.U. No. 106).

Coupled on GO

Res 0489-2004**LU 107 - ULURP, 14th Street Cornerstone Project, Manhattan
(C040271HAM)**

Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 040271 HAM, approving the designation of 301, 303, 305, 307-311, 313, 315 and 317 West 145th Street, 2731 Frederick Douglass Boulevard, 304-306 West 146th Street and 68 Bradhurst Avenue (Block 2045/Lots 1-4, 7-10, 18, 21 and 110), 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 307-311, 313, 315 West 145th Street, 2731 Frederick Douglass Boulevard, 304-306 West 146th Street and 68 Bradhurst Avenue (Block 2045/Lots 110, 21, 18, 10, 2-4) to a developer to be selected by the Department of Housing Preservation and Development (L.U. No. 107; C 040271 HAM).

Coupled on GO

Res 0490-2004**LU 116 - ULURP, 58-37 Francis Lewis Blvd, Queens
(020666ZMQ)**

Resolution approving a motion to file pursuant to withdrawal of an application submitted by Lawrence Avroch (ULURP No. C 020666 ZMQ; L.U. No. 116).

Coupled to be Filed Pursuant to Letter of Withdrawal

Res 0491-2004**LU 129 - ULURP, 3377 White Plains Rd., Bronx
(C040274HAX)**

Resolution approving the decision of the City Planning

Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 040274 HAX, approving the designation of 3377 White Plains Road (Block 4624/Lot 37), the Bronx, 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. 129; C 040274 HAX).

Coupled on GO

Res 0492-2004 **LU 136 - ULURP, 199 Lafayette St., Manhattan (040021ZMM)**
Resolution approving the decision of the City Planning Commission on ULURP No. C 040021 ZMM, a Zoning Map change (L.U. No. 136).
Coupled on GO

Res 0493-2004 **LU 139 - UDAAP, Site 10, Brooklyn (20045455HAK)**
Resolution approving an Urban Development Action Area Project located at Block 4454/Lots 9, 12, 14, 16, 24, 26, 28; Block 4455/Lots 50, 51, 52; 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. 139; 20045455 HAK).
Coupled on GO

Res 0494-2004 **LU 181 - ULURP, Bellerose Rezoning, Queens (040344ZMQ)**
Resolution approving the decision of the City Planning Commission on ULURP No. C 040344 ZMQ, a Zoning Map change (L.U. No. 181).
Coupled on GO

Res 0495-2004 **LU 183 - Landmarks, Murray Hill Historic District Extension, Manhattan (20045503HKM)**
Resolution affirming the designation by the Landmarks

Preservation Commission of the Murray Hill Historic District Extension located within the current Murray Hill Historic District, Manhattan, Designation List No. 351, LP-2140 (L.U. No. 183; 20045503 HKM; N 040398 HKM).

Coupled on GO

Res 0496-2004 LU 184 - Landmarks, HH Richardson House, Staten Island (20045502HKR)

Resolution modifying the designation by the Landmarks Preservation Commission of the H.H. Richardson House located at 45 McClean Avenue, Borough of Staten Island, Designation List No. 352, LP-2141 (L.U. No. 184; 20045502 HKR; N 040397 HKR).

Modified and Coupled on GO

Res 0497-2004 LU 198 - Sidewalk Cafe, 106-03 Metropolitan Ave., Queens (20045438TCQ)

Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 106-03 Metropolitan Avenue, Queens (20045438 TCQ; L.U. No. 198).

Coupled on GO

Res 0498-2004 LU 199 - Sidewalk Cafe, 324 Bowery, Manhattan (20045558TCM)

Resolution disapproving the petition for a revocable consent for an unenclosed sidewalk café located at 324 Bowery, Manhattan (20045558 TCM; L.U. No. 199).

Motion to Disapprove

Res 0499-2004 LU 201 - Sidewalk Cafe, 87 7th Avenue South, Manhattan (20045679TCM)

Resolution approving a motion to file pursuant to withdrawal of the petition for a modification of a revocable consent for an unenclosed sidewalk café located at 87 7th Avenue South, Manhattan (20045679 TCM; L.U. No. 201).

Coupled to be Filed Pursuant to Letter of Withdrawal

Res 0500-2004 **LU 202 - Sidewalk Cafe, 645 Ninth Avenue, Manhattan
(20045511TCM)**

Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 645 Ninth Avenue, Manhattan (20045511 TCM; L.U. No. 202).

Coupled on GO

Res 0501-2004 **LU 206 - UDAAP, 2339 Prospect Avenue, Bronx
(N040352HAX)**

Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development (“HPD”), Non-ULURP No. N 040352 HAX, approving the designation of 2339 Prospect Avenue (Block 3102/Lot 47), the Bronx, as an Urban Development Action Area (the “Area”), and approving the project for the area as an Urban Development Action Area Project (L.U. No. 206; N 040352 HAX).

Preconsidered - Coupled on GO

Res 0502-2004 **LU 207 - Res 1043, public pay telephones, CityWide
(20055014GFY)**

Resolution amending Resolution No. 1043 (L.U. 423-A) adopted by the Council on October 15, 2003 (20055014 GFY; L.U. No. 207).

Preconsidered - Coupled on GO

Res 0503-2004 **LU 208 - ULURP, Franklin Lofts, Brooklyn (030294ZMK)**

Resolution approving the decision of the City Planning Commission on ULURP No. C 030294 ZMK, a Zoning Map change (L.U. No. 208).

Preconsidered - Coupled on GO

Res 0504-2004 **LU 209 - Landmarks, 790 Bushwick Avenue, Brooklyn
(Non-ULURP no. 20045633HKK)**

Resolution affirming the designation by the Landmarks

Preservation Commission of the Brooklyn Public Library (DeKalb Branch) located at 790 Bushwick Avenue (aka 1176 DeKalb Avenue), Brooklyn, Designation List No. 353, LP-2054; (L.U. No. 209; 20045633 HKK; N 040474 HKK).
Preconsidered - Coupled on GO

Res 0505-2004 **LU 210 - Landmarks, 174 Meserole Steet, Brooklyn**
(Non-ULURP no. 20045617HKK)

Resolution affirming the designation by the Landmarks Preservation Commission of the F. J. Berlenbach House located at 174 Meserole Street, Designation List No. 352, LP-2152; (L.U. No. 210; 20045617 HKK; N 040463 HKK).
Preconsidered - Coupled on GO

Res 0506-2004 **LU 211 - Landmark, 280 Broome Street, Brooklyn**
(Non-ULURP no. 20045615HKM)

Resolution affirming the designation by the Landmarks Preservation Commission of the Kehila Kadosha Janina Synagogue located at 280 Broome Street, Designation List No. 352, LP-2143 (L.U. No. 211; 20045615 HKM; N 040464 HKM).
Preconsidered - Coupled on GO

Res 0507-2004 **LU 212 - ULURP, Royal Ranch Civic Assoc., Queens**
(040115ZMQ)

Resolution approving the decision of the City Planning Commission on ULURP No. C 040115 ZMQ, a Zoning Map change (L.U. No. 212).
Preconsidered - Coupled on GO

12. General Orders Calendar

Int 0127-2004-A **DOHMH to track and report deaths of homeless persons in NYC.**

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 track and report deaths of homeless persons in the city of New York.

Laid Over

T2004-0073 **Commissioner of Deeds**

Commissioner of Deeds
Coupled on GO

Coupled on General Order Calendar

Environmental Protection

Int 0081-2004-A **Prohibit the sale/installation of audible motor vehicle alarms.**
A and GO

Finance

Int 0402-2004 **Providing an earned income tax credit against the personal income tax of the City.**
Preconsidered - GO with M/N

Int 0412-2004 **Rebate of real property taxes on certain residential real property.**
Preconsidered - GO with M/N

Res 0481-2004 **LU 203 - Sea Park West, 2930 West 30th Street, Block 7050, Lot 1, Brooklyn, CD#13, Council District No. 47.**
Preconsidered - GO

Res 0482-2004 **LU 204 - Sea Park East, 2970 West 27th Street, 2980 West 28th St., 2727 Surf Avenue, Block 7052, Lot 34, Block 7053, Lot 14, Brooklyn, CD#13, Council District No. 47.**
Preconsidered - GO

Res 0483-2004 **LU 205 - Sea Park North, 2828 West 28th Street, Block 7011,
Lot 11, Brooklyn, CD#13, Council District No. 47.
*Preconsidered - GO***

Land Use

Res 0484-2004 **LU 91 - ULURP, 433-439 De Witt Ave., Brooklyn
(C040203HAK)
*Filed***

Res 0485-2004 **LU 100 - UDAAP, ACORN Housing 3 Assoc., L.P., Brooklyn
(20045396HAK)
*GO***

Res 0486-2004 **LU 102 - UDAAP, Central Harlem Bradhurst, L.P., Manhattan
(20045398HAM)
GO
Tom Curry
G
*GO***

Res 0487-2004 **LU 105 - ULURP, Bradhurst URP, Manhattan (C040269HUM)
*GO***

Res 0488-2004 **LU 106 - ULURP, 14th Street Cornerstone Project, Manhattan
(C040270ZMM)
*GO***

Res 0489-2004 **LU 107 - ULURP, 14th Street Cornerstone Project, Manhattan
(C040271HAM)
*GO***

Res 0490-2004 **LU 116 - ULURP, 58-37 Francis Lewis Blvd, Queens
(020666ZMQ)
*Filed***

Res 0491-2004 **LU 129 - ULURP, 3377 White Plains Rd., Bronx**

(C040274HAX)

GO

Res 0492-2004 LU 136 - ULURP, 199 Lafayette St., Manhattan (040021ZMM)

GO

Res 0493-2004 LU 139 - UDAAP, Site 10, Brooklyn (20045455HAK)

GO

Res 0494-2004 LU 181 - ULURP, Bellerose Rezoning, Queens (040344ZMQ)

GO

Res 0495-2004 LU 183 - Landmarks, Murray Hill Historic District Extension,
Manhattan (20045503HKM)

GO

Res 0496-2004 LU 184 - Landmarks, HH Richardson House, Staten Island
(20045502HKR)

GO w/Modifications

Res 0497-2004 LU 198 - Sidewalk Cafe, 106-03 Metropolitan Ave., Queens
(20045438TCQ)

GO

Res 0498-2004 LU 199 - Sidewalk Cafe, 324 Bowery, Manhattan
(20045558TCM)

Disapproved

Res 0499-2004 LU 201 - Sidewalk Cafe, 87 7th Avenue South, Manhattan
(20045679TCM)

Filed

Res 0500-2004 LU 202 - Sidewalk Cafe, 645 Ninth Avenue, Manhattan
(20045511TCM)

GO

Res 0501-2004 LU 206 - UDAAP, 2339 Prospect Avenue, Bronx
(N040352HAX)

Preconsidered - GO

- Res 0502-2004** **LU 207 - Res 1043, public pay telephones, CityWide
(20055014GFY)
*Preconsidered - GO***
- Res 0503-2004** **LU 208 - ULURP, Franklin Lofts, Brooklyn (030294ZMK)
*Preconsidered - GO***
- Res 0504-2004** **LU 209 - Landmarks, 790 Bushwick Avenue, Brooklyn
(Non-ULURP no. 20045633HKK)
*Preconsidered - GO***
- Res 0505-2004** **LU 210 - Landmarks, 174 Meserole Steet, Brooklyn
(Non-ULURP no. 20045617HKK)
*Preconsidered - GO***
- Res 0506-2004** **LU 211 - Landmark, 280 Broome Street, Brooklyn
(Non-ULURP no. 20045615HKM)
*Preconsidered - GO***
- Res 0507-2004** **LU 212 - ULURP, Royal Ranch Civic Assoc., Queens
(040115ZMQ)
*Preconsidered - GO***

General Order Calendar

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

Roll Call

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

14. Discussion of Resolutions

15. Resolutions

16. General Discussion

17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Int 0402-2004 *By The Speaker (Speaker Miller) and Council Members Weprin, Martinez, Nelson, Clarke, Gennaro, Katz, Seabrook, Sears and Stewart*

A Local Law to amend the administrative code of the city of New York, in relation to providing an earned income tax credit against the personal income tax of the City.

Preconsidered - Finance

Int 0403-2004 *By Council Members Avella, Brewer, Clarke, Gentile, Gerson, James, Koppell, Liu, McMahan, Nelson, Recchia Jr., Sears and Weprin*

A Local Law to amend the administrative code of the city of New York, in relation to civil penalties for failure to maintain landmark or historic district improvements.

Land Use

Int 0404-2004 *By Council Members Barron, Clarke, James, Gerson, Liu, Martinez, Monserrate, Palma, Reed, Sanders Jr. and Seabrook*

A Local Law to amend the administrative code of the city of New York to require city agencies to develop and implement policies and programs to ensure nondiscriminatory compliance with environmental, energy, health and safety laws, to ensure

equal protection of the public health and to promote environmental justice and economic development in underdeveloped communities.

Environmental Protection

Res 0467-2004

By Council Members Felder, Brewer, Comrie Jr., Gennaro, Gentile, Gerson, Gioia, Jennings Jr., Martinez, Nelson, Seabrook, Sears, Weprin, Fidler, Avella, Liu, Perkins and Oddo

Resolution calling upon the State Legislature to introduce and adopt, and the Governor to sign, legislation which would provide a procedure for the granting of an exemption from real property taxes to eligible property acquired by not-for-profit institutions from the date they take ownership of the real property.

Finance

Int 0405-2004

By Council Members Foster, Addabbo Jr., Barron, Clarke, Comrie Jr., Gentile, Gerson, Katz, Koppell, Liu, Lopez, Monserrate, Sears, Vann, Weprin, Baez, Brewer, Gennaro, James, Jennings Jr., Martinez, McMahon, Nelson, Palma, Recchia Jr., Reed, Sanders Jr. and Seabrook

A Local Law to amend the administrative code of the city of New York in relation to abating rats as a requirement for the issuance of a permit for new construction or a building alteration.

Health

Res 0468-2004

By Council Members Gallagher, Clarke, Comrie Jr., Gerson and Jennings Jr.

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

Public Safety

Res 0469-2004

By Council Members Gerson, Gennaro, The Speaker (Speaker Quinn), Addabbo Jr., Baez, Boyland, Clarke, Gentile, Jennings Jr., Liu, McMahon, Nelson, Palma, Recchia Jr., Sanders Jr.,

Sears and Weprin

Resolution calling upon Congress to adopt the Remember 9/11 Health Act (H.R. 4059), which would provide long-term health monitoring, treatment, research and service coordination by the federal government for those who suffer adverse health effects as a direct result of the terrorist attacks in New York City on September 11, 2001.

*Health***Res 0470-2004**

By Council Members James, Barron, Brewer, Clarke, Comrie Jr., Gennaro, Gerson, Liu, Martinez, Nelson, Palma, Sanders Jr., Seabrook, Stewart and Foster

Resolution calling upon the Governor and New York State Legislature to correct the educational disparity between disabled students in wealthy areas and those in low income communities in the financing plan it establishes in compliance with the Campaign for Fiscal Equity decision.

*Education***Res 0471-2004**

By Council Members James, Clarke, Comrie Jr., Nelson, Seabrook and Stewart

Resolution calling upon Congress to adopt the Health Care Choice Act (H.R.4662), which would provide for cooperative governing of individual health insurance coverage offered in interstate commerce.

*Health***Res 0472-2004**

By Council Members Lopez, Barron, Brewer, Clarke, Comrie Jr., Gennaro, James, Liu, Palma, The Speaker (Speaker Quinn), Sanders Jr., Seabrook, Weprin and Monserrate

Resolution commending the New York State Court of Appeals for ruling that the state's death penalty sentencing procedures are unconstitutional and calling upon the Governor and the State Legislature to uphold and support this decision.

Public Safety

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- Int 0406-2004** *By Council Members McMahon, Avella, Comrie Jr., Gennaro, Jennings Jr., Liu, Nelson, Recchia Jr., Reed, Seabrook, Sears and Weprin*
- A Local Law to amend the administrative code of the city of New York, in relation to regulating publicly accessible collection bins.
- Sanitation and Solid Waste Management***
- Res 0473-2004** *By Council Members McMahon, Avella, Gennaro, Nelson and Sears*
- Resolution mourning the death and celebrating the life President Ronald Reagan, who passed away on June 5, 2004.
- Cultural Affairs, Libraries & International Intergroup Relations***
- Int 0407-2004** *By Council Members Provenzano, Comrie Jr., Nelson, Reed, Seabrook, Stewart and Weprin (by request of the Mayor)*
- A Local Law to amend the administrative code of the city of New York, in relation to the electrical code.
- Housing and Buildings***
- Int 0408-2004** *By The Public Advocate (Public Advocate Gotbaum) and Council Members de Blasio, James, Perkins, Boyland, Brewer, Clarke, Comrie Jr., Gennaro, Gerson, Jennings Jr., Koppell, Liu, Martinez, Nelson, Palma, The Speaker (Speaker Quinn), Sanders Jr., Seabrook, Stewart and The Speaker (Speaker Miller)*
- A Local Law to amend the administrative code of the city of New York, in relation to requiring the posting or dissemination in homeless shelters of signage and other materials relating to the reporting of child abuse and neglect and to proper infant sleeping position and arrangement.
- General Welfare***
- Res 0474-2004** *By Council Members Rivera, Barron, Clarke, Comrie Jr., Monserrate, Palma, Seabrook and Stewart*
- Resolution calling upon the United States Congress to enact, and the President to sign, the Safe, Orderly, Legal Visas and

Enforcement (SOLVE) Act of 2004 in order to provide meaningful and fair immigration reform.

State and Federal Legislation

Res 0475-2004 *By Council Members Vallone Jr., Comrie Jr., Gentile, McMahon, The Speaker (Speaker Quinn), Sanders Jr. and Weprin*

Resolution condemning the Turkish occupation of part of Cyprus, now in its 30th year, and calling for a solution to the Cyprus problem based on all relevant United Nations resolutions.

Cultural Affairs, Libraries & International Intergroup Relations

Res 0476-2004 *By Council Members Vallone Jr., Addabbo Jr., Comrie Jr., Gennaro and Nelson*

Resolution calling on the New York State Legislature to increase the penalties for obstructing law enforcement operations.

Public Safety

Int 0409-2004 *By Council Members Vann, Baez, Barron, Brewer, Clarke, Comrie Jr., Gennaro, James, Jennings Jr., Koppell, Liu, Martinez, Nelson, The Speaker (Speaker Quinn), Seabrook, Weprin and Moskowitz*

A Local Law to amend the administrative code of the city of New York, in relation to increasing the penalties for selling, possessing or using toy or imitation firearms.

Consumer Affairs

Res 0477-2004 *By Council Members Vann, Baez, Barron, Boyland, Brewer, Comrie Jr., Gennaro, Gerson, Gioia, James, Jennings Jr., Liu, Nelson, Palma, Seabrook and Weprin*

Resolution calling upon the United States Congress to amend the 1988 Federal Toy Gun Law to allow municipalities to ban the sale of toy guns.

Consumer Affairs

Int 0410-2004 *By Council Members Weprin and McMahon (by request of the Mayor)*

A Local Law to amend the administrative code of the city of New York, in relation to the establishment of the Forest Avenue business improvement district.

Finance

Int 0411-2004 *By Council Members Weprin and James (by request of the Mayor)*

A Local Law to amend the administrative code of the city of New York, in relation to the establishment of the Myrtle Avenue Brooklyn business improvement district.

Finance

Int 0412-2004 *By Council Members Weprin, Nelson, Gentile, Gennaro, Katz, Stewart and Jennings Jr. (by request of the Mayor)*

A Local Law to amend the administrative code of the city of New York, in relation to a rebate of real property taxes on certain residential real property.

Preconsidered - Finance

Res 0478-2004 *By Council Members Weprin, Gentile, McMahan and Recchia Jr.*

Resolution concerning the establishment of the Forest Avenue Business Improvement District in the Borough of Staten Island and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.

Finance

Res 0479-2004 *By Council Members Weprin and James*

Resolution concerning the establishment of the Myrtle Avenue Brooklyn Business Improvement District in the Borough of Brooklyn and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.

Finance

Res 0480-2004 *By Council Members Yassky, The Speaker (Speaker Miller), Avella, Fidler, Liu, The Speaker (Speaker Quinn), Reed, Rivera, Stewart, Oddo, Comrie Jr., Gerson, Katz, Weprin, Addabbo Jr., Brewer,*

Gennaro, Nelson, Palma and Seabrook

Resolution calling upon the New York State Legislature to revise the State Retirement and Social Security law to ensure that all State and City elected officials, judges and agency heads who are hired in the future and who are later convicted of or plead guilty to serious criminal conduct in connection with their State or City employment will be prohibited from collecting the publicly funded portion of their pension, or, alternatively, to grant the City the authority to enact legislation prohibiting City elected officials, judges and agency heads who are hired in the future and who are later convicted of or plead guilty to serious criminal conduct in connection with their City employment from collecting the publicly funded portion of their pension.

Civil Service and Labor

LU 0203-2004 *By Council Member Weprin*

Sea Park West, 2930 West 30th Street, Block 7050, Lot 1, Brooklyn, Community District No. 13, Council District No. 47.

Preconsidered - Finance

LU 0204-2004 *By Council Member Weprin*

Sea Park East, 2970 West 27th Street, 2980 West 28th St., 2727 Surf Avenue, Block 7052, Lot 34, Block 7053, Lot 14, Brooklyn, Community District No. 13, Council District No. 47.

Preconsidered - Finance

LU 0205-2004 *By Council Member Weprin*

Sea Park North, 2828 West 28th Street, Block 7011, Lot 11, Brooklyn, Community District No. 13, Council District No. 47.

Preconsidered - Finance

LU 0206-2004 *By Council Member Katz*

Application no. N 040352 HAX, an Urban Development Action Area Designation and Project located 2339 Prospect Avenue, Borough of the Bronx, Council District no. 15 This matter is subject to Council Review and action pursuant to §197-d of the New York City Charter and Article 16 of the General Municipal Law.

Preconsidered - Planning, Dispositions and Concessions

LU 0207-2004

By Council Member Katz

Resolution amending Resolution No. 1043 (L.U. 423-A), a Resolution authorizing the Department of Information Technology and Telecommunications to grant nonexclusive franchises for the installation of public pay telephones and associated equipment on, over and under the inalienable property of the City; and under the inalienable property of the City, adopted by the Council on October 15, 2003.

Preconsidered - Zoning and Franchises

LU 0208-2004

By Council Member Katz

Uniform Land Use Review Procedure application no. 030294 ZMK, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Brooklyn, Council District no. 35.

Preconsidered - Zoning and Franchises

LU 0209-2004

By Council Member Katz

Landmarks Preservation Commission designation no. DL - 353, LP - 2054, pursuant to §3020 of the New York City Charter, concerning the designation of the Brooklyn Public Library, Dekalb Branch, located at 790 Bushwick Avenue (1176 Dekalb Avenue), Borough of Brooklyn, Council District no. 34, as a landmark. (Non-ULURP no. 20045633 HKK).

Preconsidered - Landmarks, Public Siting and Maritime Uses

LU 0210-2004

By Council Member Katz

Landmarks Preservation Commission designation no. DL - 352, LP - 2152, pursuant to §3020 of the New York City Charter, concerning the designation of the F.J. Berlenbach House and the related site, located at 174 Meserole Steet, Borough of Brooklyn, Council District no. 34, as a landmark. (Non-ULURP no. 20045617 HKK).

Preconsidered - Landmarks, Public Siting and Maritime Uses

LU 0211-2004

By Council Member Katz

Landmarks Preservation Commission designation no. DL - 352, LP - 2143, pursuant to §3020 of the New York City Charter, concerning the designation of the Kadosha Janina Synagogue, located at 280 Broome Street , Borough of Manhattan, Council District no. 1, as a landmark. (Non-ULURP no. 20045615 HKM).

Preconsidered - Landmarks, Public Siting and Maritime Uses

LU 0212-2004

By Council Member Katz

Uniform Land Use Review Procedure application no. 040115 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. 23.

Preconsidered - Zoning and Franchises

LU 0213-2004

By Council Member Katz

Landmarks Preservation Commission designation no. DL - 354, LP - 2153, pursuant to §3020 of the New York City Charter, concerning the designation of the The Wilbraham and its related site , located at 1 West 30th Street (aka 282-284 Fifth Avenue, Borough of Manhattan, Council District no. 3, as a landmark. (Non-ULURP no. 20045688 HKM).

Landmarks, Public Siting and Maritime Uses

LU 0214-2004

By Council Member Katz

Landmarks Preservation Commission designation no. DL - 354, LP - 2146, pursuant to §3020 of the New York City

Charter, concerning the designation of the The Hecla Iron Works Building and associated site , located at 100-118 North 11th Street, Borough of Brooklyn, Council District no. 33, as a landmark. (Non-ULURP no. 20045689 HKK).

Landmarks, Public Siting and Maritime Uses

LU 0215-2004

By Council Member Katz

Uniform Land Use Review Procedure application no. 040446 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. 31.

Zoning and Franchises

LU 0216-2004

By Council Member Katz

Uniform Land Use Review Procedure application no. 040206 ZMR, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Staten Island, Council District no. 51.

Zoning and Franchises

LU 0217-2004

By Council Member Katz

Uniform Land Use Review Procedure application no. 040189 ZMR, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Staten Island, Council District no. 51.

Zoning and Franchises

LU 0218-2004

By Council Member Katz

Uniform Land Use Review Procedure application no. 040492 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. 24.

Zoning and Franchises

LU 0219-2004

By Council Member Katz

Uniform Land Use Review Procedure application no. 040331

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.

Zoning and Franchises

LU 0220-2004

By Council Member Katz

Zoning resolution amendment application no. 040332 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: increase in street wall heights within the ladies mile rezoning area

Zoning and Franchises

LU 0221-2004

By Council Member Katz

Uniform land use review procedure application no. 040333 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 an attended public parking garage with a maximum capacity of 353 on a portion of the first floor, cellar and sub-cellar. 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.

Zoning and Franchises

LU 0222-2004

By Council Member Katz

Uniform land use review procedure application no. 040334 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 an unattended public parking garage with a maximum capacity of 105 spaces on a portion of the first floor, cellar and sub-cellar . 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.

Zoning and Franchises

LU 0223-2004

By Council Member Katz

Application no. 20045695 HAK, an Urban Development Action Area Project known as BK4, BK5A-5C, BK12 and BK13, located in Community Board 5, Council Districts no. 37 and 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 0224-2004

By Council Member Katz

Uniform land use review procedure application no. C 040438 HAM, an Urban Development Action Area Designation, Project, and the disposition of such property located on Site 4C within the Upper Park Avenue Urban Renewal Area, Borough of Manhattan, Council District no. 8. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.

Planning, Dispositions and Concessions

LU 0225-2004

By Council Member Katz

Uniform land use review procedure application no. C 040521 HAX, an Urban Development Action Area Designation, Project, and the disposition of such property located on Site 22 within the Melrose Commons Urban Renewal Area, Borough of the Bronx, Council District no. 17. This matter is subject to Council Review and action pursuant to §197-c and

§197-d of the New York City Charter and Article 16 of the General Municipal Law.

Planning, Dispositions and Concessions

LU 0226-2004 *By Council Member Katz*

Uniform land use review procedure application no. C 030331 MEM, pursuant to §197-c and §197-d of the New York City Charter concerning an amendment to the City Map located in Community Board 9, Borough of Manhattan, Council District no. 9. 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.

Planning, Dispositions and Concessions

LU 0227-2004 *By Council Member Katz*

Uniform Land Use Review Procedure application no. 040396 ZRM, 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. 1.

Planning, Dispositions and Concessions

LU 0228-2004 *By Council Member Katz*

Uniform land use review procedure application no. 030450 ZSR, 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 Staten Island, Council District no. 51 to allow a special permit, Pursuant to 78-312(f) of the Zoning Resolution. 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.

Planning, Dispositions and Concessions

LU 0229-2004 *By Council Member Katz*

Uniform land use review procedure application no. C 040306 HAK, an Urban Development Action Area Designation, Project, and the disposition of such property located at 73-77 Wolcott Street and 84 Dikeman Street, Borough of Brooklyn, Council District no. 38. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.

Planning, Dispositions and Concessions

LU 0230-2004

By Council Member Katz

Application no. 20055016 HAX, an Urban Development Action Area Project located Randall Avenue between Underhill and Bolton Avenues, Council District no. 18, Borough of the Bronx. 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 0231-2004

By Council Member Katz

Application no. 20055017 HAK, an Urban Development Action Area Project located at 136-140-146 Sunnyside Avenue aka 33 Hendrix 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 0232-2004

By Council Member Katz

Application no. 20055018 HAK, an Urban Development Action Area Project known as Hegeman/Essex/Shepherd, 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 0233-2004

By Council Member Katz

Uniform land use review procedure application no.040252 PQQ, pursuant to §197-c and §197-d of the New York City Charter, concerning the acquisition of real property located at 197-14 119th Avenue, Borough of Queens, Council District no. 27, for use as a agency operated boarding home. 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.

Landmarks, Public Siting and Maritime Uses

LU 0234-2004

By Council Member Katz

Uniform land use review procedure, application no. C 020441 MMQ, pursuant to §197-c and §197-d of the New York City Charter, changes to the City Map, Borough of Queens, Council District no. 29. This application is subject to Council review and action 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 and §11.20 of the Rules of the Council.

Planning, Dispositions and Concessions