

CITY COUNCIL
CITY OF NEW YORK

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TRANSCRIPT OF THE MINUTES

of the

SUBCOMMITTEE ON LANDMARKS, PUBLIC SITING AND MARITIME
USES

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September 21, 2010
Start: 11:20 am
Recess: 11:50 am

HELD AT: Committee Room
250 Broadway, 16th Floor

B E F O R E:
BRAD S. LANDER
Chairperson

COUNCIL MEMBERS:
Maria del Carmen Arroyo
Rosie Mendez
Annabel Palma
James Sanders, Jr.
Jumaane D. Williams
Daniel J. Halloran III
Diana Reyna

A P P E A R A N C E S

Daniel Klein
Director of Real Estate
NYC Department of Sanitation

2 CHAIRPERSON LANDER: Thank you very
3 much. Good morning. I'm Council Member Brad
4 Lander, chair of the Land Use Subcommittee on
5 Landmarks, Public Siting and Maritime Uses. I'm
6 glad to be joined this morning by committee
7 members Annabel Palma, Jumaane Williams, James
8 Sanders and Dan Halloran. We're also joined by
9 Councilwoman Diana Reyna and by Christian Hylton,
10 the counsel to the committee.

11 We have two applications, but
12 essentially one issue before us today, Land Use
13 numbers 214 and 215, C 100258 POK and C 100264
14 POK, the proposed site selection and acquisition
15 application for a ten-year lease submitted by the
16 New York City Department of Sanitation for the
17 property located at 525 Johnson Avenue to allow
18 for continued use as Department of Sanitation
19 Garage number three and 145 Randolph to allow for
20 continued use as a parking lot for storage of DOS
21 District 3 equipment in East Williamsburg.

22 We will first hear from the
23 Department of Sanitation and have some questions.
24 I would like to call up Daniel Klein from the
25 Department of Sanitation. Please turn on the mike

and state your name for the record.

DANIEL KLEIN: Good morning. My name is Dan Klein. I'm the director of real estate for the Department of Sanitation. The applications before you today are pretty much straightforward. We want to continue using a building and a parking lot located in East Williamsburg in Community District 1 to provide sanitation services for District 3.

Historically that building and parking lot at one time was used for District 4 operation which we relocated to a new garage that was constructed. By being able to put District 3 into District 1 temporarily at this location, we're able to shut down two garages on Rutledge Street in District 1 which was a significant concern of that community to have closed. We were able to close those garages a couple of years ago to the satisfaction of that community.

This building and lot would be used until we're able to get re-funding in our budget for the construction of a new garage that would be located at Park and Nostrand Avenue, some property that had gone through the ULURP process a number

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2 of years ago. The properties had been acquired.
3 A building is designed. We would move forward on
4 that at the point that funding is again made
5 available to the department. I'm here to answer
6 any questions you may have about the ULURP
7 applications before you or the proposed new garage
8 on Park and Nostrand.

9 CHAIRPERSON LANDER: Thanks very
10 much, Mr. Klein. I'm going to turn it over to
11 Council Member Reyna whose district this is to
12 kick us off with questions or a statement and then
13 we may come back to you with some questions.

14 COUNCIL MEMBER REYNA: Thank you,
15 Mr. Chair. I just wanted to take an opportunity
16 to go back in time here. This particular garage
17 for Community District 3 was approved in what
18 year?

19 DANIEL KLEIN: It went through City
20 Planning in December of 2001. Technically, it was
21 approved in January 2002.

22 COUNCIL MEMBER REYNA: I ask
23 because I was the City Council representative at
24 that time for this district, back in 2001 as well
25 as 2002. Since its vote for approval, what

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2 occurred as far as the lawsuits? That eventually
3 was the reason why a lot of the delay occurred.

4 DANIEL KLEIN: Right. There were a
5 number of lawsuits that were filed either by both
6 the property owners. There are two properties
7 that make up the site that was to be acquired by
8 the city. There were also lawsuits by local real
9 estate interests, neighboring property owners and
10 some residential interests from Marcy Houses.
11 Each lawsuit has been, in a sense, defeated. The
12 court has found in favor of the city.

13 Though while those lawsuits were
14 going through the legal process for a number of
15 years, we did not advance the design of the
16 project, waiting to see what would happen. We did
17 not want to expend monies for no purpose if the
18 city was not successful in defending the lawsuits.

19 COUNCIL MEMBER REYNA: At that
20 time, was there any money allocated?

21 DANIEL KLEIN: Yes. When this
22 first went through the City Planning Commission
23 and the Council for approval, the project was
24 funded.

25 COUNCIL MEMBER REYNA: At how much?

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2 DANIEL KLEIN: If memory serves me,
3 there was about \$60 million set aside for
4 construction of the garage at the time it was in
5 the budget.

6 COUNCIL MEMBER REYNA: When were
7 the lawsuits finalized?

8 DANIEL KLEIN: I think the last
9 lawsuit was dismissed about 2006 or 2007.

10 COUNCIL MEMBER REYNA: The land was
11 acquired by the city before then.

12 DANIEL KLEIN: Yes.

13 COUNCIL MEMBER REYNA: What year?

14 DANIEL KLEIN: December 2004.

15 COUNCIL MEMBER REYNA: Since 2006
16 when the lawsuits have been finalized, what has
17 taken place concerning any design, engineering
18 specs, concerning community garage District 3?

19 DANIEL KLEIN: A design contract
20 had been awarded. Design is basically completely.
21 Unfortunately the design was based on the Building
22 Codes pre-2008 when the codes changed. So if we
23 were to move forward on the project again the
24 design would have to be reviewed to make sure that
25 it conforms to any changes in the Building Code.

1 We pretty much have a building that's designed.

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3 COUNCIL MEMBER REYNA: The reason
4 for you to come here today to request a ten-year
5 lease is why?

6 DANIEL KLEIN: We currently do not
7 have any funding in the ten-year plan for the
8 construction of this garage. We have very little
9 money in our ten-year capital budget for garages.

10 COUNCIL MEMBER REYNA: The ten-year
11 capital plan is from what year to what year?

12 DANIEL KLEIN: I'd have to check.
13 Basically, it should be from now through about
14 2020. But I'll check and get back to you on that.

15 COUNCIL MEMBER REYNA: I don't
16 understand how this could not be part of the ten-
17 year capital plan considering that you've had the
18 land since 2004 and lawsuits have been finalized
19 since 2006. A design has been completed. Since
20 then, in 2008, there have been obviously upgraded
21 codes that you would have to reflect within new
22 designs, but minor.

23 So moving forward, for the next
24 ten-year capital plan, Community Board 1 who
25 currently has to process 70 percent of the city's

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2 waste and a SWMP plan, a solid waste management
3 plan for the City of New York which is promoting
4 borough self-sufficiency should encapsulate what
5 would be considered a priority to minimize what
6 has been a burden for Community Board 1 to be able
7 to disperse and provide this priority to become a
8 reality. It's contradicting to what this
9 administration has been claiming they are doing
10 for environmental justice in order to assist
11 Community Board 1, eliminate or at least reduce
12 what has been their burden.

13 DANIEL KLEIN: Within the dollars
14 that are made available to the Sanitation
15 Department, the capital monies made available, we
16 have to use those monies for the purchase and
17 upgrading of our rolling stock, the equipment
18 that's used to pick up garbage and everything else
19 we do, the snowplows, mechanical brooms. That
20 comes out of that budget. The implementation of
21 the solid waste plan that you refer to comes out
22 of that budget. The construction of new
23 facilities and the maintenance of current city-
24 owned buildings all come out of that same budget.

25 Within the parameters that have set

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2 before us by OMB, we do not have money for
3 construction of garages. It's not just this
4 garage; it's basically every garage that had been
5 in the plan before we had the budget cuts. We
6 have a half-dozen garages that had been funded at
7 one point that are no longer in the budget that we
8 would like to see re-funded and put back in the
9 budget. So we can construct the types of
10 buildings that will allow us to provide the
11 services that each community deserves to have, and
12 give us the working conditions that our employees
13 that we have deserve to have also.

14 COUNCIL MEMBER REYNA: Mr. Klein,
15 where is this in the scale of priority? Where
16 does community garage District 3 fall?

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18 DANIEL KLEIN: We have six projects
19 that we would call top priorities. We have this
20 project in Brooklyn and we have a project in Coney
21 Island in Council Member Recchia's district that
22 would service Brooklyn Districts 13 and 15.

23 We have a project in Council Member
24 Lappin's district where we had demolished an
25 existing sanitation facility on East 73rd Street

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2 Manhattan that's supposed to rebuilt. Funding is
3 no longer available for that.

4 We have a building that needs to be
5 relocated in Council Member Rose's district in
6 Staten Island. We have a garage in East Harlem
7 that the community would like to see relocated
8 from being opposite Metropolitan Hospital on East
9 99th Street in Council Member Mark-Viverito's
10 District.

11 All of those are high priorities.
12 This garage is as high as any one of those. We
13 would love to have funding for all of those
14 projects.

15 COUNCIL MEMBER REYNA: But you do
16 have funding for a limited amount of projects?

17 DANIEL KLEIN: Garage construction
18 funding right now in our budget is for the project
19 that was approved a couple of years ago for the
20 garage on Spring Street that would service
21 Districts 1, 2 and 5 in Manhattan that is required
22 to conform with the legislation that created the
23 Hudson River Park. That project moved forward
24 because the city was under a settlement agreement
25 with the court to advance that project. So short

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2 of that, we have no other garage projects that are
3 funded.

4 COUNCIL MEMBER REYNA: There was a
5 court settlement for this one as well.

6 DANIEL KLEIN: No. There was a
7 court order for us to vacate where we were on the
8 Manhattan project. We were located on the
9 Gansevoort Peninsula on the Hudson River at West
10 14th Street. The legislation that created the
11 Hudson River Park had specific dates for
12 relocating operations from that location. The
13 city was sued and there was a court settlement to
14 work out a schedule for relocating that garage.
15 Per the settlement, that garage is supposed to be
16 relocated and we intend to have it relocated by
17 the end of 2013.

18 COUNCIL MEMBER REYNA: I have no
19 other choice but to think that this garage is
20 never going to be. It's not the intention to
21 build this garage anytime soon within the next ten
22 years.

23 DANIEL KLEIN: Not if we don't get
24 funding. It's our hope that the city budget will
25 improve over the next ten years so that the

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2 projects that Sanitation had and I'm sure every
3 other agency that had projects that have been de-
4 funded would be able to move forward.

5 COUNCIL MEMBER REYNA: You acquired
6 this land for how much?

7 DANIEL KLEIN: I don't have those
8 figures for you. We can get that to you. I don't
9 recall what the exact dollar amounts were.

10 COUNCIL MEMBER REYNA: I would like
11 to know that. I don't understand what the delay
12 is considering that the capital funding regarding
13 the next ten-year capital plan for the Department
14 of Sanitation and given the fact that it's already
15 approved a Solid Waste Management Plan that this
16 would not have been prioritized as part of it.

17 DANIEL KLEIN: Again, I only repeat
18 what I said before. We have six garage projects
19 throughout the city, two in Brooklyn, the one in
20 Staten Island, the one in Queens and two in
21 Manhattan. All deserve to move forward, all that
22 are worthwhile projects that will greatly benefit
23 the constituents of those districts that should be
24 constructed if money were available. They had
25 been in our budget at one time. With the belt

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2 tightening that we've had to go through, we had to
3 cut those projects. It's out intent that as money
4 becomes available those would be the first
5 projects that are re-funded, those six.

6 COUNCIL MEMBER REYNA: Money should
7 have been already available. This project had
8 been approved in 2001 with a budget that was
9 already connected to this project. Where did that
10 money go?

11 DANIEL KLEIN: It's no longer in
12 the department's budget.

13 COUNCIL MEMBER REYNA: Was
14 something built with that money?

15 DANIEL KLEIN: No. The department
16 was told to take budget reductions. We had to
17 take cuts like every agency through the city.
18 This project, the Coney Island project in
19 Brooklyn, which was also funded, which we have
20 also gone through a ULURP process and have gotten
21 approvals for the construction of the site. We
22 have a number of projects that fall within these
23 categories where there's local support, there's
24 Council support for these projects to move
25 forward, there isn't a lot of opposition, and it's

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2 something we want to do. It's a question of
3 having the available financial resources to do it.
4 When that money becomes available, this will be
5 re-funded.

6 COUNCIL MEMBER REYNA: What is the
7 budget currently for this garage to be built?

8 DANIEL KLEIN: There is nothing in
9 the budget right now for this to be built.

10 COUNCIL MEMBER REYNA: What is the
11 amount? You know, there was an amount allocated
12 in 2001-2002 for \$60 million. What is it today?
13 There's a design that has been completed. What is
14 the amount connected to that design?

15 DANIEL KLEIN: We can get you those
16 figures. The cost of construction is different
17 today than it was in 2002.

18 COUNCIL MEMBER REYNA: I understand
19 that.

20 DANIEL KLEIN: We haven't
21 recalculated what it would be. In some ways it
22 could be less.

23 COUNCIL MEMBER REYNA: The design
24 was completed in what year?

25 DANIEL KLEIN: The design is pretty

1
2 much complete. We'll get you all that information
3 later today.

4 COUNCIL MEMBER REYNA: But when was
5 it completed?

6 DANIEL KLEIN: It's ongoing. It
7 wasn't finally completed because once the
8 construction money was diverted from the project
9 it made no sense to continue to finalize the
10 design.

11 COUNCIL MEMBER REYNA: Mr. Klein,
12 how much money did the Department of Sanitation
13 receive in stimulus?

14 DANIEL KLEIN: I don't know.

15 COUNCIL MEMBER REYNA: I'd like to
16 know that as well. Was any of the stimulus money
17 connected to any of the projects mentioned in the
18 ten-year capital plan?

19 DANIEL KLEIN: I'll have to find
20 that out. I don't know.

21 COUNCIL MEMBER REYNA: I'd like
22 that information. I just want to share with my
23 chair and this committee that I am not happy with
24 what is being presented to us here. We're talking
25 about the tenth year anniversary of this garage, a

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2 long-fought garage where Community Board 3 had a
3 very contentious vote and dialogue and had
4 approved it unanimously.

5 We continue to talk about money.
6 Money of which has been made available to the City
7 of New York for these types of projects. For this
8 not to have been prioritized with the department
9 is just a travesty. So I'm not looking to extend
10 further delays. I'm looking for a solution and
11 I'm not hearing one.

12 Therefore, your month to month is
13 all you should receive so that it motivates the
14 Department of Sanitation to deal with this as a
15 priority as it says it does. It should become
16 part of the ten-year capital plan which is
17 currently not the case. I don't understand why.
18 Thank you.

19 DANIEL KLEIN: If I can add to
20 that, if this were part of the plan today,
21 basically it would take us approximately a year to
22 update the design, to complete the design and make
23 sure it adheres and meets the new 2008 Building
24 Department code. It would take roughly a year to
25 put biddable documents on the street, bid the job

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2 and award a contract and then it would take 42
3 months to build the garage.

4 COUNCIL MEMBER REYNA: There is no
5 confidence that any of this will get done.
6 Because according to what you're telling us there
7 is no money. Therefore, the completion of the
8 design will not occur.

9 ANNOUNCEMENT: May I have your
10 attention please?

11 [Pause]

12 CHAIRPERSON LANDER: I'd like to
13 say you all did very well in complying with the
14 fire safety drill. Thank you very much.

15 COUNCIL MEMBER REYNA: I missed
16 that alarm. Sorry, Mr. Klein. I just wanted to
17 express to you that I have no trust in what I am
18 hearing, what I'm listening to and this is not a
19 criticism to you, but rather what has been the
20 case of a deliberate delay and a deliberate choice
21 not to make this a priority by not funding it.

22 The year it would take to adjust
23 the designs could have been completed already.
24 The year it would take to bid out a contract
25 should have been already published if funding had

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2 been prioritized for this garage. It is my
3 understanding from what I'm hearing that that is
4 not the case and has not been the case.

5 We've gone through an exercise year
6 after year having discussions during hearings as
7 well as internal discussions about this garage
8 that go nowhere. Yet, today we continue to hear
9 that there is no funding. I don't know what the
10 case will be ten years from now if this is not
11 part of the ten-year capital plan for the
12 Department of Sanitation. Thank you.

13 CHAIRPERSON LANDER: We've been
14 joined by Council Member Maria del Carmen Arroyo
15 from the Bronx and Council Member Rosie Mendez
16 from Manhattan. I have a couple of questions and
17 then Council Member Sanders. Can you tell us,
18 what's the status of the current lease? When does
19 it expire? How long was it for?

20 DANIEL KLEIN: We are basically in
21 a license agreement. License basically is a month
22 to month agreement. It may be renewed on an
23 annual basis. But we felt since we were going to
24 be here more than a year that it makes sense to
25 formalize a lease for the period that had been set

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2 out in the application. The application is us and
3 the Department of Citywide Administrative
4 Services, not just Sanitation.

5 Given that the project had not been
6 in the ten-year plan and given the schedule I just
7 gave Council Member Reyna that if it were funded
8 today that the garage would open in approximately
9 five and a half to six years, if we were given the
10 orders to start doing things now. We felt that
11 the terms that were being proposed made sense.

12 The terms of all these city leases
13 have cancellation clauses. The Sanitation
14 Department has cancelled leases before. Most
15 recently, we had a garage in the Rockaways that we
16 vacated before the end of the lease because a new
17 construction opened up earlier this year. That
18 was our last new garage. It opened up in
19 February.

20 CHAIRPERSON LANDER: How long have
21 you been operating at this site under the current
22 license agreement?

23 DANIEL KLEIN: I'd have to check.
24 It's probably a couple of years at this point.

25 CHAIRPERSON LANDER: So there's not

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2 an immediate threat of loss of the site. You're
3 operating under a license agreement.

4 DANIEL KLEIN: Well, you never
5 know. A license agreement allows the city or the
6 property owner to terminate the lease on 30 days
7 notice. That's not the best way to run a
8 sanitation garage.

9 CHAIRPERSON LANDER: While
10 understanding that the ten-year lease would have a
11 cancellation clause, I mean as you see the
12 Community Board and the borough president are both
13 very eager to do everything possible to prioritize
14 resources to get the new garage built. How are
15 they not to feel if a ten-year lease is inked like
16 they'll go to the bottom of the six projects that
17 you call top priority projects?

18 I mean it seems to me if there's
19 five others, and I don't know what status their
20 leases are, but if I were in the community I would
21 feel like if you told me it was going to take five
22 years and you wanted a five year lease, maybe I
23 would at least hope that even if we need that
24 money today, we're staying at the top of the
25 priority chart. The timeline of the lease

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2 expiration and the possibility of the new site
3 would be about that.

4 But here with a ten-year lease, I
5 would feel, if I were in the community, like of
6 those six projects, this one is going down to the
7 bottom of the pile because maybe the five others
8 are in a more urgent status. When the first
9 hundred million comes in, it's going to go to one
10 of those other sites because this one has been
11 leased for ten years already.

12 DANIEL KLEIN: In the past, the way
13 our capital program had worked, we would have one
14 or two garages funded on an annual basis when
15 times were good. We would advance projects when
16 they were ready to advance. So while something
17 may be the top priority, if it wasn't ready to
18 move forward and number two was ready to move
19 forward, we would shift around, knowing that there
20 money for all the projects.

21 It's our intent to advance the six
22 projects that I described to you throughout the
23 city. If we had funding for all of them, this
24 would be pretty close to the top. As the Council
25 Member pointed out, design is pretty much done.

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2 The property is owned by the City of New York. It
3 would be easy to advance this one first.

4 If we were given less than enough
5 funding for all six, we'd have to sit down and
6 figure out what gets the city the biggest bang for
7 the limited bucks that are available and see where
8 we would have the best impact. It wouldn't
9 necessarily be what is first ready to go.

10 CHAIRPERSON LANDER: Look, I don't
11 doubt that you would like to build all six of
12 those garages and that you'd like to have the
13 resources to do it. I'm sure you would. I
14 appreciate your clarifying it.

15 It just seems to that if you got
16 money short of what you needed to build all six,
17 one of the factors that you would consider in
18 deciding which one to be prioritized would be how
19 secure are the places where they currently are.

20 Doing this as a ten-year lease
21 rather than, say, a five-year lease would take
22 this project down on the priority list because you
23 would say, well, that one is secure for ten years.
24 We could leave it for another couple of years out.

25 DANIEL KLEIN: Theoretically, they

2 all have some degree of security to them. It's
3 just that they're not in locations where either
4 the Sanitation Department or the communities would
5 like to see these types of facilities. There is
6 desire to have them relocated. Just like here, we
7 have a garage across the street from Metropolitan
8 Hospital. There is a huge desire to have that
9 relocated and it's city property, we're there
10 forever, but we want to--

11 CHAIRPERSON LANDER: [interposing]
12 I'm sure if I knew the other five, they would all
13 seem like very high priorities to me as well.
14 We're only talking about this one today. It feels
15 to me like inking a ten-year lease on it risks
16 bringing it down in the priority list. I guess at
17 a minimum I want to be able to say to the folks in
18 this community who have made it very clear, and I
19 think they see this as a moment to move it up on
20 the priority list.

21 I'm just concerned that actually
22 voting to approve a ten-year lease at this site
23 with no additional commitment or timetable or
24 certainty not only doesn't move forward the
25 possibility of construction of the new site but

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2 risks moving this project down the priority list
3 relative to the other five because there will be a
4 secure lease there.

5 I guess I'd like to ask if there is
6 something that you could do, short of a capital
7 funding commitment, that gives the Council Member
8 and her community confidence that this is staying
9 a sufficiently high priority project that the fact
10 of a ten-year lease is not going to harm the
11 chances of getting the new one built.

12 DANIEL KLEIN: All I can tell you
13 is that the length of a lease for a leased
14 facility that is used by the department or the
15 fact that a property we'd like to vacate is city-
16 owned was never a consideration on which projects
17 to advance.

18 What was a determinate on what we
19 should move was the type of impacts we're having
20 on the surrounding community, whether it be
21 residential or business, how we're able to provide
22 the services we're supposed to provide. Again,
23 having a lease was just never a factor; it was
24 never a determinate on what we do. It just
25 wouldn't be.

2 CHAIRPERSON LANDER: So this may
3 exist already and if does then I don't need
4 anything redundant. I think the community might
5 at least be helped a little bit by a re-
6 articulation of the priority of this project and
7 where it sits relative to others and a
8 clarification of the reasons for that
9 prioritization and that the new lease does not
10 impact its spot on the priority list in any way.

11 Again, I don't know how much
12 difference that would make to the community board,
13 but it would at least make me feel more
14 comfortable that if we vote for this lease that
15 we're still pushing forward for this project to
16 happen on as quick a timetable as it possibly can.

17 DANIEL KLEIN: We can give you that
18 commitment that this is, again, one of those six
19 projects that we would like to get funding for and
20 advance. We're not in the position where we want
21 to pit a community against another community or a
22 Council Member against another Council Member and
23 say for expediency this comes first or whatever.
24 These are six very important projects for the city
25 that we have wanted to do for over a decade.

2 CHAIRPERSON LANDER: You have a
3 rough capital estimate on the total cost of all
4 six?

5 DANIEL KLEIN: More so some than
6 others. This one we have a better idea. The one
7 in Coney Island we have a better idea. The one on
8 East 73rd we have a better idea. The other three
9 are further back. Queens we don't have a site for
10 yet. It's a project we'd like to do. There
11 hasn't been a site identified.

12 CHAIRPERSON LANDER: Thank you.
13 Council Member Sanders, do you have a question?

14 COUNCIL MEMBER SANDERS: Thank you,
15 Mr. Chair. I just am looking at the facts before
16 me. I see that the community board has
17 disapproved. I see that the borough president had
18 disapproved with conditions. I'm not sure what
19 the councilperson of the district, Council Member
20 Reyna's position. She has said that she does not
21 like it, but that's not the same as saying that
22 she will vote against.

23 The history of the Council is such
24 that barring real compelling arguments from the
25 administration, and I'm not hearing those, we

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2 usually go with the community and the council
3 person. So I would love to see Council Member
4 Reyna take a position. Is she in favor of this or
5 not in favor of this? That will make my actions
6 far easier.

7 COUNCIL MEMBER REYNA: Mr. Chair,
8 may I?

9 CHAIRPERSON LANDER: Council Member
10 Reyna?

11 COUNCIL MEMBER REYNA: Thank you.
12 There are a few questions I had that would
13 motivate an answer concerning how this particular
14 garage is going to be progressed. There is
15 stimulus money that the Department of Sanitation
16 I'm sure has been able to access and where did
17 that money get prioritized, and is there stimulus
18 money that can be shifted for this particular
19 project to get built.

20 The project, if a design has been
21 completed and only modifications need to be
22 applied, then therefore it's project ready, shovel
23 ready. The issue of acquiring land has been
24 settled because the Department of Sanitation has
25 acquired the land. How much it paid for the land

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2 is what I also want to know. The lawsuits have
3 been settled since 2006 which makes this project a
4 ripe project to be built out.

5 What is missing is the Department
6 of Sanitation to prioritize this. It has been
7 functioning on a month to month lease. Because it
8 came back to us to renew a long-term lease and I
9 denied it then. And I will deny it again. So
10 therefore, there are questions that need to be
11 answered to see if we're any closer to building
12 this facility.

13 COUNCIL MEMBER SANDERS: Point of
14 information?

15 COUNCIL MEMBER REYNA: Yes.

16 COUNCIL MEMBER SANDERS: Mr. Chair,
17 since we have to vote on this issue here, I'm
18 either looking for a yay or nay or a tabling of
19 this. We're not voting on this today? Great.
20 Then let the conversation continue.

21 CHAIRPERSON LANDER: Other
22 questions for the Department of Sanitation? So
23 seeing none, we'll close the public hearing on
24 this item. As was just noted, we're not going to
25 vote on it today. We will be voting on it soon.

1
2 October 5th. That's not even that soon. We can
3 have plenty of conversation. Thank you very much
4 for your time.

5 DANIEL KLEIN: Thank you, Council
6 Member.

7 CHAIRPERSON LANDER: Thank you for
8 answering our questions. Thanks to the Council
9 Members and those who attended and we'll close the
10 public hearing. The meeting is adjourned. Thank
11 you.

C E R T I F I C A T E

I, Donna Hintze certify that the foregoing transcript is a true and accurate record of the proceedings. I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.



Signature_____

Date October 7, 2010_____