

THE COUNCIL THE CITY OF NEW YORK AGENDA



1. ROLL CALL

2. INVOCATION

Delivered by: Rev. Elizabeth G. Maxwell, The Church of the Ascension, 12 West 11th Street, New York, N.Y. 10011.

Motion to spread the invocation in full upon the record by **Council Member Johnson**

3. ADOPTION OF MINUTES

Motion that the Minutes of the Stated Meeting of September 30, 2015 be adopted as printed by **Council Member Levin**

4. MESSAGES & PAPERS FROM THE MAYOR

None

5. COMMUNICATION FROM CITY, COUNTY & BOROUGH OFFICES

[Preconsidered M 343](#)

Communication from the Bronx Borough President - Submitting the name of **Orlando Marin** to the Council for its advice and consent regarding his appointment to the City Planning Commission for a five year term that began on July 1, 2015 and expires on June 30, 2020, pursuant to Section 192 of the New York City Charter.

Rules, Privileges and Elections

[Preconsidered M 344](#)

Communication from the Office of Management & Budget – Transfer City funds between various agencies in Fiscal Year 2016 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter. **(MN-1).**

Finance

6. PETITIONS & COMMUNICATIONS

None

7. LAND USE CALL-UPS

M 345

By Council Member Johnson:

Pursuant to Rule 11.20(b) of the Council and §20-226 or §20-225 of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed sidewalk café located at 270 6th Avenue, Borough of Manhattan, Community Board No. 2, Application No. **20165077 TCM** shall be subject to review by the Council.

Roll Call

8. COMMUNICATION FROM THE SPEAKER

9. DISCUSSION OF GENERAL ORDERS

10. REPORT OF SPECIAL COMMITTEES

None

11. REPORTS OF STANDING COMMITTEES

Report of the Committee on Education

Int 644-B

An Amended Local Law to amend the administrative code of the city of New York, in relation to requiring the department of education to report information on physical education in New York city schools.

Amended and Coupled on GO

Report of the Committee on Finance

Preconsidered Res 888

Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

Coupled on GO

Preconsidered M 344 & Res 893

Communication from the Office of Management & Budget – Transfer City funds between various agencies in Fiscal Year 2016 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter. **(MN-1)**.

Coupled on GO

Preconsidered L.U. 295 & Res 894

French Apartments, Block 753, Lot 56; Manhattan, Community District No. 4, Council District No. 3.

Coupled on GO

Preconsidered L.U. 296 & Res 895

John Paul II Apartments, Block 2026, Lot 33; Manhattan, Community District No. 10, Council District No. 9.

Coupled on GO

[Preconsidered L.U. 297 & Res 896](#)

Ahi Ezer Apartments, Block 6682, Lot 45 and Block 6683, Lot 52; Brooklyn, Community District No. 15, Council District No. 47.

Coupled on GO

[Preconsidered L.U. 298 & Res 897](#)

Central Harlem Mutual Housing Association, Block 1391, Lot 39; Brooklyn, Community District No. 8, Council District No. 41.

Coupled on GO

Report of the Committee on Land Use

[L.U. 288 & Res 898](#)

Application No. **C 150447 ZSR** submitted by New York Wheel LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 128-61 of the Zoning Resolution to allow the modification of a development plan for an observation wheel, accessory parking terminal, a public parking garage with a maximum of 950 spaces, and an improvement plan for a waterfront esplanade on property located at Parcel 1 of the North Waterfront Subdistrict (Block 2, Lots 22, 9018, 18 and part of Lot 20) Borough of Staten Island, Community Board 1, Council District 49. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to Charter Section 197-d(b)(2) or called up by vote of the Council pursuant to Charter Section 197-d(b)(3).

Coupled on GO

[L.U. 289 & Res 899](#)

Application No. **M 780389(B) ZSK** submitted by Hamilton Plaza Associates pursuant to a previously approved restrictive declaration for the modification of the restrictive declaration to allow for the change of use and enlargement of the third floor of an existing four story building located at 1-37 12th Street (Block 1007, Lot 172; Block 1025, Lots 1, 16, 18, 20, and 200) Borough of Brooklyn, Community Board 6, Council District 39.

Approved with Modifications and Coupled on GO

[L.U. 293 & Res 900](#)

Application No. **20165172 HAX** submitted by the New York City Department of Housing Preservation and Development for a real property tax exemption pursuant to Section 577 of the Private Housing Finance Law, for properties located on Block 2728, Lots 16 and 19, Block 2745, Lot 36, Block 2752, Lot 17, Block 2754, Lot 69, Block 2974, Lot 22, and Block 2979, Lot 2, Borough of the Bronx, Community Boards 3, Council District 17.

Coupled on GO

[L.U. 294 & Res 901](#)

Application No. **C 150358 HAK** submitted by the New York City Department of Housing Preservation and Development pursuant to Article 16 of the General Municipal Law and Section 197-c of the New York City Charter for an Urban Development Action Area designation and project approval and disposition of city-owned property at 337 Berry Street and 99/101 South 5th Street (Block 2443, Lots 6, 37, and 41), Borough of Brooklyn, Community Board 1, Council District 34.

Coupled on GO

Report of the Committee on Rules, Privileges and Elections

Preconsidered M 343

Report of the Committee on Rules, Privileges and
Elections approving the re-appointment of

Orlando Marin

As a member of the
New York City Planning Commission

The Committee on Rules, Privileges and Elections respectfully reports:

Pursuant to pursuant to § 192 of the *New York City Charter*, the Committee on Rules, Privileges and Elections, hereby approves the re-appointment by the Bronx Borough President of Orlando Marin as a member of the New York City Planning Commission to serve for the remainder a five-year term that will expire on June 30, 2020.

This matter was referred to the Committee on October 28, 2015.

Res 902

RESOLUTION APPROVING THE RE-APPOINTMENT BY THE BRONX BOROUGH PRESIDENT OF ORLANDO MARIN AS A MEMBER OF THE NEW YORK CITY PLANNING COMMISSION

By Council Member Lander:

RESOLVED, that pursuant to § 192 of the *New York City Charter*, the Council does hereby approve the re-appointment of Orlando Marin as a candidate for re-appointment by the Bronx Borough President as a member of the New York City Planning Commission to serve for the remainder of a five-year term that will expire on June 30, 2020.

COUPLED ON GO

Report of the Committee on Transportation

[Int 210-A](#)

An Amended Local Law to amend the administrative code of the city of New York, in relation to requiring the compilation of bike share usage data.

Amended and Coupled on GO

[Int 225-A](#)

An Amended Local Law to amend the administrative code of the city of New York, in relation to bike share financial reporting.

Amended and Coupled on GO

12. GENERAL ORDER CALENDAR

Commissioner of Deeds

Coupled on GO

COUPLED ON GENERAL ORDER CALENDAR

Education

[Int 644-B](#) - Physical education in New York city schools.

A and GO

Finance

[Preconsidered Res 888](#) - New and changed designations of certain organizations to receive funding.

GO

[Preconsidered M 344](#) & [Res 893](#) - Transfer City funds between various agencies in Fiscal Year 2016 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter. **(MN-1)**.

GO

[Preconsidered L.U. 295](#) & [Res 894](#) - French Apartments, Manhattan, Community District No. 4, Council District No. 3.

GO

[Preconsidered L.U. 296](#) & [Res 895](#) - John Paul II Apartments, Manhattan, Community District No. 10, Council District No. 9.

GO

[Preconsidered L.U. 297](#) & [Res 896](#) - Ahi Ezer Apartments, Brooklyn, Community District No. 15, Council District No. 47.

GO

[Preconsidered L.U. 298](#) & [Res 897](#) - Central Harlem Mutual Housing Association, Brooklyn, Community District No. 8, Council District No. 41.

GO

Land Use

[L.U. 288](#) & [Res 898](#) - App. **C 150447 ZSR**, New York Wheel LLC, Zoning Resolution, Staten Island, Community Board 1, Council District 49.

GO

[L.U. 289](#) & [Res 899](#) - App. **M 780389(B) ZSK**, Hamilton Plaza Associates, Brooklyn, Community Board 6, Council District 39.

A/M and GO

[L.U. 293 & Res 900](#) - App. **20165172 HAX**, Real Property Tax Exemption, Bronx, Community Boards 3, Council District 17.

GO

[L.U. 294 & Res 901](#) - App. **C 150358 HAK**, Urban Development Action Area, Brooklyn, Community Board 1, Council District 34.

GO

Rules, Privileges and Elections

[Preconsidered M 343 & Res 902](#) - **Orlando Marin** - As a member of the New York City Planning Commission.

GO

Transportation

[Int 210-A](#) - Bike share usage data.

A and GO

[Int 225-A](#) - Bike share financial reporting.

A and GO

GENERAL ORDER CALENDAR

Commissioner of Deeds

GO

Roll Call

13. INTRODUCTION & READING OF BILLS

See Attached

14. DISCUSSION OF RESOLUTIONS

15. RESOLUTIONS

None

16. GENERAL DISCUSSION

17. EXTENSION OF REMARKS

INTRODUCTION AND READING OF BILLS

[Preconsidered Res 887](#)

By Council Member Cabrera:

Resolution calling upon Congress to pass and the President to sign H.R.1321/S.1424, known as the "Microbead-Free Waters Act of 2015," which would amend the Federal Food, Drug and Cosmetic Act to prohibit the sale or distribution of cosmetics containing synthetic microbeads.

Consumer Affairs

[Int 971](#)

By Council Member Chin, Van Bramer and Lander:

A Local Law to amend the administrative code of the city of New York, in relation to the availability of joint living-work quarters for artists.

Housing and Buildings

[Int 972](#)

By Council Member Espinal:

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

Environmental Protection

[Preconsidered Res 888](#)

By Council Member Ferreras-Copeland:

Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

Finance

[Preconsidered Res 889](#)

By Council Members Garodnick and Cabrera:

Resolution calling upon the State Legislature to pass and the Governor to sign A.5896/S.3932, known as the "Microbead-free Waters Act," which would prohibit the sale of personal cosmetic products containing microbeads.

Consumer Affairs

[Int 973](#)

By Council Members Johnson, Chin, Constantinides, Cumbo, Espinal, Levin, Levine and Rose:

A Local Law to amend the New York city charter, in relation to establishing an office of comprehensive community health planning and an interagency coordinating council on health.

Health

[Int 974](#)

By Council Members Johnson, Chin, Constantinides, Cumbo, Espinal, Levin, Levine, Miller and Rose:

A Local Law to amend the administrative code of the city of New York, in relation to the creation of a health facilities map.

Health

Res 890

By Council Members Levine and Williams:

Resolution calling upon the New York State Legislature to pass and the Governor to sign A.329/S.554, to implement more foreign language instruction in elementary schools.

Education

Int 975

By Council Member Maisel:

A Local Law to amend the administrative code of the city of New York, in relation to fines and civil penalties for failure to remove abandoned poles.

Transportation

Res 891

By Council Member Palma:

Resolution calling on the State Legislature to pass and the Governor to sign into law, A.1353/S.0813, the Homeless Protection Act, which designates certain offenses against homeless persons as hate crimes.

General Welfare

Int 976

By The Public Advocate (Ms. James):

A Local Law to amend the administrative code of the city of New York, in relation to requiring training for agency chief contracting officers and agency M/WBE officers and posting related information on the city's website.

Contracts

Int 977

By Council Member Richards:

A Local Law to amend the administrative code of the city of New York, in relation to banning smoking in city-financed housing.

Health

Int 978

By Council Members Torres, Constantinides, Mendez, Richards and Treyger:

A Local Law to amend the administrative code of the city of New York, in relation to requiring licensure for mold abatement, assessment and remediation work and setting minimum standards for such work.

Consumer Affairs

Res 892

By Council Member Vallone:

Resolution calling on the Federal Aviation Administration to amend the North Shore helicopter route to extend further west to cover Northeast Queens.

Environmental Protection

Int 979

By Council Members Williams and Levine:

A Local Law to amend the administrative code of the city of New York, in relation to foreign language courses offered in New York city public schools.

Education

Preconsidered L.U. 295

By Council Member Ferreras-Copeland:

French Apartments, Block 753, Lot 56; Manhattan, Community District No. 4, Council District No. 3.

Finance

Preconsidered L.U. 296

By Council Member Ferreras-Copeland:

John Paul II Apartments, Block 2026, Lot 33; Manhattan, Community District No. 10, Council District No. 9.

Finance

Preconsidered L.U. 297

By Council Member Ferreras-Copeland:

Ahi Ezer Apartments, Block 6682, Lot 45 and Block 6683, Lot 52; Brooklyn, Community District No. 15, Council District No. 47.

Finance

Preconsidered L.U. 298

By Council Member Ferreras-Copeland:

Central Harlem Mutual Housing Association, Block 1391, Lot 39; Brooklyn, Community District No. 8, Council District No. 41.

Finance

L.U. 299

By Council Member Greenfield:

Application No. **20165077 TCM** pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Bar Giacosa Corp., d/b/a Il Pittino for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 270 6th Avenue, Borough of Manhattan, Community Board 2, Council District 3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and Section 20-226 of the New York City Administrative Code.

Zoning and Franchises