

THE COUNCIL

Minutes of the Proceedings for the

STATED MEETING

of

Wednesday, October 31, 2018, 2:00 p.m.

The Public Advocate (Ms. James)

Acting President Pro Tempore and Presiding Officer

Council Members

Corey D. Johnson, *Speaker*

Adrienne E. Adams	Vanessa L. Gibson	Bill Perkins
Alicia Ampry-Samuel	Mark Gjonaj	Keith Powers
Diana Ayala	Barry S. Grodenchik	Antonio Reynoso
Inez D. Barron	Robert F. Holden	Donovan J. Richards
Joseph C. Borelli	Ben Kallos	Carlina Rivera
Justin L. Brannan	Andy L. King	Ydanis A. Rodriguez
Fernando Cabrera	Peter A. Koo	Deborah L. Rose
Margaret S. Chin	Karen Koslowitz	Helen K. Rosenthal
Andrew Cohen	Rory I. Lancman	Rafael Salamanca, Jr
Costa G. Constantinides	Bradford S. Lander	Ritchie J. Torres
Robert E. Cornegy, Jr	Stephen T. Levin	Mark Treyger
Laurie A. Cumbo	Mark D. Levine	Eric A. Ulrich
Chaim M. Deutsch	Alan N. Maisel	Paul A. Vallone
Ruben Diaz, Sr.	Steven Matteo	James G. Van Bramer
Daniel Dromm	Carlos Menchaca	Jumaane D. Williams
Rafael L. Espinal, Jr	I. Daneek Miller	Kalman Yeger
Mathieu Eugene	Francisco P. Moya	

The Public Advocate (Ms. James) assumed the chair as the Acting President Pro Tempore and Presiding Officer for these proceedings.

After consulting with the City Clerk and Clerk of the Council (Mr. McSweeney), the presence of a quorum was announced by the Public Advocate (Ms. James).

There were 51 Council Members marked present at this Stated Meeting held in the Council Chambers of City Hall, New York, N.Y.

INVOCATION

The Invocation was delivered by Rabbi Michael S. Miller, Executive Vice President and CEO of the Jewish Community Relations Council of New York, 225 West 34th Street, Suite 1607, New York, N.Y. 10122.

[words spoken in Hebrew]

Shalom, Lord of the Universe,
 as we gather in this Chamber we mourn, we grieve, we are in pain.
 It is so difficult for us to come to grips with what took place
 in a house of worship in Pittsburgh, Pennsylvania just four days ago.
 How could it be that someone could enter a house of prayer
 on the day of the Jewish Holy Sabbath as a baby boy was about to be named in a bris
 and shatter that sanctity that by emptying an AR-15 assault rifle
 and two Glock semi-automatic handguns into the pews, murdering eleven innocent souls?
 How can it be that the safe space, the haven of a place we all refer to as a sanctuary,
 as a sanctuary, can be so cruelly and violently desecrated with the spilling of human blood?
 In 1790 President George Washington visited the Jewish community of Newport, Rhode Island.
 After his visit, he penned a letter to the congregation.
 He wrote that "The government of the United States which gives to bigotry no sanction
 requires only that they who live under its protection should demean themselves as good citizens."
 He then prayed and pledged that "May the children of the stock of Abraham
 who dwell in this land continue to merit and enjoy the good will of the other inhabitants,
 while everyone shall sit in safety under his own vine and fig tree,
 and there shall be none to make him afraid."
 So how can it be that a 97-year-old Jewish woman, a mother,
 grandmother, and great-grandmother, spoken of as a sweet and lovely lady
 who was quick with a friendly greeting, a hug and a smile, was targeted?
 Or a 66-year-old bow-tie-wearing Jewish primary care physician
 who embraced HIV patients when no other doctors would touch them?
 Washington promised safety and the absence of fear.
 The same question can be asked about the other nine sweet souls
 whose lives were brutally and abruptly terminated.
 The only answer we have, Lord, is hate.
 Hate is corrosive, eating away at the innocence with which we are born.
 To the best of my knowledge there is no hate gene.
 One has to learn to hate.
 We, Lord, as leaders of the City of New York,
 as leaders that must dedicate ourselves with every ounce of strength
 to combat this evil virus, to battle against it with all of our fiber,
 to wage war to conquer it with the breadth of our fortitude.
 Our ammunition is nothing more than love, than understanding, than tolerance,
 than acceptance, and we need to mind our words because words matter.
 We need to fashion ourselves into societal engineers, building bridges,
 interconnecting the gorgeous diversity that we are blessed with in our beloved city,
 with all bridges leading to the ideal and precious value of peace,
la paz, shalom, salaam, ashanti.
 The name of the synagogue in Pittsburgh is *Etz Chaim*,

taken from the 18th verse, 3rd chapter of Proverbs.
 It is a tree of life for those who grasp it.
 But the fusillade of bullets, this viciously broke the victims' grip.
 The 2000-year-old Talmud teaches that those who cut down trees
 will never ever see a sign of blessing.
 Hate is a curse. Love and peace are a blessing.
 I pray that the actions taken by this august body will merit blessing,
 as it leads the people whom it represents closer to achieving a more just society,
 a society filled with mutual respect and dignity, filled with love and peace.
 As Washington concluded his letter,
 "May the Father of all mercies scatter light and not darkness upon our paths."
 May this be your will, oh Lord.
 Amen.

The Speaker (Council Member Johnson) moved to spread the Invocation in full upon the record.

During the Communication from the Speaker segment of this Meeting, the Speaker (Council Member Johnson) asked for a Moment of Silence in memory of the following:

The Speaker (Council Member Johnson) commemorated the one year anniversary of the October 31, 2017 terror attack that took place near the corner of Chambers and West Street in lower Manhattan. He read out the names of the eight individuals who lost their lives: Darren Drake, Hernan Diego Mendoza, Diego Enrique Angelini, Alejandro Damien Pagnucco, Ariel Erlij, Hernan Ferruchi, Nicholas Clevesse, and Ann-Laure Decadt.

The Speaker (Council Member Johnson) acknowledged the October 27, 2018 mass shooting that took place at the Tree of Life Synagogue in Pittsburgh, Pennsylvania. He read out the names of the eleven individuals who lost their lives: Joyce Fienberg, 75; Richard Gottfried, 65; Rose Mallinger, 97; Jerry Rabinowitz, 66; brothers Cecil Rosenthal, 59 and David Rosenthal, 54; husband and wife Bernice Simon, 84 and Sylvan Simon, 86; Daniel Stein, 71; Melvin Wax, 88; and Irving Younger, 69. The Speaker (Council Member Johnson) asked everyone to honor their memories by recommitting ourselves now and forever to fight anti-Semitism and bigotry of any kind.

The Speaker (Council Member Johnson) also acknowledged the October 24, 2018 shooting in Jeffersontown, Kentucky where an individual who reportedly made racist statements murdered two African Americans, Vickie Lee Jones, 67, and Maurice Stallard, 69, at a Kroger's Supermarket. He affirmed that the Council stood with its friends in the African American community and had their backs.

The Speaker (Council Member Johnson) also thanked the NYPD and law enforcement for their quick actions in their response to the suspicious packages sent to the CNN New York bureau and intercepted at a midtown postal facility. He praised New Yorkers for their strength and resiliency in the face of such intimidation. The Speaker (Council Member Johnson) reiterated that the hatred displayed in these incidents of the past week had no place in this city or in this country. He noted that New York City welcomes everyone with open arms and will extend its hand in friendship to all.

* * *

ADOPTION OF MINUTES

On behalf of Council Member Diaz, the Public Advocate (Ms. James) moved that the Minutes of the Stated Meeting of September 26, 2018 be adopted as printed.

LAND USE CALL-UPS

M-109

By Council Member Kallos:

Pursuant to Rule 11.20(b) of the Council and §20-226 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 1486 Second Avenue, Borough of Manhattan, Council District 5, Community District 8., Application No. 20195059 TCM shall be subject to review by the Council.

Coupled on Call-Up Vote.

M-110

By Council Member Kallos:

Pursuant to Rule 11.20(b) of the Council and §20-225 of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an enclosed sidewalk café located at 1746 2nd Avenue, Borough of Manhattan, Council District 5, Community District 8, Application No. 20195169 TCM shall be subject to review by the Council.

Coupled on Call-Up Vote.

M-111

By Council Member Lander:

Pursuant to Rule 11.20(b) of the Council Rules and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the actions of the City Planning Commission on Uniform Land Use Review Procedure Application No. C 180418 PCK (DOT Brooklyn Fleet Services Workshop) shall be subject to Council review.

Coupled on Call-Up Vote.

M-112

By Council Member Levin:

Pursuant to Rule 11.20(b) of the Council and §20-226 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 931 Manhattan Avenue, Borough of Brooklyn, Council District 33, Community District 1, Application No. 20195056 TCK shall be subject to review by the Council.

Coupled on Call-Up Vote.

M-113

By Council Member Powers:

Pursuant to Rule 11.20(b) of the Council and §20-226 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 27 East 62nd Street, Borough of Manhattan, Council District 4, Community Board 8, Application No. 20195103 TCM shall be subject to review by the Council.

Coupled on Call-Up Vote.

The Public Advocate (Ms. James) put the question whether the Council would agree with and adopt such motions which were decided in the **affirmative** by the following vote:

Affirmative – Adams, Ampy-Samuel, Ayala, Barron, Borelli, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Diaz, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Williams, Yeger, the Minority Leader (Council Member Matteo), the Majority Leader (Council Member Cumbo), and The Speaker (Council Member Johnson) – **51**.

At this point, the Public Advocate (Ms. James) declared the aforementioned items **adopted** and referred these items to the Committee on Land Use and to the appropriate Land Use subcommittee.

REPORTS OF THE STANDING COMMITTEES**Report of the Committee on Finance**

Report for Res. No. 564

Report of the Committee on Finance in favor of approving a Resolution concerning the increase in the annual expenditure for the Steinway Street, Graham Avenue, Lower East Side, Fashion Center, Grand Street, 125th Street, Lincoln Square, Madison/23rd/Flatiron/Chelsea, Queens Plaza/Court Square, Bay Ridge 5th Avenue, Court-Livingston-Schermerhorn, Park Slope Fifth Avenue, Chinatown, and Westchester Square Business Improvement Districts, and the setting of the date, time and place for the hearing of the local law increasing the annual expenditure for such districts.

The Committee on Finance, to which the annexed resolution was referred on October 31, 2018, respectfully

REPORTS:**RES. NO. 564:**

Resolution 564 sets a date, time, and place for a public hearing to consider a local law that would increase the annual expenditures of 14 Business Improvement Districts (“BIDs”) as of July 1, 2018. The resolution sets November 14, 2018 at 10:00am in the City Council Committee Room, 2nd floor, City Hall, Manhattan as the date, time, and place for the hearing.

These increases, which have been requested by the BIDs and approved by the respective District Management Associations, would result in a higher assessment on all properties currently subject to the BIDs’ assessments as a result of the increase in the assessment rate.

Pursuant to §§ 25-410(b) and 25-416 of the Administrative Code, the BIDs may obtain an increase in its budget (i.e. the total amount allowed to be expended annually by the BIDs for improvements, services, maintenance, and operation) by means of the adoption of a local law amending the BID’s district plan. Such a local law may be adopted by the City Council after a determination that it is in the public interest to authorize such an increase in the maximum annual amount and that the tax and debt limits prescribed in § 25-412 of the Administrative Code will not be exceeded. Notice of the public hearing to consider such a local law must be published in at least one newspaper having general circulation in the district specifying the time when, and the place where, the hearing will be held and stating the increase proposed in the maximum amount to be expended annually.

Accordingly, the resolution also directs the District Management Associations of each of the BIDs to publish in a newspaper of general circulation in each district, not less than ten days prior to the public hearing, a notice stating the time and place of the public hearing and setting forth the increase in the amount to be expended annually in each of the BIDs.

The following BIDs have requested increases to their budgets, as indicated below:

BID Name	Yr. Est.	Last Increase Yr	Current Authorized Assessment Cap	Proposed Authorized Assessment Cap	\$ Increase Request		Increase Schedule	CM District (s)	SBS Justification
	Yrs	Increase Amount			Total % Increase	Annualized % Increase		Supporting Councilmember	
125th Street	1994	2014	\$1,005,793	\$1,240,462	\$234,669.00		One-time	9	Assessment increase will expand marketing program and hire a director to manage communications and events; expand sanitation program with purchasing and replacing bins, and provide additional service for holidays and anticipated snow days; revamped holiday lights design; increased promotional activities for holiday lighting event; and purchase new street banners. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract costs associated with the increase in minimum wage.
	24	\$57,973			23.33%	5.83%		1x \$234,669	
Bay Ridge Fifth Avenue	2006	2016	\$427,000	\$534,000	\$107,000.00		One-time	43	Assessment increase will expand merchant marketing program; improve seasonal marketing efforts including hosting additional public events and revamp holiday lighting; add streetscape elements; and expand business support program. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract costs associated with the increase in minimum wage.
	12	\$89,000			25.06%	12.53%		1x \$107,000	
Chinatown	2012	N/A	\$1,300,000	\$1,800,000	\$500,000.00		Phased	1	Assessment increase will restore sanitation hours from 33,000/year to 35,800/year after being cut to accommodate for increase in minimum wage; expand merchant marketing and neighborhood branding programs; host additional street fairs and special events; launch public safety services to address perceived increase in crime; and add permanent and temporary streetscape elements. Additionally, funds will pay for rented office
	6	N/A			38.46%	6.41%		1x \$250,000 (19%) 1x \$250,000	

3924

October 31, 2018

(16%)

space, which was previously donated. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract costs associated with the increase in minimum wage.

BID Name	Yr. Est.	Last Increase Yr	Current Authorized Assessment Cap	Proposed Authorized Assessment Cap	\$ Increase Request		Increase Schedule	CM District (s)	SBS Justification
	Yrs	Increase Amount			Total % Increase	Annualized % Increase		Supporting Councilmember	
Court-Livingston-Schermerhorn	2007	2017	\$907,000	\$1,400,000	\$493,000.00		One-time	33	Assessment increase will fund installation and maintenance of public space improvements including new big belly placements, tree guards, horticulture, street seats, plaza activations, and conduct a public realm study. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract costs associated with the increase in minimum wage.
	11	\$207,000			54.36%	9.09%	1x \$493,000	Levin	
Flatiron 23rd Street	2006	2013	\$2,200,000	\$3,250,000	\$1,050,000.00		Phased	2,3,4	Assessment increase will expand beautification projects and repair streetscape elements; expand Summer series and holiday programming; expand security program on a seasonal basis for summer programming; host additional merchant networking events; and expand existing homeless outreach program; increase staff from 5 to 6 full time to oversee expanded programming. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract costs associated with the increase in minimum wage.
	12	\$600,000			47.73%	9.55%	1x \$550,000 (25%) 1x 250,000 (9%) 1x 250,000 (8%)	Rivera, Johnson, Powers	
Fashion Center	1993	2016	\$8,800,000	\$13,000,000	\$4,200,000.00		Phased	3.4	Assessment increase will fund enhancement of programming on pedestrian plazas, new marketing initiatives, capital projects, and replacing streetscape elements in pedestrian plazas. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract costs associated with the increase in minimum wage. In addition, a portion of this assessment increase will be
	25	\$1,000,000			47.73%	23.86%	1x \$2,200,000 (25%) 1x	Johnson, Powers	

BID Name	Yr. Est.	Last Increase Yr	Current Authorized Assessment Cap	Proposed Authorized Assessment Cap	\$ Increase Request		Increase Schedule	CM District (s)	SBS Justification
	Yrs	Increase Amount			Total % Increase	Annualized % Increase		Supporting Councilmember	
Graham Avenue	1987	2002	\$137,638	\$250,000	\$112,362.00		Phased	33, 34	Assessment increase will allow the BID to hire additional staff from 1.5 to 2.5 to maintain and expand current and proposed programs including streetscape program, farmers market, and public events in the summer; expand local outreach programming during the L-Train closure; purchase new banners and holiday decorations; maintain street plantings and new tree pits; and restore 5 murals. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract costs associated with the increase in minimum wage.
	31	\$12,513			81.64%	5.10%			
Grand Street	1985	2014	\$226,460	\$324,360	\$97,900.00		One-time	34	Assessment increase will increase full-time staff from 1 to 2 to manage communications and events and expand sanitation program to account for increasing foot traffic from shuttle bus stops along Grand Street during L-train construction. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract costs associated with the increase in minimum wage.
	33	\$45,292			43.23%	10.81%			
Lincoln Square	1997	2013	\$2,500,000	\$3,200,000	\$700,000.00		Phased	3, 6	Assessment increase will expand holiday programming; expand Information Ambassador program; replace streetscape elements including, tables, chairs, umbrellas, and planters; enhance beautification program, and allocate additional staff time for fundraising for Winter's Eve. A portion of this increase will be used to sustain current levels
	21	\$500,000			28.00%	5.60%			

BID Name	Yr. Est.	Last Increase Yr	Current Authorized Assessment Cap	Proposed Authorized Assessment Cap	\$ Increase Request		Increase Schedule	CM District (s)	SBS Justification
	Yrs	Increase Amount			Total % Increase	Annualized % Increase		Supporting Councilmember	
Long Island City	2005	2018	\$800,000	\$1,000,000	\$200,000.00		One-time	26	Assessment increase will expand holiday lighting to the expanded district boundaries; enhance marketing services for retail and commercial businesses; expand visitor services; and provide additional retail business assistance. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract costs associated with the increase in minimum wage. Although the BID recently expanded, the expansion budget only covered the cost of expanding existing BID services into a new subdistrict and did not include an increase in budget to meet the demands of minimum wage increases, inflation, and other rising costs for the overall BID geography.
	13	\$350,000			25.00%	25.00%		1x 200,000	
Lower East Side	1993	2015	\$974,600	\$1,300,000	\$325,400.00		One-time	1	Assessment increase will maintain new public spaces including Delancey Street bike lanes, planned pedestrian neck downs, and plazas in and around Essex Crossing; additional contracted staff for new power washing program; improve promotional efforts for merchants and neighborhood branding; and purchase and install new holiday lights.
	25	\$639,000			33.39%	11.13%		1x 325,400	
Park Slope Fifth Avenue	2008	N/A	\$300,000	\$500,000	\$200,000.00		Phased	38, 39	Assessment increase will purchase and install new holiday lights; implement a new beautification program; provide part-time ambassadors on event nights at Barclays Center; and host additional promotions and sales days. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract
	10	N/A			66.67%	6.67%		1x \$135,000 (45%)	

3930

October 31, 2018

							1x \$40,000 (9%)		costs associated with the increase in minimum wage.
							1x \$25,000 (5%)		

BID Name	Yr. Est.	Last Increase Yr	Current Authorized Assessment Cap	Proposed Authorized Assessment Cap	\$ Increase Request		Increase Schedule	CM District (s)	SBS Justification
	Yrs	Increase Amount			Total % Increase	Annualized % Increase		Supporting Councilmember	
Steinway Street	1991	2015	\$400,000	\$520,000	\$120,000.00		Phased	26	Assessment increase will develop and implement a comprehensive social media marketing plan; install and maintain planters, tree pits, and greenspaces; and maintain existing streetscape amenities. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract costs associated with the increase in minimum wage.
	27	\$75,000			30.00%	10.00%	1x \$60,000 (15%) 1x \$60,000 (13%)	Van Bramer	
Westchester Square	2012	N/A	\$320,000	\$425,920	\$105,920.00		Phased	13	Assessment increase will add security program, in response to merchants' request, to address quality of life issues in the square; expand sanitation program for additional snow removal; and relocate to new office space from losing previous space at discount rent. A portion of this increase will be used to sustain current levels of programs and services impacted by rising contract costs associated with the increase in minimum wage.
	6	N/A			33.10%	5.52%	1x \$32,000 (10%) 1x \$35,200 (10%) 1x \$38,720 (10%)	Gjonaj	

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 564:)

Res. No. 564

Resolution concerning the increase in the annual expenditure for the Steinway Street, Graham Avenue, Lower East Side, Fashion Center, Grand Street, 125th Street, Lincoln Square, Madison/23rd/Flatiron/Chelsea, Queens Plaza/Court Square, Bay Ridge 5th Avenue, Court-Livingston-Schermerhorn, Park Slope Fifth Avenue, Chinatown, and Westchester Square Business Improvement Districts, and the setting of the date, time and place for the hearing of the local law increasing the annual expenditure for such districts.

By Council Member Dromm.

Whereas, Pursuant to Chapter 4 of Title 25 of the Administrative Code of the City of New York or the predecessor of such Chapter (the "BID Law"), the City established the Steinway Street, Graham Avenue, Lower East Side, Fashion Center, Grand Street, 125th Street, Lincoln Square, Madison/23rd/Flatiron/Chelsea, Queens Plaza/Court Square, Bay Ridge 5th Avenue, Court-Livingston-Schermerhorn, Park Slope Fifth Avenue, Chinatown, and Westchester Square Business Improvement Districts in the City of New York; and

Whereas, Pursuant to Local Law No. 82 for the year of 1990, the City Council assumed responsibility for adopting legislation relating to Business Improvement Districts; and

Whereas, Pursuant to Section 25-410(b) of the BID Law, an increase in the amount to be expended annually may be adopted by local law, provided that the City Council determines, after a public hearing, that it is in the public interest to authorize the increase and that the tax and debt limits prescribed in Section 25-412 of the BID Law will not be exceeded; and

Whereas, The fourteen Business Improvement Districts wish to increase the amount to be expended annually beginning on July 1, 2018 as follows: Steinway Street, \$520,000; Graham Avenue, \$250,000; Lower East Side, \$1,300,000; Fashion Center, \$13,000,000; Grand Street, \$324,360; 125th Street, \$1,240,462; Lincoln Square, \$3,200,000; Madison/23rd/Flatiron/Chelsea, \$3,250,000; Queens Plaza/Court Square, \$1,000,000; Bay Ridge 5th Avenue, \$534,000; Court-Livingston-Schermerhorn, \$1,400,000; Park Slope Fifth Avenue, \$500,000; Chinatown, \$1,800,000; and Westchester Square, \$425,920; and

Whereas, Pursuant to Section 25-410(b) of the BID Law, the City Council is required to give notice of the public hearing by publication of a notice in at least one newspaper having general circulation in the districts specifying the time when and the place where the hearing will be held and stating the proposed amount to be expended annually; now, therefore, be it

Resolved, That the Council of the City of New York, pursuant to Section 25-410(b) of the BID Law, hereby directs that November 14, 2018 is the date and the City Council Committee Room, 2nd floor, City Hall, Manhattan is the place and 10:00 a.m. is the time for a public hearing (the "Public Hearing") to hear all persons interested in the legislation, which would increase the amount to be expended annually in the fourteen Business Improvement Districts; and be it further

Resolved, That on behalf of the City Council and pursuant to Section 25-410(b) of the BID Law, the District Management Associations of Steinway Street, Graham Avenue, Lower East Side, Fashion Center, Grand Street, 125th Street, Lincoln Square, Madison/23rd/Flatiron/Chelsea, Queens Plaza/Court Square, Bay Ridge 5th Avenue, Court-Livingston-Schermerhorn, Park Slope Fifth Avenue, Chinatown, and Westchester Square are hereby authorized to publish in a newspaper of general circulation in each district, not less than ten (10) days prior to the Public Hearing, a notice stating the time and place of the Public Hearing and setting forth the increase in the amount to be expended annually in each of the fourteen Business Improvement Districts.

DANIEL DROMM, *Chairperson*; JAMES VAN BRAMER, ANDREW COHEN, ROBERT E. CORNEGY, Jr., VANESSA L. GIBSON, HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, KEITH POWERS, STEVEN MATTEO; Committee on Finance, October 31, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for Res. No. 579

Report of the Committee on Finance in favor of a Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

The Committee on Finance, to which the annexed preconsidered resolution was referred on October 31, 2018, respectfully

REPORTS:

Introduction. The Council of the City of New York (the “Council”) annually adopts the City’s budget covering expenditures other than for capital projects (the “expense budget”) pursuant to Section 254 of the Charter. On June 14, 2018, the Council adopted the expense budget for fiscal year 2019 with various programs and initiatives (the “Fiscal 2019 Expense Budget”). On June 6, 2017, the Council adopted the expense budget for fiscal year 2018 with various programs and initiatives (the “Fiscal 2018 Expense Budget”). On June 14, 2016, the Council adopted the expense budget for fiscal year 2017 with various programs and initiatives (the “Fiscal 2017 Expense Budget”).

Analysis. In an effort to continue to make the budget process more transparent, the Council is providing a list setting forth new designations and/or changes in the designation of certain organizations receiving funding in accordance with the Fiscal 2019 Expense Budget, the new designation and the changes in the designation of certain organizations receiving funding in accordance with the Fiscal 2018 Expense Budget, the changes in the designation of certain organizations receiving funding in accordance with the Fiscal 2017 Expense Budget, and amendments to the description for the Description/Scope of Services of certain organizations receiving funding in accordance with the Fiscal 2019 and Fiscal 2018 Expense Budgets.

This Resolution, dated October 31, 2018, approves the new designation and the changes in the designation of certain organizations receiving local, aging, and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2019 Expense Budget, approves the new designation and the changes in the designation of certain organizations receiving local, aging, and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2018 Expense Budget, approves the changes in the designation of certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2017 Expense Budget, and amends the description for the Description/Scope of

Services of certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2019, Fiscal 2018, and Fiscal 2017 Expense Budgets.

This Resolution sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding pursuant to the Fiscal 2019 Expense Budget, as described in Chart 1; sets forth the new designation and the changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2019 Expense Budget, as described in Chart 2; sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2019 Expense Budget, as described in Chart 3; sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to certain initiatives pursuant to the Fiscal 2019 Expense Budget, as described in Charts 4-29; sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding pursuant to the Fiscal 2018 Expense Budget, as described in Chart 30; sets forth the changes in the designation of certain organizations receiving youth discretionary funding pursuant to the Fiscal 2018 Expense Budget, as described in Chart 31; sets forth the change in the designation of a certain organization receiving aging discretionary funding pursuant to the Fiscal 2018 Expense Budget, as described in Chart 32; sets forth the changes in the designation of certain organizations receiving local discretionary funding pursuant to the Fiscal 2017 Expense Budget, as described in Chart 33; sets forth the change in the designation of a certain organization receiving youth discretionary funding pursuant to the Fiscal 2017 Expense Budget, as described in Chart 34; sets forth the changes in the designation of certain organizations receiving funding pursuant to certain initiatives pursuant to the Fiscal 2017 Expense Budget, as described in Charts 35, 40, and 42; sets forth changes in the designation of certain organizations receiving funding pursuant to certain initiatives pursuant to the Fiscal 2018 Expense Budget, as described in Charts 36-39, and 41; amends the description for the Description/Scope of Services of certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2019 Expense Budget, as described in Chart 43; amends the description for the Description/Scope of Services of certain organizations receiving local discretionary funding and funding for certain initiatives in accordance with the Fiscal 2018 Expense Budget, as described in Chart 44; amends the description for the Description/Scope of Services of certain organizations receiving youth discretionary funding and funding for a certain initiative in accordance with the Fiscal 2017 Expense Budget, as described in Chart 45, and sets forth the designation of certain organizations receiving funding pursuant to the Beating Hearts Initiative in accordance with the Fiscal 2019 Expense Budget as described in Chart 46.

Specifically, Chart 1 sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2019 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 2 sets forth the new designation and the changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2019 Expense Budget.

Chart 3 sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2019 Expense Budget.

Chart 4 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-Poverty Initiative in accordance with the Fiscal 2019 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 5 sets forth the change in the designation of a certain organization receiving funding pursuant to the Boroughwide Needs Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 6 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2019 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 7 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the A Greener NYC Initiative in accordance with the Fiscal 2019 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 8 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 9 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural After-School Adventure (CASA) Initiative in accordance with the Fiscal 2019 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 10 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 11 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DoVE) Initiative in accordance with the Fiscal 2019 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 12 sets forth the new designation of certain organizations receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 13 sets forth the new designation of certain organizations receiving funding pursuant to the Neighborhood Development Grant Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 14 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2019 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 15 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2019 Expense Budget. One of these changes will be effectuated upon a budget modification.

Chart 16 sets forth the new designation of certain organizations receiving funding pursuant to the SU-CASA Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 17 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Art a Catalyst for Change Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 18 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Coalition Theaters of Color Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 19 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Adult Literary Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 20 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Naturally Occurring Retirement Communities (NORCs) Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 21 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 22 sets forth changes in the designation of certain organizations receiving funding pursuant to the Crisis Management System Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 23 sets forth the change in the designation of a certain organization receiving funding pursuant to the Worker Cooperative Business Development Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 24 sets forth the new designation of certain organizations receiving funding pursuant to the Low Wage Worker Support Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 25 sets forth changes in the designation of certain organizations receiving funding pursuant to the Stabilizing NYC Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 26 sets forth the new designation of certain organizations receiving funding pursuant to Communities of Color Nonprofit Stabilization Fund Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 27 sets forth the new designation of a certain organization receiving funding pursuant to the LGBTQ Inclusive Curriculum Initiative in accordance with the Fiscal 2019 Expense Budget. Such designation will be effectuated upon a budget modification.

Chart 28 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Center for Court Innovation Initiative in accordance with the Fiscal 2019 Expense Budget.

Chart 29 sets forth the new designation of a certain organization receiving funding pursuant to the Ending the Epidemic Initiative in accordance with the Fiscal 2019 Expense Budget. Such designation will be effectuated upon a budget modification.

Chart 30 sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2018 Expense Budget.

Chart 31 sets forth the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2018 Expense Budget.

Chart 32 sets forth the new designation and the changes in the designation of a certain organization receiving aging discretionary funding in accordance with the Fiscal 2018 Expense Budget.

Chart 33 sets forth the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2017 Expense Budget.

Chart 34 sets forth the change in the designation of a certain organization receiving youth discretionary funding in accordance with the Fiscal 2017 Expense Budget.

Chart 35 sets forth the change in the designation of a certain organization receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2017 Expense Budget.

Chart 36 sets forth the change in the designation of a certain organization receiving funding pursuant to the Cultural After-School Adventure (CASA) Initiative in accordance with the Fiscal 2018 Expense Budget.

Chart 37 sets forth the change in the designation of a certain organization receiving funding pursuant to the SU-CASA Initiative in accordance with the Fiscal 2018 Expense Budget.

Chart 38 sets forth the change in the designation of a certain organization receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2018 Expense Budget.

Chart 39 sets forth the change in the designation of a certain organization receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 40 sets forth the change in the designation of a certain organization receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 41 sets forth the change in the designation of a certain organization receiving funding pursuant to the Adult Literacy Initiative in accordance with the Fiscal 2018 Expense Budget.

Chart 42 sets forth the change in the designation of a certain organization receiving funding pursuant to the Crisis Management System Initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 43 amends the description for the Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2019 Expense Budget

Chart 44 amends the description for the Description/Scope of Services for certain organizations receiving local discretionary funding and funding for certain initiatives in accordance with the Fiscal 2018 Expense Budget

Chart 45 amends the description for the Description/Scope of Services for certain organizations receiving youth discretionary funding and funding for a certain initiative in accordance with the Fiscal 2017 Expense Budget.

Chart 46 sets forth the organizations that will receive equipment, specifically an automated external defibrillator, funded by the Beating Hearts Initiative as designated in Schedule C for Fiscal 2019.

It is to be noted that organizations identified in the attached Charts with an asterisk (*) have not yet completed or began the prequalification process conducted by the Mayor's Office of Contract Services (for organizations to receive more than \$10,000) by the Council (for organizations to receive \$10,000 or less total), or other government agency. Organizations identified without an asterisk have completed the appropriate prequalification review.

It should be further noted that funding for organizations in the attached Charts with a double asterisk (**) will not take effect until the passage of a budget modification.

Description of Above-captioned Resolution. In the above-captioned Resolution, the Council would approve the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2019, Fiscal 2018, and Fiscal 2017 Expense Budgets. Such Resolution would take effect as of the date of adoption.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 579:)

Res. No. 579

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

By Council Member Dromm.

Whereas, On June 14, 2018 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2019 with various programs and initiatives (the "Fiscal 2019 Expense Budget"); and

Whereas, On June 6, 2017 the City Council adopted the expense budget for fiscal year 2018 with various programs and initiatives (the "Fiscal 2018 Expense Budget"); and

Whereas, On June 14, 2016 the City Council adopted the expense budget for fiscal year 2017 with various programs and initiatives (the "Fiscal 2017 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2019, Fiscal 2018, and Fiscal 2017 Expense Budgets by approving the new designation and changes in the designation of certain organizations receiving local, aging, and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2019, Fiscal 2018, and Fiscal 2017 Expense Budgets by approving new Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding pursuant to certain initiatives; now, therefore, be it

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 3; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-Poverty Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 4; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Boroughwide Needs Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 5; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 6; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the A Greener NYC Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 7; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 8; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural After-School Adventure (CASA) Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 9; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 10; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DoVE) Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 11; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 12; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Neighborhood Development Grant Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 13; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 14; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 15; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the SU-CASA Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 16; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Art a Catalyst for Change Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 17; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Coalition Theaters of Color Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 18; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Adult Literary Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 19; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Naturally Occurring Retirement Communities (NORCs) Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 20; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 21; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Crisis Management System Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 22; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Worker Cooperative Business Development Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 23; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Low Wage Worker Support Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 24; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Stabilizing NYC Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 25; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to Communities of Color Nonprofit Stabilization Fund Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 26; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the LGBTQ Inclusive Curriculum Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 27; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Center for Court Innovation Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 28; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Ending the Epidemic Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 29; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 30; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 31; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of a certain organization receiving aging discretionary funding in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 32; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 33; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving youth discretionary funding in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 34; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 35; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Cultural After-School Adventure (CASA) Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 36; and be it further

Resolved, That the City Council the change in the designation of a certain organization receiving funding pursuant to the Cultural After-School Adventure (CASA) Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 37; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 38; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 39; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 40; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Adult Literacy Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 41; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Crisis Management System Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 42; and be it further

Resolved, That the City Council amends the description for the Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 43; and be it further

Resolved, That the City Council amends the description for the Description/Scope of Services for certain organizations receiving local discretionary funding and funding for certain initiatives in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 44; and be it further

Resolved, That the City Council amends the description for the Description/Scope of Services for certain organizations receiving youth discretionary funding and funding for a certain initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 45; and be it further

Resolved, That the City Council sets forth the organizations that will receive equipment, specifically an automated external defibrillator, funded by the Beating Hearts Initiative as designated in Schedule C for Fiscal 2019, as set forth in Chart 46.

ATTACHMENT:

October 31, 2018

CHART 1: Local Initiatives - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Dromm	Horticultural Society of New York, Inc. - Diversity and 78th Street Plazas	13-0854930	DYCD	(\$5,000)	260	005	
Dromm	Horticultural Society of New York, The - Diversity and 78th Street Plazas	13-0854930	DYCD	\$5,000	260	005	
Ayala	Horticultural Society of New York, Inc. - Education Programs	13-0854930	DYCD	(\$5,000)	260	005	
Ayala	Horticultural Society of New York, The - Education Programs	13-0854930	DYCD	\$5,000	260	005	
Levine	Horticultural Society of New York, Inc. - Community programming at Riverbank State Park Greenhouse	13-0854930	DYCD	(\$7,500)	260	005	
Levine	Horticultural Society of New York, The - Community programming at Riverbank State Park Greenhouse	13-0854930	DYCD	\$7,500	260	005	
Eugene	Horticultural Society of New York, Inc.	13-0854930	DYCD	(\$5,000)	260	005	
Eugene	Horticultural Society of New York, The	13-0854930	DYCD	\$5,000	260	005	
Gibson	161st St./Bronx Merchants Association, Inc.	30-0064721	DYCD	(\$8,000)	260	005	
Gibson	161st Street Merchants Association, Inc.	30-0064721	DYCD	\$8,000	260	005	
Ampry-Samuel	Adelaide Sanford Institute	27-0589817	DYCD	(\$5,000)	260	312	
Ampry-Samuel	Adelaide L. Sanford Institute, Inc.	27-0589817	DYCD	\$5,000	260	312	
Cumbo	Adelaide Sanford Institute	27-0589817	DYCD	(\$5,000)	260	312	
Cumbo	Adelaide L. Sanford Institute, Inc.	27-0589817	DYCD	\$5,000	260	312	
Lancman	EMET Outreach, Inc.	27-0559746	DYCD	(\$10,000)	260	005	
Lancman	EMET Outreach	27-0559746	DYCD	\$10,000	260	005	
Maisel	Hebrew Educational Society	11-1642720	DYCD	(\$11,000)	260	312	
Maisel	Hebrew Educational Society of Brooklyn	11-1642720	DYCD	\$11,000	260	312	
Dromm	Hotel Chinese Association of USA - Back-to-school event	26-0603387	DYCD	(\$5,000)	260	312	
Dromm	Hotel Chinese Association of USA, Inc. - Back-to-school event	26-0603387	DYCD	\$5,000	260	312	
Brannan	Narrows Botanical Gardens - Garden Maintenance, Operations	11-3382931	DYCD	(\$5,000)	260	005	
Brannan	Narrows Botanical Garden, Inc. - Garden Maintenance, Operations	11-3382931	DYCD	\$5,000	260	005	
Levine	New Economy Project - NYC Financial Justice Project	13-3842270	DYCD	(\$3,500)	260	005	

Levine	New Economy Project, Inc. - NYC Financial Justice Project	13-3842270	DYCD	\$3,500	260	005	
Rivera	New Economy Project	13-3842270	DYCD	(\$5,000)	260	005	
Rivera	New Economy Project, Inc.	13-3842270	DYCD	\$5,000	260	005	
Levin	New Economy Project	13-3842270	DYCD	(\$3,500)	260	005	
Levin	New Economy Project, Inc.	13-3842270	DYCD	\$3,500	260	005	
Richards	Ocean Bay Community Development Corporation	84-1622031	DYCD	(\$5,000)	260	312	
Richards	Ocean Bay Community Development Corporation	84-1622031	DYCD	\$5,000	260	005	
Diaz	New York City Housing Authority - Soundview Senior Center**	13-6400434	HPD	(\$5,000)	806	012	
Diaz	Soundview Resident Council, Inc.**	46-4294251	DHMH	\$5,000	816	122	*
Koslowitz	Mouse, Inc. - JHS Halsey	13-3973196	DYCD	(\$3,500)	260	312	
Koslowitz	Mouse, Inc. - Council District 29 & Junior High School Halsey 157Q	13-3973196	DYCD	\$3,500	260	312	
Speaker	Department of Youth and Community Development **	13-6400434	DYCD	(\$75,000)	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 1: Local Initiatives - Fiscal 2019 (continued)

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Ulrich	New York Families for Autistic Children, Inc.**	11-3442879	DHMH	(\$10,000)	816	121	
Ulrich	School Sisters of Notre Dame Educational Center**	65-1217975	DYCD	\$7,000	260	312	*
Ulrich	Public School 308Q - Robert H. Goddard High School of Communication Arts and Technology**	13-6400434	DOE	\$3,000	040	402	*
Lancman	Sutphin Boulevard District Management Association, Inc. **	30-0253124	SBS	(\$5,000)	801	002	*
Lancman	Sutphin Boulevard District Management Association, Inc. **	30-0253124	DYCD	\$5,000	260	005	
Speaker	Legal Action Center of the City of New York, Inc.	13-2756320	DSS/HRA	(\$50,000)	069	107	
Speaker	Osborne Association, Inc., The	13-5563028	DSS/HRA	\$12,500	069	107	
Speaker	EAC, Inc.	23-7175609	DSS/HRA	\$12,500	069	107	
Speaker	Greenburger Center for Social and Criminal Justice, Inc.	46-4188973	DSS/HRA	\$12,500	069	107	
Speaker	Urban Youth Alliance International, Inc.	13-2969182	DSS/HRA	\$12,500	069	107	
Lander	Joint Ownership Entity New York City Corporation **	47-5044823	HPD	(\$5,000)	806	009	
Lander	Joint Ownership Entity New York City Corporation **	47-5044823	DYCD	\$5,000	260	005	
Torres	Kingsbridge-Riverdale-Van Cortlandt Development Corporation - Brush the Bronx	13-3097905	DYCD	(\$5,000)	260	005	
Torres	Catholic Charities Community Services, Archdiocese of New York	13-5562185	DYCD	\$5,000	260	005	
Torres	Destination Tomorrow, Inc. - Bronx Trans Collective	80-0259180	DYCD	(\$20,000)	260	005	
Torres	Participatory Budgeting Project, Inc. - Participating Budgeting in Schools & Districts	45-3858268	DYCD	(\$5,000)	260	005	
Torres	Bronx Parent Housing Network, Inc.	13-4100758	DYCD	\$25,000	260	005	*
Torres	Groundswell Community Mural Project, Inc. - School Public Artmaking Program - Bronx **	11-3427213	DCLA	(\$20,000)	126	003	
Torres	Midori Foundation, Inc. - Public School 70X & Public School 85X **	13-3682472	DCLA	(\$10,000)	126	003	
Torres	New York Botanical Garden - Bronx Senior Appreciation Day **	13-1693134	DCLA	(\$20,000)	126	005	
Torres	Theatre Development Fund, Inc. - Theatre Arts Program **	13-6216919	DCLA	(\$5,000)	126	003	
Torres	St. Barnabas Hospital - Mind-Body Program **	13-1740122	DHMH	(\$5,000)	816	113	
Torres	Fordham Road District Management Association, Inc. - Program/Events on Fordham Road **	26-0117797	SBS	(\$14,000)	801	002	
Torres	Bronx Parent Housing Network, Inc. **	13-4100758	DYCD	\$74,000	260	005	*
Treyger	St. Finbar Roman Catholic Church - Golden Age Club**	11-1631812	DFTA	(\$5,000)	125	003	
Treyger	St. Mary's Roman Catholic Church at Bensonhurst, Kings County, NY - Senior Citizens Club**	11-1631816	DFTA	(\$5,000)	125	003	

Treyger	Jewish Community Council of Greater Coney Island, Inc. - Senior Citizen Transportation**	11-2665181	DFTA	(\$5,000)	125	003	
Treyger	Art's House Schools, Inc.**	87-0790139	DCLA	\$5,000	126	003	
Treyger	Jewish Community Council of Greater Coney Island, Inc. - Southern Brooklyn Community Shuttle**	11-2665181	DYCD	\$10,000	260	005	
Treyger	Family Preservation Services of New York Corporation**	11-3550153	DYCD	(\$5,000)	260	005	
Treyger	Family Preservation Services of New York Corporation**	11-3550153	DHMH	\$5,000	816	120	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 2: Aging Discretionary - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Salamanca	St. Vincent de Paul Residence	13-3598842	DFTA	(\$23,000)	125	003	
Salamanca	St. Vincent de Paul Residence - Kitchen Equipment	13-3598842	DFTA	\$20,000	125	003	
Salamanca	St. Vincent de Paul Residence - Recreational Programming	13-3598842	DFTA	\$3,000	125	003	
Treyger	Jewish Community Council of Greater Coney Island, Inc.	11-2665181	DFTA	(\$5,000)	125	003	
Treyger	Jewish Community Council of Greater Coney Island, Inc.	11-2665181	DFTA	(\$5,000)	125	003	
Treyger	St. Finbar Roman Catholic Church - Golden Age Club	11-1631812	DFTA	\$5,000	125	003	
Treyger	St. Mary's Roman Catholic Church at Bensonhurst, Kings County, NY - Senior Citizens Club	11-1631816	DFTA	\$5,000	125	003	
Cumbo	Fort Greene Council, Inc. - Grace Agard-Harewood Neighborhood Senior Center	11-2300840	DFTA	(\$5,000)	125	003	
Cumbo	Brooklyn Defender Services	11-3305406	DFTA	\$5,000	125	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 3: Youth Discretionary - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Koo	Hotel Chinese Association of USA	26-0603387	DYCD	(\$2,000)	260	312	
Koo	Hotel Chinese Association of USA, Inc.	26-0603387	DYCD	\$2,000	260	312	
Dromm	Jackson Heights Art Club, Inc. - Children's Art Program	11-2688282	DYCD	(\$5,000)	260	312	
Dromm	Jackson Heights Art Club, Inc., The - Children's Art Program	11-2688282	DYCD	\$5,000	260	312	
Miller	Springfield Rifles & Riflettes, Inc.	23-7269660	DYCD	(\$9,500)	260	312	
Miller	Springfield Rifles & Riflettes Youth Sports, Inc.	23-7269660	DYCD	\$9,500	260	312	
Vallone	St. Andrew Avellino Athletic Association	11-1635086	DYCD	(\$5,000)	260	312	
Vallone	RC Church St. Andrew Avellino	11-1635086	DYCD	\$5,000	260	312	
Ulrich	Holy Child Jesus	11-1639802	DYCD	(\$5,000)	260	312	
Ulrich	Roman Catholic Church of the Holy Child Jesus in the Borough of Queens in the City of New York	11-1639802	DYCD	\$5,000	260	312	
Treyger	Art's House Schools, Inc.	87-0790139	DYCD	(\$5,000)	260	312	
Treyger	United Chinese Association of Brooklyn	37-1469112	DYCD	\$5,000	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

**CHART 4: Anti-Poverty Initiative - Fiscal
2019**

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Ayala	161st St./Bronx Merchants Association, Inc.	30-0064721	DYCD	(\$5,500)	260	005	
Ayala	161st Street Merchants Association, Inc.	30-0064721	DYCD	\$5,500	260	005	
Torres	Urban Justice Center **	13-3442022	MOCJ	(\$10,000)	098	002	
Torres	Catholic Charities Community Services, Archdiocese of New York **	13-5562185	DYCD	\$10,000	260	005	
Cumbo	Brooklyn Defender Services**	11-3305406	DSS/HRA	(\$5,000)	069	107	
Cumbo	Fund for the City of New York, Inc. - Crown Heights Mediation Center**	13-2612524	DYCD	\$5,000	260	005	

* Indicates pending completion of pre-qualification review.

CHART 5: Boroughwide Needs Initiative - Fiscal 2019

Borough	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Brooklyn Delegation	Hebrew Educational Society - Youth Leadership Group	11-1642720	DYCD	(\$8,000)	260	312	
Brooklyn Delegation	Hebrew Educational Society of Brooklyn - Youth Leadership Group	11-1642720	DYCD	\$8,000	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 6: Speaker's Initiative to Address Citywide Needs - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Speaker	Horticultural Society of New York, Inc.	13-0854930	DYCD	(\$50,000)	260	005	
Speaker	Horticultural Society of New York, The	13-0854930	DYCD	\$50,000	260	005	
Speaker	New Economy Project	13-3842270	DYCD	(\$67,500)	260	005	
Speaker	New Economy Project, Inc.	13-3842270	DYCD	\$67,500	260	005	
Speaker	Sophie Gerson Healthy Youth	46-2977659	DYCD	(\$10,000)	260	312	
Speaker	Sophie Gerson Healthy Youth, Inc.	46-2977659	DYCD	\$10,000	260	312	
Speaker	Cypress Hills Local Development Corporation, Inc. **	11-2683663	HPD	(\$75,000)	806	009	
Speaker	Cypress Hills Local Development Corporation, Inc. **	11-2683663	DYCD	\$75,000	260	005	
Speaker	Forest Hills Chamber of Commerce of Queens, Inc. - Jazz Thursdays	11-3200313	DYCD	(\$25,000)	260	005	
Speaker	Association of Community Employment Programs for the Homeless, Inc.	13-3846431	DYCD	\$25,000	260	005	
Speaker	New York Chinese Opera Society, Inc.**	86-1171749	DCLA	\$5,000	126	003	
Speaker	Department of Sanitation**	13-6400434	DSNY	\$35,000	827	109	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 7: A Greener NYC - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
Koslowitz	Horticultural Society of New York, Inc.	13-0854930	DYCD	(\$70,000)	260	005
Koslowitz	Horticultural Society of New York, The	13-0854930	DYCD	\$70,000	260	005
Borelli	Horticultural Society of New York, Inc.	13-0854930	DYCD	(\$20,000)	260	005
Borelli	Horticultural Society of New York, The	13-0854930	DYCD	\$20,000	260	005
Brannan	Horticultural Society of New York, Inc.	13-0854930	DYCD	(\$40,000)	260	005
Brannan	Horticultural Society of New York, The	13-0854930	DYCD	\$40,000	260	005
Perkins	Horticultural Society of New York, Inc. - A Greener NY - Green Jobs Training Program	13-0854930	DYCD	(\$20,000)	260	005
Perkins	Horticultural Society of New York, The - A Greener NY - Green Jobs Training Program	13-0854930	DYCD	\$20,000	260	005
Ayala	Department of Parks and Recreation - La Isla Garden ***	13-6400434	DPR	(\$15,000)	846	006
Ayala	Horticultural Society of New York, Inc. - Education Programs ***	13-0854930	DPR	\$15,000	846	006
	Department of Youth and Community Development**	13-6400434	DYCD	(\$50,000)	260	005
King	Department of Education**	13-6400434	DOE	\$20,000	040	402
Menchaca	Council on the Environment, Inc.	13-2765465	DYCD	\$10,000	260	005
Torres	New York Botanical Garden **	13-1693134	DCLA	\$20,000	126	005

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART 8: Cultural Immigrant Initiative - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
	Department of Cultural Affairs	13-6400434	DCLA	(\$345,000)	126	003
Cabrera	ENACT, Inc.	13-6400434	DCLA	\$20,000	126	003
Powers	Chashama Arts, Inc. - Space to Present and Space to Create in Council District 4	13-3862422	DCLA	\$10,000	126	003
Powers	Publicolor, Inc. - The COLOR Club	13-3912768	DCLA	\$10,000	126	003
Adams	Making Books Sing, Inc. - CD28	13-4201577	DCLA	\$10,000	126	003
Adams	A Better Jamaica, Inc. - CD28	11-3804421	DCLA	\$10,000	126	003
Adams	Make the Road New York - CD28	11-3344389	DCLA	\$10,000	126	003
Adams	Midtown Management Group, Inc. - CD28	13-3192793	DCLA	\$20,000	126	003
Ayala	Dancewave, Inc.	11-2726558	DCLA	\$15,000	126	003
Ayala	Visual Arts Research and Resource Center Relating to the Caribbean	13-3054001	DCLA	\$15,000	126	003
Cohen	Bronx Arts Ensemble, Inc.	51-0186869	DCLA	\$15,000	126	003
Espinal	Creative Minds NYC, Inc. - PS 151K	02-0720786	DCLA	\$10,000	126	003
Espinal	Making Books Sing, Inc. - PS 377K	13-4201577	DCLA	\$10,000	126	003 *
Eugene	Arab American Association of New York, Inc.	11-3604756	DCLA	\$10,000	126	003 *
Gjonaj	Center for Educational Innovation	13-4113613	DCLA	\$45,000	126	003 *
Grodenschik	Studio in a School Association, Inc. - PS205Q & PS18Q	13-3003112	DCLA	\$30,000	126	003
Lander	Arab-American Family Support Center, Inc.	11-3167245	DCLA	\$20,000	126	003
King	Shadow Box Theatre, Inc., The	13-2725580	DCLA	\$30,000	126	003
Maisel	Wyckoff House and Association, Inc.	11-2615053	DCLA	\$15,000	126	003
Levin	Theatre of the Oppressed NYC, Inc.	45-4815944	DCLA	\$20,000	126	003
Levin	Arab-American Family Support Center, Inc., The	11-3167245	DCLA	\$20,000	126	003
Eugene	Boro Park Jewish Community Council	11-3475993	DCLA	(\$10,000)	126	003
Eugene	International African Arts Festival, Inc.	11-2953522	DCLA	\$10,000	126	003
Holden	Queens Symphony Orchestra, Inc. - Concerts in District 30	11-2106191	DCLA	(\$10,000)	126	003
Holden	Studio in a School Association, Inc. - Public School 68Q	13-3003112	DCLA	\$10,000	126	003
Koslowitz	Queens Jewish Community Council, Inc. - CII CD29	23-7172152	DCLA	(\$47,000)	126	003

Koslowitz	Midori Foundation, Inc.	13-3682472	DCLA	\$29,000	126	003
Koslowitz	New York Pops, Inc.	13-3240366	DCLA	\$18,000	126	003
Ampry-Samuel	Research Foundation of the City of New York	13-1988190	DCLA	(\$10,000)	126	003
Ampry-Samuel	Research Foundation of the City University of New York	13-1988190	DCLA	\$10,000	126	003
Perkins	Research Foundation of the City of New York - Cultural Immigrant Initiative CAT for CD9 Residents	13-1988190	DCLA	(\$10,000)	126	003
Perkins	Research Foundation of the City University of New York - Cultural Immigrant Initiative CAT for CD9 Residents	13-1988190	DCLA	\$10,000	126	003
Powers	Research Foundation of the City of New York	13-1988190	DCLA	(\$20,000)	126	003
Powers	Research Foundation of the City University of New York	13-1988190	DCLA	\$20,000	126	003

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 9: Cultural After-School Adventure (CASA) - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
Dromm	Midtown Management Group, Inc. - Intermediate School 230Q	13-3192793	DCLA	(\$20,000)	126	003
Dromm	Midtown Management Group, Inc. - Public School 69Q	13-3192793	DCLA	(\$20,000)	126	003
Dromm	Midtown Management Group, Inc. - Public School 7Q	13-3192793	DCLA	(\$20,000)	126	003
Dromm	Midtown Management Group, Inc. - Public School 13Q	13-3192793	DCLA	(\$20,000)	126	003
Menchaca	Brooklyn Youth Chorus Academy, Inc. - Public School 1K	11-3129249	DCLA	(\$20,000)	126	003
Menchaca	Groundswell Community Mural Project, Inc.	11-3427213	DCLA	(\$20,000)	126	003
Menchaca	Groundswell Community Mural Project, Inc.	11-3427213	DCLA	(\$20,000)	126	003
Menchaca	Groundswell Community Mural Project, Inc.	11-3427213	DCLA	(\$20,000)	126	003
	Department of Cultural Affairs	13-6400434	DCLA	(\$60,000)	126	022
Eugene	Trail Blazer Camps, Inc. - Academy of Hospitality and Tourism (17K408)	13-1771421	DCLA	\$20,000	126	003
Treyger	Marquis Studios, Ltd. - P721K	13-3047206	DCLA	\$20,000	126	003
King	Epic Theatre Center, Inc.	52-2303451	DCLA	\$20,000	126	003
Levine	Horticultural Society of New York, Inc. - Intermediate School 210M	13-0854930	DCLA	(\$20,000)	126	003
Levine	Horticultural Society of New York, The - Intermediate School 210M	13-0854930	DCLA	\$20,000	126	003
Menchaca	Groundswell Community Mural Project, Inc.	11-3427213	DCLA	(\$20,000)	126	003
Menchaca	Groundswell Community Mural Project, Inc. - Sunset Park Avenues Elementary School	11-3427213	DCLA	\$20,000	126	003
Menchaca	Groundswell Community Mural Project, Inc.	11-3427213	DCLA	(\$20,000)	126	003
Menchaca	Groundswell Community Mural Project, Inc. - Sunset Park High School	11-3427213	DCLA	\$20,000	126	003
Menchaca	Groundswell Community Mural Project, Inc.	11-3427213	DCLA	(\$20,000)	126	003
Menchaca	Groundswell Community Mural Project, Inc. - Sunset Park Prep	11-3427213	DCLA	\$20,000	126	003
Menchaca	Groundswell Community Mural Project, Inc. - Public School 676	11-3427213	DCLA	(\$20,000)	126	003
Menchaca	Groundswell Community Mural Project, Inc. - Public School 015K Patrick F. Daly	11-3427213	DCLA	\$20,000	126	003
Menchaca	Marquis Studios, Ltd. - Public School 053K	13-3047206	DCLA	(\$20,000)	126	003
Menchaca	Midtown Management Group, Inc. - Public School 053K @ MS88	13-3192793	DCLA	\$20,000	126	003
Cumbo	University Settlement Society of New York, Inc. - Charles A Dorsey 13K067	13-5562374	DCLA	(\$20,000)	126	003
Cumbo	Groundswell Community Mural Project, Inc. - Charles A Dorsey 13K067	11-3427213	DCLA	\$20,000	126	003

Moya	Publicolor, Inc. - Paint Club at IS 61	13-3912768	DCLA	(\$20,000)	126	003
Moya	Publicolor, Inc. - Corona Arts & Sciences Academy	13-3912768	DCLA	\$20,000	126	003
Koslowitz	Queensborough Community College Auxiliary Enterprise Association, Inc. - CASA at P.S.196Q	11-2037770	DCLA	(\$20,000)	126	003
Koslowitz	Queensborough Community College Auxiliary Enterprise Association, Inc. - Public School 139Q	11-2037770	DCLA	\$20,000	126	003
Salamanca	Renaissance Youth Center - Bronx Charter School for the Arts	13-4122438	DCLA	(\$20,000)	126	003
Salamanca	Bronx Arts Ensemble, Inc. - Bronx Charter School for the Arts	51-0186869	DCLA	\$20,000	126	003

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 9: Cultural After-School Adventure (CASA) - Fiscal 2019 (continued)

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
Ayala	Citizen Schools, Inc. - Renaissance School of the Arts (M377)	04-3259160	DCLA	(\$20,000)	126	003
Ayala	Midtown Management Group, Inc. - Renaissance School of the Arts (M377)	13-3192793	DCLA	\$20,000	126	003
Barron	Research Foundation of the City of New York - Public School 683K	13-1988190	DCLA	(\$20,000)	126	003
Barron	Research Foundation of the City of New York - Public School 66K	13-1988190	DCLA	\$20,000	126	003
Johnson	Intrepid Museum Foundation, Inc.	13-3062419	DCLA	(\$20,000)	126	003
Johnson	Intrepid Museum Foundation, Inc. - Public School 033M	13-3062419	DCLA	\$20,000	126	003
Johnson	Midtown Management Group, Inc.	13-3192793	DCLA	(\$20,000)	126	003
Johnson	Midtown Management Group, Inc. - Public School 003M	13-3192793	DCLA	\$20,000	126	003
Johnson	TADA! Theatre and Dance Alliance, Inc.	13-3311294	DCLA	(\$20,000)	126	003
Johnson	TADA! Theatre and Dance Alliance, Inc. - Public School 051M	13-3311294	DCLA	\$20,000	126	003
Johnson	Council For Living Music, Inc., The	13-3447662	DCLA	(\$20,000)	126	003
Johnson	Council For Living Music, Inc., The - Public School 033M	13-3447662	DCLA	\$20,000	126	003
Johnson	Council For Living Music, Inc., The	13-3447662	DCLA	(\$20,000)	126	003
Johnson	Council For Living Music, Inc., The - Public School 051M	13-3447662	DCLA	\$20,000	126	003
Johnson	Midori Foundation, Inc.	13-3682472	DCLA	(\$20,000)	126	003
Johnson	Midori Foundation, Inc. - Quest To Learn	13-3682472	DCLA	\$20,000	126	003
Johnson	JLSC Educational Tour Bus, Inc.	13-4085631	DCLA	(\$20,000)	126	003
Johnson	JLSC Educational Tour Bus, Inc. - Hudson High School Of Learning Technologies	13-4085631	DCLA	\$20,000	126	003
Johnson	JLSC Educational Tour Bus, Inc.	13-4085631	DCLA	(\$20,000)	126	003
Johnson	JLSC Educational Tour Bus, Inc. - N.Y.C. Lab School for Collaborative Studies	13-4085631	DCLA	\$20,000	126	003
Johnson	Friends of the High Line, Inc.	31-1734086	DCLA	(\$20,000)	126	003
Johnson	Friends of the High Line, Inc. - Public School 041M	31-1734086	DCLA	\$20,000	126	003
Johnson	Girl Be Heard Institute	27-1848709	DCLA	(\$20,000)	126	003
Johnson	Girl Be Heard Institute - Humanities Preparatory Academy	27-1848709	DCLA	\$20,000	126	003
Johnson	St. Luke's Chamber Ensemble, Inc.	51-0201839	DCLA	(\$20,000)	126	003
Johnson	St. Luke's Chamber Ensemble, Inc. - Public School 212M	51-0201839	DCLA	\$20,000	126	003
Moya	Amigos Del Museo Del Barrio, Inc.	23-7156720	DCLA	(\$20,000)	126	003
Moya	Amigos Del Museo Del Barrio, Inc. - Intermediate School 227Q	23-7156720	DCLA	\$20,000	126	003
Moya	Louis Armstrong House Museum	26-4178283	DCLA	(\$20,000)	126	003
Moya	Louis Armstrong House Museum - Public School 228Q	26-4178283	DCLA	\$20,000	126	003
Torres	Girl Be Heard Institute	27-1848709	DCLA	(\$20,000)	126	003
Torres	Girl Be Heard Institute - Junior High School 118X	27-1848709	DCLA	\$20,000	126	003

Torres	Bronx River Art Center, Inc.	13-3261148	DCLA	(\$20,000)	126	003
Torres	Bronx River Art Center, Inc. - Wings Academy	13-3261148	DCLA	\$20,000	126	003
Torres	The Little Orchestra Society-Orpheon, Inc.	13-2638292	DCLA	(\$20,000)	126	003
Torres	The Little Orchestra Society-Orpheon, Inc. - Public School 96X	13-2638292	DCLA	\$20,000	126	003

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 9: Cultural After-School Adventure (CASA) - Fiscal 2019 (continued)

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
Van Bramer	Flushing Council on Culture and the Arts, Inc.	11-2652182	DCLA	(\$20,000)	126	003
Van Bramer	Flushing Council on Culture and the Arts, Inc. - Public School 166Q	11-2652182	DCLA	\$20,000	126	003
Van Bramer	Studio in a School Association, Inc.	13-3003112	DCLA	(\$20,000)	126	003
Van Bramer	Studio in a School Association, Inc. - Public School 012Q	13-3003112	DCLA	\$20,000	126	003
Koslowitz	Research Foundation of the City of New York - Public School 54Q	13-1988190	DCLA	(\$20,000)	126	003
Koslowitz	Research Foundation of the City University of New York - Public School 54Q	13-1988190	DCLA	\$20,000	126	003
Lancman	Research Foundation of the City of New York - Public School 117Q	13-1988190	DCLA	(\$20,000)	126	003
Lancman	Research Foundation of the City University of New York - Public School 117Q	13-1988190	DCLA	\$20,000	126	003
Gibson	Research Foundation of the City of New York - Bronx Early Learning Academy	13-1988190	DCLA	(\$20,000)	126	003
Gibson	Research Foundation of the City University of New York - Bronx Early Learning Academy	13-1988190	DCLA	\$20,000	126	003
Gibson	Research Foundation of the City of New York - Morris High School	13-1988190	DCLA	(\$20,000)	126	003
Gibson	Research Foundation of the City University of New York - Morris High School	13-1988190	DCLA	\$20,000	126	003
Adams	Research Foundation of the City of New York - CASA at High School for Construction Trades, Engineering and Architecture	13-1988190	DCLA	(\$20,000)	126	003
Adams	Research Foundation of the City University of New York - CASA at High School for Construction Trades, Engineering and Architecture	13-1988190	DCLA	\$20,000	126	003
Barron	Research Foundation of the City of New York - Public School 66 K	13-1988190	DCLA	(\$20,000)	126	003
Barron	Research Foundation of the City University of New York - Public School 66K	13-1988190	DCLA	\$20,000	126	003
Constantinides	Research Foundation of the City of New York - Public School 2 Q	13-1988190	DCLA	(\$20,000)	126	003
Constantinides	Research Foundation of the City University of New York - Public School 2Q	13-1988190	DCLA	\$20,000	126	003
Eugene	Research Foundation of the City of New York - Public School 249 K	13-1988190	DCLA	(\$20,000)	126	003
Eugene	Research Foundation of the City University of New York - Public School 249K	13-1988190	DCLA	\$20,000	126	003
Gjonaj	Research Foundation of the City of New York - Public School 392	13-1988190	DCLA	(\$20,000)	126	003
Gjonaj	Research Foundation of the City University of New York - Public School 392X	13-1988190	DCLA	\$20,000	126	003
King	Research Foundation of the City of New York - Public School 21 X - CUNY Creative Arts Team Youth Theatre	13-1988190	DCLA	(\$20,000)	126	003
King	Research Foundation of the City University of New York - Public School 21X - CUNY Creative Arts Team Youth Theatre	13-1988190	DCLA	\$20,000	126	003
King	Research Foundation of the City of New York - Public School 111 X	13-1988190	DCLA	(\$20,000)	126	003
King	Research Foundation of the City University of New York - Public School 111X	13-1988190	DCLA	\$20,000	126	003
Miller	Research Foundation of the City of New York	13-1988190	DCLA	(\$20,000)	126	003
Miller	Research Foundation of the City University of New York	13-1988190	DCLA	\$20,000	126	003
Miller	Research Foundation of the City of New York - Public School/Intermediate School 268 Q	13-1988190	DCLA	(\$20,000)	126	003
Miller	Research Foundation of the City University of New York - Public School/Intermediate School 268Q	13-1988190	DCLA	\$20,000	126	003

Miller	Major Music International Corporation - PS 360Q **	26-1159606	DCLA	(\$20,000)	126	003
Miller	Major Music International Corporation - PS 360Q **	26-1159606	DYCD	\$20,000	260	312
Perkins	Research Foundation of the City of New York	13-1988190	DCLA	(\$20,000)	126	003
Perkins	Research Foundation of the City University of New York	13-1988190	DCLA	\$20,000	126	003

** Requires a budget modification for the changes to take effect

CHART 9: Cultural After-School Adventure (CASA) - Fiscal 2019 (continued)

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
Ampry-Samuel	Sesame Flyers International, Inc. - School of Marketing and Legal Studies **	11-2692485	DCLA	(\$20,000)	126	003
Ampry-Samuel	Elite Learners, Inc. - School of Marketing and Legal Studies **	81-4482839	DYCD	\$20,000	260	312
Perkins	Research Foundation of the City of New York - Public School 30 M	13-1988190	DCLA	(\$20,000)	126	003
Perkins	Research Foundation of the City University of New York - Public School 30M	13-1988190	DCLA	\$20,000	126	003
Perkins	Research Foundation of the City of New York - Public School 175 M	13-1988190	DCLA	(\$20,000)	126	003
Perkins	Research Foundation of the City University of New York - Public School 175M	13-1988190	DCLA	\$20,000	126	003
Torres	Research Foundation of the City of New York - Public School 9 X	13-1988190	DCLA	(\$20,000)	126	003
Torres	Research Foundation of the City University of New York - Public School 9X	13-1988190	DCLA	\$20,000	126	003
Vallone	Research Foundation of the City of New York - Junior High School 185 Q	13-1988190	DCLA	(\$20,000)	126	003
Vallone	Research Foundation of the City University of New York - Junior High School 185Q	13-1988190	DCLA	\$20,000	126	003
Williams	Research Foundation of the City of New York - Public School 119 K	13-1988190	DCLA	(\$20,000)	126	003
Williams	Research Foundation of the City University of New York - Public School 119K	13-1988190	DCLA	\$20,000	126	003
Vallone	Research Foundation of the City of New York - Junior High School 185 Q	13-1988190	DCLA	(\$20,000)	126	003
Vallone	Research Foundation of the City University of New York - Junior High School 185Q	13-1988190	DCLA	\$20,000	126	003
Williams	Research Foundation of the City of New York - Public School 119 K	13-1988190	DCLA	(\$20,000)	126	003
Williams	Research Foundation of the City University of New York - Public School 119K	13-1988190	DCLA	\$20,000	126	003

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 10: Digital Inclusion and Literacy Initiative - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
Lander	Leap, Inc. - Public School 124K	11-3111694	DYCD	(\$20,000)	260	005
Lander	Learning through an Expanded Arts Program, Inc. - Public School 124K	13-2925233	DYCD	\$20,000	260	005
	Department of Youth and Community Development	13-6400434	DYCD	(\$80,000)	260	005
Ayala	PowerMyLearning, Inc.	13-3935309	DYCD	\$20,000	260	005
Cohen	PowerMyLearning, Inc. - Public School 94X	13-3935309	DYCD	\$20,000	260	005
Deutsch	Council of Jewish Organizations of Flatbush, Inc.	11-2864728	DYCD	\$20,000	260	005
Torres	PowerMyLearning, Inc.	13-3935309	DYCD	\$20,000	260	005

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 11: Domestic Violence and Empowerment (DoVE) Initiative - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
Ayala	Fund for the City of New York, Inc.	13-2612524	MOCJ	(\$39,556)	098	002
Ayala	Fund for the City of New York, Inc. - SMART	13-2612524	MOCJ	\$39,556	098	002
	Mayor's Office of Criminal Justice	13-6400434	MOCJ	(\$54,075)	098	002
Barron	Sisters With Purpose, Inc.	27-2830778	MOCJ	\$10,000	098	002
Espinal	Day One New York, Inc.	06-1103000	MOCJ	\$556	098	002
Rodriguez	Dominican Women's Development Center, Inc.	13-3593885	MOCJ	\$14,506	098	002
Rodriguez	Northern Manhattan Coalition for Immigrant Rights	13-3255591	MOCJ	\$14,506	098	002
Rodriguez	Northern Manhattan Improvement Corporation	13-2972415	MOCJ	\$14,507	098	002

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

*** Technical adjustment to designation made in a previous Transparency Resolution

CHART 12: Food Pantries - Fiscal 2019

Borough	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
	Department of Youth and Community Development	13-6400434	DYCD	(\$146,750)	260	005
Brooklyn Delegation	Bed-Stuy Campaign Against Hunger, Inc. - Food Pantry	20-0934854	DYCD	\$50,000	260	005
Brooklyn Delegation	Food Bank For New York City - Our Lady of Grace Parish	13-3179546	DYCD	\$12,750	260	005
Brooklyn Delegation	Food Bank For New York City - CCNS-BFFY @ Our Lady of Solace	13-3179546	DYCD	\$14,000	260	005
Brooklyn Delegation	Food Bank For New York City - Salt and Sea Mission Church, Inc.	13-3179546	DYCD	\$14,000	260	005
Brooklyn Delegation	Food Bank For New York City - Bensonhurst Council of Jewish Organizations Inc	13-3179546	DYCD	\$14,000	260	005
Brooklyn Delegation	Food Bank For New York City - Haber House Senior Center	13-3179546	DYCD	\$14,000	260	005
Brooklyn Delegation	Food Bank For New York City - Acts Community Development Corporation	13-3179546	DYCD	\$14,000	260	005
Brooklyn Delegation	Food Bank For New York City - Ministerio Llenando La Vasija	13-3179546	DYCD	\$14,000	260	005
Bronx Delegation	Coalition for the Homeless, Inc.	13-3072967	DYCD	\$50,000	260	005

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 13: Neighborhood Development Grant Initiative - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
	Department of Small Business Services	13-6400434	SBS	(\$36,000)	801	002
Miller	Allen Neighborhood Preservation & Development Corporation	11-2705085	SBS	\$18,000	801	002
Miller	Chamber of Commerce Borough of Queens, Inc.	11-0559220	SBS	\$18,000	801	002

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 14: NYC Cleanup Initiative - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
Eugene	Horticultural Society of New York, Inc.	13-0854930	DYCD	(\$21,059)	260	005
Eugene	Horticultural Society of New York, The	13-0854930	DYCD	\$21,059	260	005
Salamanca	Department of Sanitation	13-6400434	DSNY	(\$20,000)	827	109
Salamanca	Department of Sanitation - MLP Cleaning Services	13-6400434	DSNY	\$20,000	827	109
Cumbo	Brooklyn Botanic Garden Corporation **	11-2417338	DYCD	(\$25,000)	260	005
Cumbo	Brooklyn Botanic Garden Corporation **	11-2417338	DCLA	\$25,000	126	010
Matteo	Where to Turn, Inc.	20-0404386	DYCD	(\$50,000)	260	005 *
Matteo	And-Hof Animals, Sanctuary for Farm Animals	81-2679426	DYCD	\$50,000	260	005
	Department of Youth and Community Development**	13-6400434	DYCD	(\$770,000)	260	005
Espinal	Association of Community Employment Programs for the Homeless, Inc.	13-3846431	DYCD	\$40,000	260	005
Espinal	Horticultural Society of New York, Inc.	13-0854930	DYCD	\$45,000	260	005
Espinal	Department of Sanitation**	13-6400434	DSNY	\$10,000	827	102
Miller	Department of Sanitation**	13-6400434	DSNY	\$80,000	827	102
Miller	Queens Economic Development Corporation	11-2436149	DYCD	\$20,000	260	005
Miller	Wildcat Service Corporation	13-2725423	DYCD	\$90,000	260	005
Torres	Horticultural Society of New York, Inc.	13-0854930	DYCD	\$100,000	260	005
Torres	Wildcat Service Corporation	13-2725423	DYCD	\$120,000	260	005
King	Department of Sanitation**	13-6400434	DSNY	\$220,000	827	102
Perkins	Harlem Commonwealth Council, Inc.	13-6271908	DYCD	\$25,000	260	005 *
Treyger	Wildcat Service Corporation	13-2725423	DYCD	\$20,000	260	005

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 15: Parks Equity Initiative - Fiscal 2019

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
Dromm	Horticultural Society of New York, Inc. - Treeguards along 37th Avenue **	13-0854930	DPR	(\$65,000)	846	006
Dromm	Horticultural Society of New York, The - Treeguards along 37th Avenue **	13-0854930	DYCD	\$65,000	846	006
Diaz	City Parks Foundation - Council District 18	13-3561657	DPR	(\$10,000)	846	006
Diaz	Department of Parks and Recreation	13-6400434	DPR	\$10,000	846	006
Menchaca	Department of Parks and Recreation - Red Hook Recreation Center	13-6400434	DPR	(\$19,250)	846	006
Menchaca	Department of Parks and Recreation - Sunset Park Recreation Center	13-6400434	DPR	(\$19,250)	846	006
	Department of Parks and Recreation	13-6400434	DPR	(\$128,000)	846	006
Perkins	Department of Parks and Recreation - Green Thumb	13-6400434	DPR	\$12,500	846	006
Perkins	Marcus Garvey Park Alliance, Inc.	20-3296091	DPR	\$7,500	846	006
Perkins	Marcus Garvey Park Alliance, Inc. - Latin Jazz Festival	20-3296091	DPR	\$10,000	846	006
Perkins	Department of Parks and Recreation - CD9 Parks Fund	13-6400434	DPR	\$15,000	846	006
Perkins	City Parks Foundation - Summer Stage	13-3561657	DPR	\$15,000	846	006
Perkins	Citizens Committee for New York City, Inc.	51-0171818	DPR	\$15,000	846	006
Torres	Department of Parks and Recreation - Poe Park	13-6400434	DPR	\$10,000	846	006
Torres	Department of Parks and Recreation - CD 15 Schools	13-6400434	DPR	\$10,000	846	006
Torres	Department of Parks and Recreation - Recreation Programs	13-6400434	DPR	\$10,000	846	006
Torres	Department of Parks and Recreation - Movie Nights	13-6400434	DPR	\$10,000	846	006
Torres	Green Guerillas, Inc. - Community Gardens	13-2903183	DPR	\$16,500	846	006
Torres	City Parks Foundation	13-3561657	DPR	\$18,500	846	006
Kallos	Sutton Place Parks Conservancy, Inc.	47-4054653	DPR	\$16,500	846	006

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 16: SU-CASA - Fiscal 2019

Borough	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
			DCLA	(\$1,020,000)	126	003
	Bronx Council on the Arts, Inc.	13-2601303	DCLA	\$160,000	126	003
	Brooklyn Arts Council, Inc.	23-7072915	DCLA	\$320,000	126	003
	Council on the Arts and Humanities for Staten Island	13-3713211	DCLA	\$60,000	126	003
	Lower Manhattan Cultural Council	23-7348782	DCLA	\$200,000	126	003
	Queens Council on the Arts, Inc.	11-2219193	DCLA	\$280,000	126	003

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 17: Art a Catalyst for Change - Fiscal 2019

Organization - School	EIN Number	Agency	Amount	Agy #	U/A	*
Fund for the City of New York, Inc. - ENACT - Academy for Language and Tech.	13-2612524	DCLA	(\$18,000)	126	003	
ENACT, Inc. - Junior High School 117X	13-3422660	DCLA	\$18,000	126	003	
Fund for the City of New York, Inc. - ENACT - Junior High School 117X	13-2612524	DCLA	(\$18,000)	126	003	
ENACT, Inc. - Academy for Language and Tech	13-3422660	DCLA	\$18,000	126	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 18: Coalition Theaters of Color - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Rising Circle Theater Collective	20-1407519	DCLA	(\$14,600)	126	003	*
Museum of Contemporary African Diasporian Arts, Inc.	11-3526774	DCLA	\$14,600	126	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 19: Adult Literacy Initiative - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Research Foundation of the City of New York - Bronx Community College	13-1988190	CUNY	(\$100,000)	042	001	
Research Foundation of the City University of New York - Bronx Community College	13-1988190	CUNY	\$100,000	042	001	
Research Foundation of the City of New York - LaGuardia Community College	13-1988190	CUNY	(\$100,000)	042	001	
Research Foundation of the City University of New York - LaGuardia Community College	13-1988190	CUNY	\$100,000	042	001	
Research Foundation of the City of New York - NYC City College of Technology	13-1988190	CUNY	(\$100,000)	042	001	
Research Foundation of the City University of New York - NYC City College of Technology	13-1988190	CUNY	\$100,000	042	001	
Muslim Community Network	75-3163555	DYCD	(\$75,000)	260	005	
Department of Youth and Community Development	13-6400434	DYCD	\$75,000	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

October 31, 2018

CHART 20: Naturally Occurring Retirement Communities (NORCs) - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Lincoln Square District Management Association, Inc.	13-3922300	DFTA	(\$20,000)	125	003	
Goddard Riverside Community Center - Lincoln Square Neighborhood Center	13-1893908	DFTA	\$20,000	125	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 21: Senior Centers, Programs, and Enhancements - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Breaking Ground II HDFC - Redwood Senior Living	13-3846708	DFTA	(\$30,000)	125	003	*
Man Up, Inc. - Prince Joshua Avitto Community Center	03-0553092	DFTA	\$30,000	125	003	
Conselyea Street Block Association, Inc. - Swinging 60s Senior Center	11-2347180	DFTA	(\$95,000)	125	003	
Southside United Housing Development Fund Corporation - Swinging 60s Senior Center	11-2268359	DFTA	\$95,000	125	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect.

CHART 22: Crisis Management System - Fiscal 2019

Organization - School	EIN Number	Agency	Amount	Agy #	U/A	*
CUNY Creative Arts Team - Boys & Girls HS ***	13-3893536	DOE	(\$20,000)	040	402	
Research Foundation of the City University of New York - CUNY Creative Arts Team - Boys & Girls High School ***	13-1988190	DOE	\$20,000	040	402	
CUNY Creative Arts Team - PS 308 ***	13-3893536	DOE	(\$20,000)	040	402	
Research Foundation of the City University of New York - CUNY Creative Arts Team - Public School 308K ***	13-1988190	DOE	\$20,000	040	402	
CUNY Creative Arts Team - Madiba Prep School - MS681 ***	13-3893536	DOE	(\$20,000)	040	402	
Research Foundation of the City University of New York - CUNY Creative Arts Team - Madiba Prep School - Middle School 681K ***	13-1988190	DOE	\$20,000	040	402	
CUNY Creative Arts Team - Stephen Decatur - M.S. 35 ***	13-3893536	DOE	(\$20,000)	040	402	
Research Foundation of the City University of New York - CUNY Creative Arts Team - Stephen Decatur - Middle School 35K ***	13-1988190	DOE	\$20,000	040	402	
CUNY Creative Arts Team - IS 204 ***	13-3893536	DOE	(\$40,000)	040	402	
Research Foundation of the City University of New York - CUNY Creative Arts Team - Intermediate 204Q ***	13-1988190	DOE	\$40,000	040	402	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect.

*** Technical adjustment to designation made in a previous Transparency Resolution.

CHART 23: Worker Cooperative Business Development Initiative - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
NYC Network of Worker Cooperatives, Inc. ***	46-5245034	SBS	(\$22,997)	801	002	
NYC NOWC, Inc. ***	46-5245034	SBS	\$22,997	801	002	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect.

*** Technical adjustment to designation made in a previous Transparency Resolution.

CHART 24: Low Wage Worker Support - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Department of Social Services	13-6400434	DSS/HRA	(\$200,000)	069	107	
New York Committee for Occupational Safety and Health	13-5563028	DSS/HRA	\$80,000	069	107	
Renaissance Technical Institute, Inc.	23-7175609	DSS/HRA	\$80,000	069	107	
New Immigrant Community Empowerment (NICE)	13-5563028	DSS/HRA	\$40,000	069	107	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect.

**CHART 25: Stabilizing NYC Initiative - Fiscal
2019**

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Asian Americans For Equality, Inc.	13-3187792	HPD	(\$3,000)	806	009	
Catholic Migration Services, Inc.	11-2634818	HPD	(\$3,000)	806	009	
Chhaya Community Development Corporation	11-3580935	HPD	(\$3,000)	806	009	
Cooper Square Community Development Committee, Inc.	13-2666211	HPD	(\$3,000)	806	009	
Crenulated Company, Ltd., The	14-1719016	HPD	(\$3,000)	806	009	
Housing Conservation Coordinators, Inc.	51-0141489	HPD	(\$3,000)	806	009	
Woodside on the Move, Inc.	11-2435565	HPD	(\$3,000)	806	009	
Mary Mitchell Family and Youth Center, Inc.	13-3385032	HPD	(\$3,000)	806	009	
Northwest Bronx Community and Clergy Coalition, Inc.	13-2806160	HPD	(\$3,000)	806	009	
Urban Homesteading Assistance (U-HAB), Inc.	13-2902798	HPD	(\$3,000)	806	009	
Pratt Area Community Council, Inc.	11-2451752	HPD	(\$12,000)	806	009	
Flatbush Development Corporation	51-0188251	HPD	(\$15,000)	806	009	
Fifth Avenue Committee, Inc.	11-2475743	HPD	(\$102,000)	806	009	
Fifth Avenue Committee, Inc.	11-2475744	HPD	\$122,000	806	009	
Good Old Lower East Side, Inc.	13-2915659	HPD	(\$102,000)	806	009	
Good Old Lower East Side, Inc.	13-2915660	HPD	\$122,000	806	009	
St. Nick's Alliance Corporation	51-0192170	HPD	(\$125,000)	806	009	
St. Nick's Alliance Corporation	51-0192171	HPD	\$134,000	806	009	
Urban Justice Center	13-3442022	HPD	(\$545,000)	806	009	
Urban Justice Center	13-3442023	HPD	\$553,000	806	009	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 26: Communities of Color Nonprofit Stabilization Fund - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Jamaica Muslim Center, Inc.	11-2642105	DYCD	(\$15,000)	260	005	*
Islamic Circle of North America, Inc.	11-2925751	DYCD	\$5,000	260	005	
India Home, Inc.	20-8747291	DYCD	\$10,000	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

**CHART 27: LGBTQ Inclusive Curriculum - Fiscal
2019**

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
New York City Parents of Lesbians and Gay Men, Inc. - LGBT Inclusive Curriculum	13-3049626	DOE	\$200,000	040	454	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 28: Center for Court Innovation - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Fund for the City of New York, Inc. - Center for Court Innovation	13-2612524	MOCJ	(\$500,000)	098	002	
Fund for the City of New York, Inc.	13-2612524	MOCJ	\$350,000	098	002	
Mayor's Office of Criminal Justice Services	13-6400434	MOCJ	\$35,000	098	002	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 29: Ending the Epidemic - Fiscal 2019

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Community Health Project,	13-3409680	DHMH	\$100,000	816	112	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 30: Local Initiatives - Fiscal 2018

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Koo	Hotel Chinese Association of USA - Bookbag Giveaway	26-0603387	DYCD	(\$2,000)	260	312	
Koo	Hotel Chinese Association of USA, Inc. - Bookbag Giveaway	26-0603387	DYCD	\$2,000	260	312	
Dromm	Hotel Chinese Association of USA	26-0603387	DYCD	(\$5,000)	260	312	
Dromm	Hotel Chinese Association of USA, Inc.	26-0603387	DYCD	\$5,000	260	312	
Treyger	Friends of Historic New Utrecht	11-3407140	DYCD	(\$5,000)	260	005	
Treyger	Friends of Historic New Utrecht	13-3407104	DYCD	\$5,000	260	005	
Brannan	Friends of Historic New Utrecht - Historic Education and Cultural Events	11-3407140	DYCD	(\$2,500)	260	005	
Brannan	Friends of Historic New Utrecht - Historic Education and Cultural Events	13-3407104	DYCD	\$2,500	260	005	
Moya	Human Services Council of New York City	13-3620059	DYCD	(\$12,500)	260	005	
Moya	Human Services of New York	13-3620059	DYCD	\$12,500	260	005	
Cumbo	Young Women's Christian Association of Brooklyn	11-1630919	DYCD	(\$5,000)	260	005	
Cumbo	YWCA of Brooklyn, Inc., The	11-1630919	DYCD	\$5,000	260	005	
Espinal	St. Peter's Evangelical Lutheran Church	11-1797192	DYCD	(\$20,000)	260	312	
Espinal	St. Peter's Evangelical Lutheran Church in the Borough of Brooklyn, City of New York	11-1797192	DYCD	\$20,000	260	312	
Cohen	Dare to Revitalize Education Through Arts & Mediation, Inc. - The COVE	45-5473512	DYCD	(\$15,000)	260	312	
Cohen	Dream to Dare to Revitalize Education Thru Arts & Mediation - The COVE	45-5473512	DYCD	\$15,000	260	312	
Rosenthal	West 87th Street Park and Garden	13-4067780	DYCD	(\$5,000)	260	005	
Rosenthal	West 87th Street Park and Garden Corp	13-4067780	DYCD	\$5,000	260	005	

Cumbo	Latinas On the Verge of Excellence -- L.O.V.E. Mentoring Program, Inc. - Mentoring Program	46-3732667	DYCD	(\$5,000)	260	312	
Cumbo	Latinas on the Verge of Excellence – LOVE - Mentoring Program	46-3732667	DYCD	\$5,000	260	312	
Cumbo	Latinas On the Verge of Excellence -- L.O.V.E. Mentoring Program, Inc.	46-3732667	DYCD	(\$5,000)	260	312	
Cumbo	Latinas on the Verge of Excellence – LOVE	46-3732667	DYCD	\$5,000	260	312	
Vallone	Roman Catholic Church of St. Mel - St. Mel's Mens Club	11-1646313	DYCD	(\$5,000)	260	005	
Vallone	Roman Catholic Church of St. Mel, The - St. Mel's Mens Club	11-1646313	DYCD	\$5,000	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 30: Local Initiatives - Fiscal 2018 (continued)

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Lancman	Yeshiva Tifereth Moshe	11-2149108	DYCD	(\$5,000)	260	312	
Lancman	Yeshiva Tifereth Moshe, Inc.	11-2149108	DYCD	\$5,000	260	312	
Holden	New York Families for Autistic Children, Inc.	11-3442879	DHMH	(\$5,000)	816	121	
Holden	QSAC, Inc.	11-2482974	DHMH	\$5,000	816	121	
Cumbo	Groundswell Community Mural Project, Inc. - Public School 67K	11-3427213	DCLA	(\$20,000)	126	003	
Cumbo	University Settlement Society of New York, Inc. - Public School 67K	13-5562374	DCLA	\$20,000	126	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 31: Youth Discretionary - Fiscal 2018

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Vallone	Friendship Club of St. Andrew Avellino - The Andrean Players	11-6325086	DYCD	(\$5,000)	260	312	
Vallone	RC Church St. Andrew Avellino - The Andrean Players	11-1635086	DYCD	\$5,000	260	312	
Rose	Grace Foundation of New York - After-school & Weekend Recreation, Social Skills, Day Habilitation, Support	13-4131863	DYCD	(\$5,000)	260	312	
Rose	Grace Foundation of New York, The - After-school & Weekend Recreation, Social Skills, Day Habilitation, Support	13-4131863	DYCD	\$5,000	260	312	
Vallone	St. Andrew Avellino Athletic Association	11-1635086	DYCD	(\$5,000)	260	312	
Vallone	RC Church St. Andrew Avellino	11-1635086	DYCD	\$5,000	260	312	
Ulrich	Holy Child Jesus - Teen Drama Group	11-1639802	DYCD	(\$5,000)	260	312	
Ulrich	Roman Catholic Church of the Holy Child Jesus in the Borough of Queens in the City of New York - Teen Drama Group	11-1639802	DYCD	\$5,000	260	312	
Rodriguez	Trident Swim Foundation	26-0640050	DYCD	(\$5,000)	260	312	
Rodriguez	Trident Swim Foundation, Inc.	26-0640050	DYCD	\$5,000	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 32: Aging Discretionary - Fiscal 2018

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Adams	Calvary Baptist Church	11-2480945	DFTA	(\$11,000)	125	003	
Adams	Catholic Charities Neighborhood Services, Inc. - Queens Center 43B	11-2047151	DFTA	\$11,000	125	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 33: Local Initiatives - Fiscal 2017

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Rose	Federated Garden Clubs of New York State, Inc.	03-0537604	DYCD	(\$3,500)	260	005	
Rose	First District- Federated Garden	03-0537604	DYCD	\$3,500	260	005	
Vallone	RC Church St. Andrews Avellino - The Andrean Players	11-1635086	DYCD	(\$5,000)	260	005	
Vallone	RC Church St. Andrew Avellino - The Andrean Players	11-1635086	DYCD	\$5,000	260	005	
Brannan	Opportunities for a Better Tomorrow - Veterans Resume Workshops	11-2934620	DYCD	(\$5,000)	260	005	
Brannan	Opportunities for a Better Tomorrow, Inc. - Veterans Resume Workshops	11-2934620	DYCD	\$5,000	260	005	
Ampry-Samuel	Opportunities for a Better Tomorrow - Youth Education & Job Training Program	11-2934620	DYCD	(\$5,000)	260	312	
Ampry-Samuel	Opportunities for a Better Tomorrow, Inc. - Youth Education & Job Training Program	11-2934620	DYCD	\$5,000	260	312	
Menchaca	Opportunities for a Better Tomorrow	11-2934620	DYCD	(\$10,000)	260	005	
Menchaca	Opportunities for a Better Tomorrow, Inc.	11-2934620	DYCD	\$10,000	260	005	
Richards	Opportunities for a Better Tomorrow	11-2934620	DYCD	(\$20,000)	260	005	
Richards	Opportunities for a Better Tomorrow, Inc.	11-2934620	DYCD	\$20,000	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 34: Youth Discretionary - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Gibson	Opportunities for a Better Tomorrow	11-2934620	DYCD	(\$5,000)	260	312	
Gibson	Opportunities for a Better Tomorrow, Inc.	11-2934620	DYCD	\$5,000	260	312	
Reynoso	Opportunities for a Better Tomorrow	11-2934620	DYCD	(\$15,000)	260	312	
Reynoso	Opportunities for a Better Tomorrow, Inc.	11-2934620	DYCD	\$15,000	260	312	
Espinal	Opportunities for a Better Tomorrow	11-2934620	DYCD	(\$10,000)	260	312	
Espinal	Opportunities for a Better Tomorrow, Inc.	11-2934620	DYCD	\$10,000	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 35: Speaker's Initiative to Address Citywide Needs - Fiscal 2017

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Speaker	Opportunities for a Better Tomorrow	11-2934620	DYCD	(\$100,000)	260	312	
Speaker	Opportunities for a Better Tomorrow, Inc.	11-2934620	DYCD	\$100,000	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 36: Cultural After-School Adventure (CASA) - Fiscal 2018

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Menchaca	Groundswell Community Mural Project, Inc. - New Voices School of Academic & Creative Arts / Middle School 443K	11-3427213	DCLA	(\$20,000)	126	003	
Menchaca	Groundswell Community Mural Project, Inc. - New Voices School of Academic & Creative Arts / Middle School 88K	11-3427213	DCLA	\$20,000	126	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 37: SU-CASA - Fiscal 2018

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Espinal	Dancewave, Inc. - Hope Gardens Multi Service Nsc (Ridgewood Bushwick Senior Citizens Council Inc)	11-2726558	DCLA	(\$15,000)	126	003	
Espinal	Dancewave, Inc. - Ridgewood Bushwick Neighborhood Senior Center (Ridgewood Bushwick Senior Citizens Council Inc)	11-2726558	DCLA	\$15,000	126	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 38: Food Pantries - Fiscal 2018

Borough	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Manhattan Delegation	Congregation B'nai Jeshurun - Food Pantry Initiative	13-0594858	DYCD	(\$17,700)	260	005	
Manhattan Delegation	Congregation B'nai Jeshurun Starafroler Hebria/DBA B' nai Jeshurun - Food Pantry Initiative	13-0594858	DYCD	\$17,700	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 39: Digital Inclusion and Literacy Initiative - Fiscal 2017

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Menchaca	Opportunities for a Better Tomorrow	11-2934620	DYCD	(\$20,000)	260	005	
Menchaca	Opportunities for a Better Tomorrow, Inc.	11-2934620	DYCD	\$20,000	260	005	
Reynoso	Opportunities for a Better Tomorrow	11-2934620	DYCD	(\$20,000)	260	005	
Reynoso	Opportunities for a Better Tomorrow, Inc.	11-2934620	DYCD	\$20,000	260	005	
Menchaca	Opportunities for a Better Tomorrow	11-2934620	DYCD	(\$20,000)	260	005	
Menchaca	Opportunities for a Better Tomorrow, Inc.	11-2934620	DYCD	\$20,000	260	005	
Richards	Opportunities for a Better Tomorrow	11-2934620	DYCD	(\$20,000)	260	005	
Richards	Opportunities for a Better Tomorrow, Inc.	11-2934620	DYCD	\$20,000	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 40: Food Pantries - Fiscal 2017

Borough	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A	*
Bronx Delegation	Volunteers of America, Inc.	58-1959781	DYCD	(\$5,000)	260	005	
Bronx Delegation	Volunteers of America Greater New York, Inc.	58-1959781	DYCD	\$5,000	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

**CHART 41: Adult Literacy Initiative - Fiscal
2018**

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Young Women's Christian Association of Brooklyn	11-1630919	DYCD	(\$20,375)	260	005	
YWCA of Brooklyn, Inc., The	11-1630919	DYCD	\$20,375	260	005	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 42: Crisis Management System - Fiscal 2017

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Opportunities for a Better Tomorrow	11-2934620	DOP	(\$129,400)	781	003	
Opportunities for a Better Tomorrow, Inc.	11-2934620	DOP	\$129,400	781	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 43: Purpose of Funds Changes - Fiscal 2019

Source	Member	Organization - Program	EIN Number	Agency	Amount	New Purpose of Funds	*
Anti-Poverty	Adams	South Asian Youth Action, Inc.	13-3943630	DYCD	(\$20,000)	Afterschool and Summer Program	
Anti-Poverty	Adams	South Asian Youth Action, Inc.	13-3943630	DYCD	\$20,000	Funds will support afterschool and summer programs in Public School 124Q and Council District 28.	
NYC Cleanup	Van Bramer	Wildcat Service Corporation - Additional Services - Council District 26	13-2725423	DYCD	(\$7,500)	NYC CLEANUP-Additional Services-DISTRICT 26.	
NYC Cleanup	Van Bramer	Wildcat Service Corporation - Additional Services - Council District 26	13-2725423	DYCD	\$7,500	Provide supplemental sanitation and cleaning services throughout Council District 26.	
NYC Cleanup	Van Bramer	Association of Community Employment Programs for the Homeless, Inc. - Additional Services - Council District 26	13-3846431	DYCD	(\$52,500)	NYC CLEANUP-Additional Services-DISTRICT 26.	
NYC Cleanup	Van Bramer	Association of Community Employment Programs for the Homeless, Inc. - Additional Services - Council District 26	13-3846431	DYCD	\$52,500	Provide supplemental sanitation and cleaning services throughout Council District 26.	
Local	Espinal	Quebradillas Baseball Organization, Inc.	45-0491693	DYCD	(\$17,000)	Funding will be used for educational materials.	
Local	Espinal	Quebradillas Baseball Organization, Inc.	45-0491693	DYCD	\$17,000	To support a youth baseball program. Funding will be used to pay for sports equipment, educational/training materials and umpire fees.	
Local	Menchaca	Chinese American Planning Council, Inc. - Project Reach	13-6202692	DYCD	(\$15,000)	To supplement salary of part-time community worker to help clients access a wide array of community resources such as benefits application, immigration services, healthcare assistance.	
Local	Menchaca	Chinese American Planning Council, Inc. - Project Reach	13-6202692	DYCD	\$15,000	Funding will support the involvement of youth and adults in Brooklyn schools and CBOs committed to joining our city-wide Initiatives and Trainings addressing Islamophobia, Transphobia and Sexual Harassment.	
Youth	Rodriguez	Comunilife, Inc. - Life is Precious	13-3530299	DYCD	(\$3,500)	Funds will support arts education programming at P.S. 132M.	
Youth	Rodriguez	Comunilife, Inc. - Life is Precious	13-3530299	DYCD	\$3,500	To conduct outreach and education, on Latina adolescent suicide, to middle schools in Council District 10.	
Local	Yeger	Reach for the Stars Learning Center	20-3042280	DYCD	(\$18,000)	Funds will be used for Music Therapy programming and activities.	
Local	Yeger	Reach for the Stars Learning Center	20-3042280	DYCD	\$18,000	Funds will be used to defray the cost of a NY State Licensed Behavioral Analyst and Board Certified Behavior Analyst at the (BCBA) level, in order to clinically guide the Applied Behavioral Analysis (ABA) program and intervention development for children with Autism Spectrum Disorder (ASD). The licensed clinician will assess and analyze problem behavior, develop intervention plans and train staff on proper implementation of these plans for each individual student.	
Youth	Yeger	Reach for the Stars Learning Center	20-3042280	DYCD	(\$12,000)	Funds will be used to defray the costs associated with Music Therapy programming.	

Youth	Yeger	Reach for the Stars Learning Center	20-3042280	DYCD	\$12,000	Funds will be used to defray the cost of a NY State Licensed Behavioral Analyst and Board Certified Behavior Analyst at the (BCBA) level, in order to clinically guide the Applied Behavioral Analysis (ABA) program and intervention development for children with Autism Spectrum Disorder (ASD). The licensed clinician will assess and analyze problem behavior, develop intervention plans and train staff on proper implementation of these plans for each individual student.
-------	-------	-------------------------------------	------------	------	----------	--

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 43: Purpose of Funds Changes - Fiscal 2019 (continued)

Source	Member	Organization - Program	EIN Number	Agency	Amount	New Purpose of Funds	*
Local	Levin	Greenpoint Reformed Church	11-2100335	DYCD	(\$5,000)	To purchase food and groceries as part of the Greenpoint Reformed Church Hunger program.	
Local	Levin	Greenpoint Reformed Church	11-2100335	DYCD	\$5,000	Funds will be used to pay staff salaries.	
Local	Ampry-Samuel	Brooklyn Bureau of Community Services - Prospect Plaza Community Center Summer Camp	11-1630780	DYCD	(\$15,000)	Funds will be used to support operating cost associated with Prospect Plaza Community Center Summer Camp.	
Local	Ampry-Samuel	Brooklyn Bureau of Community Services - Prospect Plaza Community Center Summer Camp	11-1630780	DYCD	\$15,000	Funds will be used to support operating cost associated with after-school and weekend programming at Prospect Plaza Community Center.	
A Greener NYC	Espinal	St. Nick's Alliance Corporation	51-0192170	DYCD	(\$10,000)	Funding will support the greenscaping training program	
A Greener NYC	Espinal	St. Nick's Alliance Corporation	51-0192170	DYCD	\$10,000	A Greener NYC supports council district level environmentally friendly programs that encourage education, advocacy, community service, and green-job training, contributing to the improvement and conservation of NYC's air, land, energy, open spaces, and other vital resources.	
Parks Equity Initiative	Eugene	Department of Parks and Recreation	13-6400434	DPR	(\$25,000)	Funding for 7 movie nights and 2 family fun days in Council District 40.	
Parks Equity Initiative	Eugene	Department of Parks and Recreation	13-6400434	DPR	\$25,000	The allocation will support community programming in smaller neighborhood parks and the work of existing park and garden volunteer groups citywide.	
Parks Equity Initiative	Eugene	New York Restoration Project	13-3959056	DPR	(\$10,000)	The funding will support a tree giveaway program in Council District 40.	
Parks Equity Initiative	Eugene	New York Restoration Project	13-3959056	DPR	\$10,000	The allocation will support community programming in smaller neighborhood parks and the work of existing park and garden volunteer groups citywide.	
Parks Equity Initiative	Eugene	Prospect Park Alliance, Inc.	11-2843763	DPR	(\$10,000)	To support programs at the Prospect Park Audobon Center, Lefferts Historic House, and throughout the park.	
Parks Equity Initiative	Eugene	Prospect Park Alliance, Inc.	11-2843763	DPR	\$10,000	The allocation will support community programming in smaller neighborhood parks and the work of existing park and garden volunteer groups citywide.	

Parks Equity Initiative	Eugene	City Parks Foundation	13-3561657	DPR	(\$10,000)	These funds will support tennis instruction for youth in the Prospect Park Parade Grounds.
Parks Equity Initiative	Eugene	City Parks Foundation	13-3561657	DPR	\$10,000	The allocation will support community programing in smaller neighborhood parks and the work of existing park and garden volunteer groups citywide.
Parks Equity Initiative	Eugene	Green Guerillas, Inc.	13-2903183	DPR	(\$10,000)	The funding will allow Green Guerillas to help the Youth Farm at Wingate Campus manage education activities, youth internships, an after school Farm Club, and a weekly farmers market.
Parks Equity Initiative	Eugene	Green Guerillas, Inc.	13-2903183	DPR	\$10,000	The allocation will support community programing in smaller neighborhood parks and the work of existing park and garden volunteer groups citywide.

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 43: Purpose of Funds Changes - Fiscal 2019 (continued)

Source	Member	Organization - Program	EIN Number	Agency	Amount	New Purpose of Funds	*
Parks Equity Initiative	Rivera	City Parks Foundation	13-3561657	DPR	(\$23,000)	\$8,000 CityParks Shows; \$2,500 Stuyvesant Park Neighborhood Assc; \$2,500 Friends of Albano Park; \$2,500 Friends of Corlears Hook Park; \$2,500 First Park; \$2,500 Augustus St. Gaudens Playground; \$2,500 Friends of 12 Park.	
Parks Equity Initiative	Rivera	City Parks Foundation	13-3561657	DPR	\$23,000	The allocation will support community programming in smaller neighborhood parks and the work of existing park and garden volunteer groups citywide.	
Local	Speaker	Young Men's and Young Women's Hebrew Association - 92nd Street Y	13-1624229	DYCD	(\$100,000)	To support free-of-charge programs at 92nd Street Y for the participants. Includes Dance Outreach, Concert Schools Project, Christopher Lightfoot Walker Literature Project, Read Aloud Series, the Literacy Program @ Union Settlement Assn, & Teen Producers.	
Local	Speaker	Young Men's and Young Women's Hebrew Association - 92nd Street Y	13-1624229	DYCD	\$100,000	To support programs at 92nd Street Y that are free-of-charge for the participants. Includes Concerts Schools Project, Christopher Lightfoot Walker Literature Project, Discover Literature, the Literacy Program @ Union Settlement Assn, Teen Producers, and Teen Arts Week.	
Local	Salamanca	St. Vincent de Paul Residence	13-3598842	DFTA	(\$12,000)	Funds will be used for patient sit-to-stand lifts in the nursing home. These lifts help reduce slips, falls, and exertion injuries for patients and caregivers.	
Local	Salamanca	St. Vincent de Paul Residence	13-3598842	DFTA	\$12,000	To support enhanced recreational programming for nursing home and assisted living residents.	
Local	Diaz	Hispanic Federation, Inc. - Morris Avenue Festival	13-3573852	DYCD	(\$20,000)	This funding will be used for Hispanic Federation's Community Programs and events in Council District 18.	
Local	Diaz	Hispanic Federation, Inc.	13-3573852	DYCD	\$20,000	Funds will be to service Council District 18 with with services and programs.	
Local	Koo	Society of the Educational Arts, Inc.	11-3210593	DCLA	(\$4,500)	To support The Dropouts Crew theater performance at Flushing High School and other schools in Council District 20.	
Local	Koo	Society of the Educational Arts, Inc.	11-3210593	DCLA	\$4,500	To support The Dropouts Crew theater performance at schools in Council District 20.	
Youth	Ulrich	Jewish Community Council of the Rockaway Peninsula, Inc.	11-2425813	DYCD	(\$5,000)	Funds will be used to support social services coordination and to support youth sports programs.	
Youth	Ulrich	Jewish Community Council of the Rockaway Peninsula, Inc.	11-2425813	DYCD	\$5,000	Funds will be used to support social services coordination.	
Local	Speaker	Eden II School for Autistic Children, Inc.	13-2872916	DHMH	(\$50,000)	Funds will be used to support staffing and programming for Eden II's program at the Eltingville Lutheran School.	
Local	Speaker	Eden II School for Autistic Children, Inc.	13-2872916	DHMH	\$50,000	Funding will allow us to successfully continue our Early Childhood Program on St. Paul's Avenue. Funds will be used for general operational expenses (ie: rent).	
Local	Lancman	Ballroom Basix USA, Inc.	27-3218865	DOE	(\$4,000)	Funding to support programming for Public School/Middle School 200Q and Queens College School for Math, Science and Technology to provide classes to students during the day.	

Local	Lancman	Ballroom Basix USA, Inc.	27-3218865	DOE	\$4,000	Funding will allow expansion into PS/MS 200 during May & June of 2019 for both the 6th and 7th Grade.
Speaker's Initiative		Osborne Association, Inc., The	13-5563028	MOCJ	(\$50,000)	Funding will support Alternatives to Incarceration services throughout the Bronx and the City.
Speaker's Initiative		Osborne Association, Inc., The	13-5563028	MOCJ	\$50,000	Funding to support the transformation of the Fulton Correctional Facility for individuals affected by the criminal justice system.

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 43: Purpose of Funds Changes - Fiscal 2019 (continued)

Source	Member	Organization - Program	EIN Number	Agency	Amount	New Purpose of Funds	*
Speaker's Initiative		LSNY Bronx Corporation	16-1759590	MOCJ	(\$50,000)	To fund legal services of partners of Bronx Immigration Partnership who all work to provide legal assistance to immigrants survivors of domestic violence.	
Speaker's Initiative		LSNY Bronx Corporation	16-1759590	MOCJ	\$50,000	To fund holistic legal and social services through the partners of the Bronx Immigration Partnership.	
Local	Johnson	Art Connects New York, Inc.	87-0768793	DCLA	(\$10,000)	Funds will support the costs of the creation of a permanent curated contemporary art installation for the ICL Borden Avenue Veterans Residence.	
Local	Johnson	Art Connects New York, Inc.	87-0768793	DCLA	\$10,000	Funds will support the costs of the creation of permanent curated contemporary art installations for the NYCHA Robert Fulton Houses.	
Local	Rivera	Rosie's Theater Kids, Inc. - Public School/Middle School 188M & Public School/Middle School 34M	33-1194964	DCLA	(\$5,000)	Funding to offset the costs associated with teaching artists providing theater residencies at Public School/ Middle School 188K and Public School/ Middle School 34K.	
Local	Rivera	Rosie's Theater Kids, Inc. - Public School/Middle School 188M & Public School/Middle School 34M	33-1194964	DCLA	\$5,000	Funding for programing at Public School 64M, Public School 15M, and Public School 19M in Council District 2.	
Local	Ayala	Keep Rising to the Top, Inc. - Community Dance Program	13-3948379	DYCD	(\$15,000)	To provide funding for operational expenses associated with the Community Dance program.	
Local	Ayala	Keep Rising to the Top, Inc. - Community Dance Program	13-3948379	DYCD	\$15,000	To provide funding for artist fees, venue fees, supplies, travel costs, payments to director, and all other operational expenses associated with the Community Dance Program.	
Anti-Poverty	Brannan	Bay Ridge Center, Inc.	80-0559714	DYCD	(\$6,000)	To support operational and programming costs associated with food pantry.	
Anti-Poverty	Brannan	Bay Ridge Center, Inc.	80-0559714	DYCD	\$6,000	To support operation costs associated with helping seniors with nutritional program applications.	
NYC Cleanup	Treyger	Wildcat Service Corporation	13-2725423	DYCD	(\$150,000)		
NYC Cleanup	Treyger	Wildcat Service Corporation	13-2725423	DYCD	\$150,000	Funds will be used to provide cleaning services including but not limited to street sweeping, litter pickup, and graffiti removal in Council District 47.	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 44: Purpose of Funds Changes - Fiscal 2018

Source	Member	Organization - Program	EIN Number	Agency	Amount	New Purpose of Funds	*
Digital Inclusion and Literacy Initiative	Kallos	Mouse, Inc. - Lower Lab School [02M077]	13-3973196	DYCD	(\$20,000)	Funding will be used to support STEM programming at schools within District 5.	*
Digital Inclusion and Literacy Initiative	Kallos	Mouse, Inc. - Lower Lab School [02M077]	13-3973196	DYCD	\$20,000	To support programming at schools within Council District 5.	*
Cultural After-School Adventure (CASA)	Levine	Community League of the Heights, Inc. - PS 5M	13-2564241	DYCD	(\$20,000)	Funds will be used to support after-school programming at Public School 5M.	
Cultural After-School Adventure (CASA)	Levine	Community League of the Heights, Inc. - Public School 5M	13-2564241	DYCD	\$20,000	To run an afterschool program at Public School 4M.	
Local	Levin	Greenpoint Reformed Church	11-2100335	DYCD	(\$3,500)	To purchase food and groceries as part of the Greenpoint Reformed Church Hunger Program.	
Local	Levin	Greenpoint Reformed Church	11-2100335	DYCD	\$3,500	Funds will be used to pay staff salaries.	
Local	Ampry-Samuel	Young Astronaut Council, Inc.	46-2093140	DYCD	(\$10,000)	Funding will be used to cover costs of exciting 3-D Animation to finish already taped Young Astronaut Program episodes. Necessary animation includes 3-D creation of the "Meteor" academy space plane (already designed) in which the Young Astronaut Program episodes take place.	
Local	Ampry-Samuel	Young Astronaut Council, Inc.	46-2093140	DYCD	\$10,000	Funds will be used to cover the cost associated with Young Astronaut Program episodes.	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 45: Purpose of Funds Changes - Fiscal 2017

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds	*
NYC Cleanup	Perkins	Jackie Robinson Park Conservancy	13-4161600	DYCD	(\$15,000)	Funds will be used to pay staff to sweep streets, collection and removal of litter and trash, and replacing basket liners from 110th Street and Frederick Douglass Boulevard to 124th Street & Frederick Douglass Boulevard, 1-2 days a week.	
NYC Cleanup	Perkins	Jackie Robinson Park Conservancy	13-4161600	DYCD	\$15,000	Funds will be used for general operating expenses for the cleanup of Jackie Robinson Park.	
Youth	Ampry-Samuel	Hip-Hop Summit Youth Council, Inc.	05-0542858	DYCD	(\$7,000)	The funds will be used for support staff salaries, supplies, equipment, and fees associated with the organization's youth education program, which uses Hip Hop to in an educational setting.	
Youth	Ampry-Samuel	Hip-Hop Summit Youth Council, Inc.	05-0542858	DYCD	\$7,000	Funds will be used for general operating expenses.	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 46: Beating Hearts Initiative - Fiscal 2019

Member	Organization	EIN Number	*
Barron	Man Up Inc. (c/o Prince Joshua Avitto Community Center, 1st Fl)	03-0553092	
Barron	Man Up Inc. (c/o Prince Joshua Avitto Community Center, 2nd FL)	03-0553092	
Barron	Brooklyn Ballers	65-1209020	
Barron	Purelements	20-5332584	
Yeger	Brooklyn Community Board 12	13-6400434	
	Page 54		

DANIEL DROMM, *Chairperson*; JAMES VAN BRAMER, ANDREW COHEN, ROBERT E. CORNEGY, Jr., VANESSA L. GIBSON, HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, KEITH POWERS, STEVEN MATTEO; Committee on Finance, October 31, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for L.U. No. 255

Report of the Committee on Finance in favor of a Resolution approving 645 Barretto Street, Block 2765, Lot 146; Bronx, Community District No. 2, Council District No. 17.

The Committee on Finance, to which the annexed preconsidered Land Use item was referred on October 31, 2018 and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

(The following is the text of a Memo to the Finance Committee from the Finance Division of the New York City Council:)

October 31, 2018

TO: Hon. Daniel Dromm
Chair, Finance Committee
Members of the Finance Committee

FROM: Noah Brick, Assistant Counsel, Finance Division

RE: Finance Committee Agenda of October 31, 2018-Resolution approving a tax exemption for one Land Use item (Council District 17)

Item 1: 645 Barretto Street

645 Barretto Street consists of one building with 48 units of limited-equity cooperative housing, located in the Hunts Point neighborhood of the Bronx. The 48 units include 2 studios, 30 one-bedroom units, and 16 two-bedroom units (inclusive of one superintendent's unit).

645 Barretto Street Housing Development Fund Corporation ("HDFC"), the owner and operator, acquired the property in 1982. In 1989, the property was granted a partial Article XI exemption that is set to expire in 2029. As a result of poor building management, the property has accumulated significant tax arrears and water debt that has led it to be considered for inclusion into Round 11 of the Third Party Transfer ("TPT") program that is set to commence in 2019. However, the building's financial and physical conditions have improved since a new property manager took over in 2012 and improvements have included addressing immediate hazardous conditions, overseeing the building's accounting, and ensuring that current property tax and water bills are timely paid. Therefore, the purpose of this project is to finance a moderate rehabilitation, address the energy

and water efficiency needs of the building, formalize affordability restrictions, and remove the HDFC from eligibility for the next round of TPT, subject to their receiving a loan to repay their water debt and/or entering into a payment agreement with the Department of Environmental Protection (“DEP”).

The Department of Housing and Preservation Development (“HPD”) is requesting that the existing Article XI property tax exemption be terminated and that the Council approve a new full, 40-year Article XI property tax exemption that would be retroactive to 2002. HPD and the HDFC will enter into a regulatory agreement ensuring that all 48 units will be sold only to households earning up to 120% of the Area Median Income (“AMI”).

Summary:

- Borough-Bronx
- Block 2765, Lot 146
- Council District-17
- Council Member-Salamanca
- Council Member approval-Yes
- Number of buildings-1
- Number of units-48
- Type of exemption-Article XI, Full, 40 years
- Population-affordable co-op housing
- Sponsor-645 Barretto Street HDFC
- Purpose-preservation
- Cost to the City-\$2.8M
- Housing Code Violations-
 - Class A – 15
 - Class B – 25
 - Class C – 14
- Anticipated AMI targets-48 units at 120% AMI

Accordingly, this Committee recommends its adoption.

In connection herewith, Council Member Dromm offered the following resolution:

Res. 583

Resolution approving an exemption from real property taxes for property located at (Block 2765, Lot 146) Bronx, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 255).

By Council Member Dromm.

WHEREAS, the New York City Department of Housing Preservation and Development (“HPD”) submitted to the Council its request dated September 24, 2018 that the Council take the following action regarding a housing project located at (Block 2765, Lot 146) Bronx (“Exemption Area”):

Approve an exemption of the Project from real property taxes pursuant to Section 577 of the Private Housing Finance Law (the “Tax Exemption”);

WHEREAS, the project description that HPD provided to the Council states that the purchaser of the Project (the “Sponsor”) is a duly organized housing development fund company under Article XI of the Private Housing Finance Law;

WHEREAS, the Council has considered the financial implications relating to the Tax Exemption;

RESOLVED:

The Council hereby grants an exemption from real property taxes as follows:

1. For the purposes hereof, the following terms shall have the following meanings:
 - a. “Effective Date” shall mean July 1, 2002.
 - b. “Exemption Area” shall mean the real property located in the Borough of the Bronx, City and State of New York, identified as Block 2765, Lot 146 on the Tax Map of the City of New York.
 - c. “Expiration Date” shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.
 - d. “HDFC” shall mean 645 Barretto Street Housing Development Fund Corporation or a housing development fund company that acquires the Exemption Area with the prior written consent of HPD.
 - e. “HPD” shall mean the Department of Housing Preservation and Development of the City of New York.
 - f. “New Exemption” shall mean the exemption from real property taxation provided hereunder with respect to the Exemption Area.
 - g. “Owner” shall mean the HDFC.
 - h. “Prior Exemption” shall mean any exemption from real property taxation for the Exemption Area pursuant to the Private Housing Finance Law or the General Municipal Law that was in effect prior to the Effective Date.
 - i. “Regulatory Agreement” shall mean the regulatory agreement between HPD and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the New Exemption on or after the date such Regulatory Agreement is executed.
2. The Prior Exemption shall terminate with respect to the Exemption Area upon the Effective Date.
3. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business, commercial, or community facility use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.
4. Notwithstanding any provision hereof to the contrary:

- a. The New Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) any interest in the Exemption Area is conveyed or transferred to a new owner without the prior written approval of HPD, or (v) the construction or demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to Owner and all mortgagees of record, and, where there has been an unauthorized conveyance or transfer of any interest in the Exemption Area, to the new owner of such interest in the Exemption Area, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the New Exemption shall prospectively terminate.
 - b. The New Exemption shall apply to all land in the Exemption Area, but shall only apply to a building on the Exemption Area that exists on the Effective Date.
 - c. Nothing herein shall entitle the HDFC, the Owner, or any other person or entity to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.
 - d. All previous resolutions, if any, providing an exemption from or abatement of real property taxation with respect to the Exemption Area are hereby revoked as of the Effective Date.
5. In consideration of the New Exemption, the owner of the Exemption Area shall (a) execute and record the Regulatory Agreement, and (b) for so long as the New Exemption shall remain in effect, waive the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state, or federal law, rule, or regulation. Notwithstanding the foregoing, nothing herein shall prohibit the granting of any real property tax pursuant to Sections 467-b or 467-c of the Real Property Tax Law to real property occupied by senior citizens or persons with disabilities

DANIEL DROMM, *Chairperson*; JAMES VAN BRAMER, ANDREW COHEN, ROBERT E. CORNEGY, Jr., VANESSA L. GIBSON, HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, ADRIENNE E. ADAMS, KEITH POWERS, STEVEN MATTEO; Committee on Finance, October 31, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report of the Committee on For-Hire Vehicles

Report for Int. No. 925-A

Report of the Committee on For-Hire Vehicles in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to for-hire vehicles and commuter vans with a seating capacity greater than 20.

The Committee on For-Hire Vehicles, to which the annexed proposed local law was referred on May 9, 2018 (Minutes, page 1860), respectfully

REPORTS:

INTRODUCTION

On October 30, 2018, the Committee on For-Hire Vehicles, chaired by Council Member Ruben Diaz Sr., will hold a hearing on Proposed Int. No. 925-A, a local law in relation to for-hire vehicles and commuter vans with a seating capacity greater than 20. This is the second hearing on this item. The first hearing on Int. No. 925 was held on June 25, 2018, at which, the Committee heard testimony from representatives of the Taxi and Limousine Commission (TLC), other interested stakeholders and advocates.

BACKGROUND

Commuter Vans

Commuter vans (sometimes referred to as “dollar vans”) provide an inexpensive means of transportation for residents in areas of New York City that are underserved by traditional for-hire vehicles and mass transit.¹ The City’s Administrative Code (the Code) defines commuter vans as “having a seating capacity of at least nine but not more than twenty passengers.”²

The Administrative Code requires commuter van services to gain approval from the TLC in order to operate legally in the City.³ Before TLC can approve an application to operate a commuter van service, the Department of Transportation (DOT) must determine that the service proposed “will be required by the present or future public convenience and necessity,” and must “specify the geographic area where service is authorized and the number of commuter vans authorized to be used in providing such service.”⁴ DOT must notify all affected Council Members and Community Boards of the application for the purposes of obtaining their feedback.⁵

Although commuter vans are technically required to conduct service by prearrangement, and are not allowed to respond to street hails or to pick up passengers at bus stops, in many ways these rules do not align with the way commuter vans conduct their business in practice.⁶ Over the years, commuter vans have been the source of various community complaints related to passengers littering while waiting to be picked up, traffic congestion, and double parking.⁷ Community leaders have also claimed that the City does not regularly consult with Community Boards regarding commuter van service applications, despite the requirement that they do so.⁸ However, vans continue to be popular with riders, who largely see them as a cost effective and

¹ N.Y.C. Taxi and Limousine Commission, Commuter Van Decal Rule, Jul. 16, 2015, available at http://www.nyc.gov/html/tlc/downloads/pdf/newly_passed_rule_commuter_van_decal.pdf.

² N.Y.C. Admin. Code § 19-502(p).

³ N.Y.C. Admin. Code § 19-504.2.

⁴ *Id.*

⁵ N.Y.C. Ad. Code §19-504.2(e)(3)

⁶ Dino Grandoni, *The high-speed, anything-goes, sort-of-legal world of dollar vans*, Apr. 3, 2014, BKLYNR, available at <http://bklynr.com/brooklyns-dollar-vans-will-not-yield/>

⁷ *Id.*

⁸ Holly Tsang, *Commuter van industry growing in Maspeth*, Apr. 22, 2010, FOREST HILLS TIMES, available at http://www.foresthillstimes.com/view/full_story/7167066/article-Commuter-van-industry-growing-in-Maspeth

convenient alternative form of transportation. As of 2017, there were 55 authorized commuter van service providers which together operate 317 licensed vehicles with 238 licensed commuter van drivers.⁹ Their authorized geographic service areas cover neighborhoods throughout Brooklyn, Queens, and Manhattan, as well as a few areas of the Bronx and Staten Island.

In 2017, the City Council passed a package of legislation that removed unnecessary burdens from commuter van industry operations while increasing the penalties for illegal operators.¹⁰ This legislative package required TLC to conduct a study on safety in the commuter van industry, implement a cap on the number of commuter van licenses at 735, and increase the penalties for operating a commuter van without a license. The penalty for the first offense is between \$1,000 and \$3,000, and imposes a penalty of \$1,000 to \$4,000 if a second offense occurs in within 24 months of the first offense.¹¹

In addition to licensed commuter vans, unlicensed commuter vans are also widely prevalent in many parts of the City. Unlicensed vans provide similar services as licensed vans, but they operate without the safety and consumer protection safeguards that TLC-licensed commuter vans are bound by such as insurance and inspection requirements, as well as driver licensing requirements including background checks and drug testing.¹²

ANALYSIS

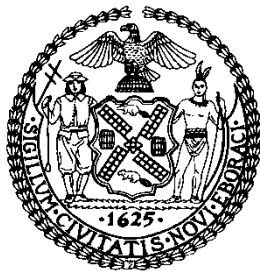
ANALYSIS OF PROPOSED INT. NO. 925-A

Section one of Proposed Int. No. 925-A would amend subdivision g of section 19-502 of the Code, and would amend the definition of “for-hire vehicle” to include vehicles that seat more than 20 passengers for the purposes of the enforcement authority of the TLC.

Section two of Proposed Int. No. 925-A would amend subdivision p of section 19-502 of the Code, which contains the definition of “commuter van” to make explicit that, for enforcement purposes, the definition of “commuter van” also includes vehicles that seat more than 20 passengers.

Section three of the legislation would state that this local law takes effect immediately.

(The following is the text of the Fiscal Impact Statement for Int. No. 925-A:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT
PROPOSED INTRO. NO: 925-A
COMMITTEE: For-Hire Vehicles**

TITLE: A local law to amend the administrative code of the city of New York, in relation to for-hire vehicles and commuter vans with a seating capacity greater than 20

SPONSORS: Council Members Williams, Miller, Chin, Yeger, Ampry-Samuel, Kallos, and Cohen

⁹ N.Y.C Taxi and Limousine Commission, 2016 Annual Report, available at http://www.nyc.gov/html/tlc/downloads/pdf/annual_report_2016.pdf.

¹⁰ NYC TLC, Commuter Vans, available at <http://www.nyc.gov/html/tlc/html/industry/vans.shtml>.

¹¹ N.Y.C Administrative Code 19-506 (i)

¹² 35 R.N.Y.C § 57-04

SUMMARY OF LEGISLATION: Proposed Intro. 925-A would amend the definition of “for-hire vehicle” to include vehicles that seat more than 20 passengers for the purposes of the enforcement authority of the New York City Taxi and Limousine Commission. This bill would also amend the definition of “commuter van” to make explicit that, for enforcement purposes, the definition of “commuter van” also includes vehicles that seat more than 20 passengers.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2020

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY20
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that this legislation would have no impact on expenditures since existing resources would be used by the administering agency to comply with this local law.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Mayor’s Office of Legislative Affairs

ESTIMATE PREPARED BY: John Basile, Financial Analyst

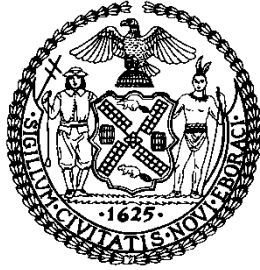
ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director
Chima Obichere, Unit Head
Rebecca Chasan, Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the full Council as Intro. No. 925 on May 9, 2018 and was referred to the Committee on For-Hire Vehicles (Committee). A hearing was held by the Committee on June 25, 2018, and the legislation was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 925-A, will be considered by the Committee on October 30, 2018. Upon a successful vote by the Committee, Proposed Intro. No. 925-A will be submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 25, 2018.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of the Fiscal Impact Statement for Int. No. 925-A:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION**

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO: 925-A

COMMITTEE: For-Hire Vehicles

TITLE: A local law to amend the administrative code of the city of New York, in relation to for-hire vehicles and commuter vans with a seating capacity greater than 20

SPONSORS: Council Members Williams, Miller, Chin, Yeger, Ampry-Samuel, Kallos, and Cohen

SUMMARY OF LEGISLATION: Proposed Intro. 925-A would amend the definition of “for-hire vehicle” to include vehicles that seat more than 20 passengers for the purposes of the enforcement authority of the New York City Taxi and Limousine Commission. This bill would also amend the definition of “commuter van” to make explicit that, for enforcement purposes, the definition of “commuter van” also includes vehicles that seat more than 20 passengers.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2020

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY20
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that this legislation would have no impact on expenditures since existing resources would be used by the administering agency to comply with this local law.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
Mayor’s Office of Legislative Affairs

ESTIMATE PREPARED BY: John Basile, Financial Analyst

ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director
Chima Obichere, Unit Head
Rebecca Chasan, Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the full Council as Intro. No. 925 on May 9, 2018 and was referred to the Committee on For-Hire Vehicles (Committee). A hearing was held by the Committee on June 25, 2018, and the legislation was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 925-A, will be considered by the Committee on October 30, 2018. Upon a successful vote by the Committee, Proposed Intro. No. 925-A will be submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 25, 2018.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 925-A:)

Int. No. 925-A

By Council Members Williams, Chin, Yeger, Ampry-Samuel, Cohen, Vallone and Holden.

A Local Law to amend the administrative code of the city of New York, in relation to for-hire vehicles and commuter vans with a seating capacity greater than 20

Be it enacted by the Council as follows:

Section 1. Subdivision g of section 19-502 of the administrative code of the city of New York, as amended by local law number 70 for the year 2001, is amended to read as follows:

g. "For-hire vehicle" means a motor vehicle carrying passengers for hire in the city, with a seating capacity of twenty passengers or less, not including the driver, other than a taxicab, coach, wheelchair accessible van, commuter van or an authorized bus operating pursuant to applicable provisions of law. For the purpose of this subdivision, "seating capacity" shall include any plain view location which is capable of accommodating a normal adult [is] as part of an overall seat configuration and design and is likely to be used as a seating position while the vehicle is in motion. *For purposes of the provisions of this chapter relating to prohibitions against the operation of an unauthorized for-hire vehicle and to the enforcement of such prohibitions and to the imposition of penalties for violations of such prohibitions and to the seizure and forfeiture of for-hire vehicles, the term shall also include any common carrier of passengers by motor vehicle not subject to licensure as a taxicab, commuter van, or wheelchair accessible van and not operating as an authorized bus line pursuant to applicable provisions of law regardless of the seating capacity of any such vehicle.*

§ 2. Subdivision p of section 19-502 of the administrative code of the city of New York, as added by local law number 115 for the year 1993, is amended to read as follows:

p. "Commuter van" means a commuter van service having a seating capacity of at least nine passengers but not more than twenty passengers or such greater capacity as the commission may establish by rule and carrying passengers for hire in the city duly licensed as a commuter van by the commission and not permitted to accept hails from prospective passengers in the street. For purposes of the provisions of this chapter relating to prohibitions against the operation of an unauthorized commuter van service or an unlicensed commuter van and to the enforcement of such prohibitions and to the imposition of penalties for violations of such prohibitions *and to the seizure and forfeiture of commuter vans*, the term shall also include any common carrier of passengers by motor vehicle not subject to licensure as a taxicab, for-hire vehicle, or wheelchair accessible van [or] *and not operating as an authorized bus line pursuant to applicable provisions of law regardless of the seating capacity of any such vehicle.* The commission shall submit to the council the text of any proposed rule relating to the maximum capacity of commuter vans at the time such proposed rule is published in the City Record.

§ 3. This local law takes effect immediately.

RUBEN DIAZ, Sr., *Chairperson*; YDANIS A. RODRIGUEZ, DEBORAH L. ROSE, PAUL A. VALLONE, JOSEPH C. BORELLI; Committee on For-Hire Vehicles, October 30, 2018. *Other Council Members Attending: Council Member Williams.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report of the Committee on Governmental Operations

Report for Int. No. 899-A

Report of the Committee on Governmental Operations in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to permitting the use of campaign funds for certain childcare expenses.

The Committee on Governmental Operations, to which the annexed proposed local law was referred on May 9, 2018 (Minutes, page 1830), respectfully

REPORTS:

I. INTRODUCTION

On October 30, 2018, the Committee on Governmental Operations, chaired by Council Member Fernando Cabrera, will hold a second hearing and vote on Proposed Int. No. 899-A, sponsored by Council Member Keith Powers, in relation to permitting the use of campaign funds for certain childcare expenses. This bill received a first hearing on June 19, 2018.

II. BACKGROUND

Women in Elected Office

In 1997, the U.S. ranked 52nd worldwide in terms of gender equity in national legislature and by 2017, the U.S. had fallen to 101st place.¹ Reviewing the numbers of women in elected offices across local, state and federal offices, gender equity appears to have plateaued; with fewer than one in every four elected offices held by a woman, today.² In New York City, only 11 out of 51 Council Members are women, one out of three Citywide elected officials is a woman (the Public Advocate), and only one of the five Borough Presidents is a woman. When women are elected to political office, they bring their life experience and crucial viewpoints that enhance public life: women legislators historically introduce more legislation that directly impact women, children, and families,³ introduce more legislation overall than their male counterparts, and are more likely to cross party lines to meet legislative objectives.⁴

¹ Ripley, Amanda, "What it will take for women to win." *Politico*. June 12, 2017. Accessed on June 7, 2018 at <https://www.politico.com/interactives/2017/women-rule-politics/>

² *Id.*

³ Thomas, Sue. "The Impact of Women on State Legislative Policies." *The Journal of Politics*, vol. 53, no. 4, 1991, pp. 958–976. JSTOR, www.jstor.org/stable/2131862.

⁴ Henderson, Nia-Malika. "White Men Are 31 Percent of the American Population. They Hold 65 Percent of All Elected Offices." *The Washington Post*. October 08, 2014. Accessed July 25, 2017.

In August 2017, the Women’s Caucus of the New York City Council published a report looking specifically at the lack of gender equity in the City Council, stating that while women and men win elections at roughly the same rates, systemic barriers exist that create a “political ambition gap.”⁵ Subject to social conditioning, women often underestimate their own qualifications when compared to men and more often choose to stay home than pursue careers. Another failure comes from the “political machine” itself: electoral gatekeepers often fail to reach out to women within their spheres of influence, and fail to encourage and communicate the very surmountable challenge of a political campaign. The Caucus report recommended more aggressive recruitment of women candidates and stronger mentoring efforts.

Childcare Costs and Elections

In order for candidates for election to be viable, there are enormous demands on their time. Campaign events, community meetings, fundraising and ‘shoe-leather’ activities like door knocking all require direct participation by the candidate. It can be difficult to devote the necessary time to these activities if the candidate is also responsible for the care of a child. For single parents and guardians, or for women for whom traditional gender roles have influenced them to prioritize childcare, this responsibility can make the process of running for elective office prohibitively difficult, unless another means of support can be found.

In 2018, a candidate in the 2nd Congressional District of New York requested an advisory opinion from the Federal Election Commission (‘FEC’) to authorize her campaign committee to use campaign funds to pay for certain childcare expenses. Prior to becoming a candidate, she worked from home as a consultant, caring for her children full time while her husband worked out of the house full time. In her request, she explained that she needed childcare for the week, since she was previously the provider, and for evenings and weekends, so she could devote the time necessary to run a campaign. In May of 2018, the FEC issued an advisory opinion approving the use of that candidate’s campaign funds, provided it was for the purpose described and in the manner described by the candidate, since the expense “would not exist irrespective of your election campaign.”⁶ While this was not the first time the FEC has approved the use of campaign funds for childcare⁷ it was notable for the expanded permission it provided to the candidate, albeit with the caveat that the approval was limited to the facts presented.

In New York City, the Campaign Finance Act expressly forbids the “conversion” of campaign funds for “personal use which is unrelated to a political campaign” and lists “childcare costs” among the enumerated expenditures that would not be in furtherance of a political campaign for elective office.⁸ There remains a serious concern with preventing the abuse of campaign funds, even those funds that are not publicly provided, by converting them to personal use. However, in preventing such abuse, the City’s campaign finance laws may be unintentionally making it more difficult for parents personally providing childcare to run for elective office, most of whom are likely women.

III. LEGISLATIVE ANALYSIS

Proposed Int. No. 899-A

Proposed Int. No. 899-A (Powers) would permit campaign funds, but not public money, to be used for certain childcare costs for children under thirteen years of age when such childcare costs would not exist but for the campaign. Such funds could be expended in the year of election, or the year immediately preceding the year of election, after filing a statement of eligibility with the Campaign Finance Board. Since introduction the bill has been amended to:

⁵ Women’s Caucus at the New York City Council. “Not making it here: Why are women underrepresented in the New York City Council?” August 24, 2017. Accessed on June 7, 2018.

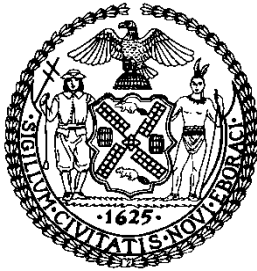
⁶ Federal Election Commission, Advisory Opinion 2018-06, May 10, 2018, available at: <https://www.fec.gov/files/legal/aos/2018-06/2018-06.pdf>

⁷ See also FEC Advisory Opinion 1995-42

⁸ NYC Administrative Code §3-702(21)(b)

- Clarify that the term ‘childcare services’ is to cover childcare services that would not exist but for the campaign or childcare services that are needed when the candidate has experienced a significant loss of salary or wage earnings that would not have occurred but for the campaign.
- Clarify that the period in which such expenditures can be made is the election year or the year immediately preceding the election year.
- Reduce the information that must be included with a candidate’s statement, so as not to include information on proposed or planned expenditures. Candidates would now merely have to demonstrate eligibility.
- Exempt childcare expenses from the expenditure limit for the first \$20,000 spent in the election year, although any amount spent beyond that would count against such limit. Such exemption amount would increase in subsequent cycles based on the inflation rate, as measured by the Consumer Price Index.
- Clarify that candidates who receive childcare services without the expenditure of campaign funds are not receiving an in-kind contribution.
- Require the candidate disclosure software, C-SMART, to provide notice to users, when entering childcare expenditures, of the requirement to obtain an approved statement of childcare eligibility.
- Require the Campaign Finance Board to provide candidates with information and guidance on allowable expenditures.
- Establish an enactment date of 120 days for most of the law’s provisions, and a later enactment date of one year for the disclosure software provision.
- Clarify that if the law goes into effect on a date prior to which the Mayor had proclaimed a special election, then the bill’s terms shall not apply to such special election.

(The following is the text of the Fiscal Impact Statement for Int. No. 899-A:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO. 899-A

COMMITTEE: Governmental Operations

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to permitting the use of campaign funds for certain childcare expenses.

SPONSORS: Council Members Powers, Cumbo, Ayala, Levine, Torres, Rosenthal, Brannan, Moya, Van Bramer, Cabrera, Holden, Koslowitz, Rivera, Constantinides, Lander, Chin, Adams, Lancman, Levin, Williams, Richards, Reynoso, Menchaca, Ampry-Samuel, Rose, and Perkins

SUMMARY OF LEGISLATION: Proposed Int. No. 899-A would permit campaign funds, but not public matching funds, to be spent on certain childcare services for children under 13 years of age in an election year and the year immediately preceding an election year when the need for such services would not exist but for the campaign. Such childcare expenses would be exempted from the expenditure limit for the first \$20,000 spent in the election year, but would count against such limit thereafter. The bill would also require that the Campaign Finance Board’s disclosure software notify users of the requirements of this bill.

EFFECTIVE DATE: This local law would take effect 120 days after it becomes law, but shall not apply to any special election proclaimed by the Mayor prior to such date, except for the provision about the notices in the disclosure software which would take effect one year after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2020

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY20
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation. Public matching funds will remain ineligible to be spent on childcare services, and any campaign funds spent on such expenses will be sourced from private contributions.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCES OF INFORMATION: New York City Council Finance Division
Campaign Finance Board

ESTIMATE PREPARED BY: Zachary Harris, Legislative Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel
John Russell, Unit Head
Nathan Toth, Deputy Director

LEGISLATIVE HISTORY: This legislation was introduced to the Council as Intro. No. 899 on May 9, 2018 and referred to the Committee on Governmental Operations. A joint hearing was held by the Committee on Governmental Operations and the Committee on Women on June 19, 2018 and the legislation was laid over. The legislation was subsequently amended and the amended legislation, Proposed Intro. No. 899-A, will be considered by the Committee on Governmental Operations on October 30, 2018. Upon a successful vote by the Committee, Proposed Intro. No. 899-A will be submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 24, 2018.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 899-A:)

Int. No. 899-A

By Council Members Powers, Cumbo, Ayala, Levine, Torres, Rosenthal, Brannan, Moya, Van Bramer, Cabrera, Holden, Koslowitz, Rivera, Constantinides, Lander, Chin, Adams, Lancman, Levin, Williams, Richards, Reynoso, Menchaca, Ampry-Samuel, Rose, Perkins, Cohen and Miller.

A Local Law to amend the administrative code of the city of New York, in relation to permitting the use of campaign funds for certain childcare expenses

Be it enacted by the Council as follows:

Section 1. Subparagraphs 11 and 12 of paragraph a of subdivision 21 of section 3-702 of the administrative code of the city of New York, subparagraph 11 as amended by, and subparagraph 12 as added by, local law 190 for the year 2016, are amended and a new subparagraph 13 is added, to read as follows:

11. Food and beverages provided to campaign workers and volunteers; [and]

12. Expenditures to facilitate, support, or otherwise assist in the execution or performance of the duties of public office[.]; *and*

13. *Childcare services, provided that: (i) the candidate has received an approved statement of campaign childcare eligibility, pursuant to subdivision 23 of this section, demonstrating that such services are for a child or children under thirteen years of age for whom the candidate is a primary caregiver and that either the need for such services would not exist but for the campaign or the candidate has experienced a significant loss of salary or wage earnings that would not have occurred but for the campaign; and (ii) that expenditures for such services may only be incurred during the calendar year of the election, and the year immediately preceding the calendar year of the election, and may not be incurred after such election is held.*

§ 2. Subparagraph 6 of paragraph b of subdivision 21 of section 3-702 of the administrative code of the city of New York is amended to read as follows:

6. Tuition payments and childcare costs, *except as permitted by subparagraph 13 of paragraph a of this subdivision;*

§ 3. Section 3-702 of the administrative code of the city of New York is amended by adding a new subdivision 23 to read as follows:

23. *The term “approved statement of campaign childcare eligibility” shall mean a statement submitted by the candidate, and approved by the board, demonstrating eligibility for childcare services consistent with the requirements of subparagraph 13 of paragraph a of subdivision 21 of this section. Such statement shall be submitted to the board before any childcare services expenditures are incurred and shall be approved or denied by the board within 10 days of submission, provided that a candidate may submit additional statements if denied or if a change in need occurs. At the time of approval of such statement, the board shall provide such candidate with information and guidance on allowable childcare services expenditures.*

§ 4. Subdivision 8 of section 3-702 of the administrative code of the city of New York, as amended by local law 60 for the year 2004, is amended to read as follows:

8. The term “contribution” shall mean: (a) any gift, subscription, advance, or deposit of money or any thing of value, made in connection with the nomination for election, or election, of any candidate; (b) any funds received by a political committee from another political committee to the extent such funds do not constitute a transfer; (c) any payment, by any person other than a candidate or a political committee authorized by the candidate, made in connection with the nomination for election, or election, of any candidate, including but not limited to compensation for the personal services of any individual which are rendered in connection with a candidate's election or nomination without charge; provided however, that none of the foregoing shall be deemed a contribution if it is made, taken or performed by a person or a political committee independent of the candidate or his or her agents or political committees authorized by such candidate pursuant to section 14-112 of the New York state election law. For purposes of this subdivision, the term “independent of the candidate or his or her agents or political committees authorized by such candidate pursuant to section 14-112 of the New York state election law” shall mean that the candidate or his or her agents or political committees so authorized by such candidate did not authorize, request, suggest, foster or cooperate in any such activity; and provided further, that the term “contribution” shall not include:

(i) the value of services provided without compensation by individuals who volunteer a portion or all of their time on behalf of a candidate or political committee,

(ii) the use of real or personal property and the cost of invitations, food and beverages voluntarily provided by an individual to a candidate or political committee on the individual's residential premises for candidate-related activities to the extent such services do not exceed five hundred dollars in value, and

(iii) the travel expenses of any individual who on his or her own behalf volunteers his or her personal

services to any candidate or political committee to the extent such expenses are unreimbursed and do not exceed five hundred dollars in value.

A loan made to a participating candidate or his or her principal committee, or a non-participating candidate or his or her authorized committees other than in the regular course of the lender's business shall be deemed, to the extent not repaid by the date of the first covered election in which such candidate is governed by this chapter following the date of the loan, a contribution by the lender. A loan made to a participating candidate or his or her principal committee, or a non-participating candidate or his or her authorized committees in the regular course of the lender's business shall be deemed, to the extent not repaid by the date of the first covered election in which the candidate is governed by this chapter following the date of the loan, a contribution by the obligor on the loan and by any other person endorsing, cosigning, guaranteeing, collateralizing or otherwise providing security for the loan. *Childcare services for which the candidate has received an approved statement of campaign childcare eligibility, but for which there is no campaign expenditure, shall not be deemed an in-kind contribution if rendered below cost.*

§ 5. Paragraphs (k) and (l) of subdivision 2 of section 3-704 of the administrative code of the city of New York, paragraph (k) as amended by, and paragraph (l) as added by, local law 190 for the year 2016, are amended and a new paragraph (m) is added, to read as follows:

(k) payments made through advances, except in the case of individual purchases in excess of two hundred fifty dollars; [or]

(l) expenditures to facilitate, support, or otherwise assist in the execution or performance of the duties of public office[.]; or

(m) *childcare services.*

§ 6. Section 3-706 of the administrative code of the city of New York, is amended by adding a new subdivision 5 to read as follows:

5. (a) *Expenditures for childcare services made pursuant to subparagraph 13 of paragraph a of subdivision 21 of section 3-702 for an aggregate amount of \$20,000 or less shall not be limited by the expenditure limitation of paragraph a of subdivision 1 of this section, provided that any aggregate amount in excess of \$20,000 shall be limited by such paragraph.*

(b) *Not later than the first day of March in the year two thousand twenty-two and every fourth year thereafter the campaign finance board shall (i) determine the percentage difference between the average over a calendar year of the consumer price index for the metropolitan New York-New Jersey region published by the United States bureau of labor statistics for the twelve months preceding the beginning of such calendar year and the average over the calendar year two thousand eighteen of such consumer price index; (ii) adjust each expenditure limitation applicable pursuant to this subdivision by the amount of such percentage difference to the nearest thousand dollars; and (iii) publish such adjusted expenditure limitation in the City Record. Such adjusted expenditure limitation shall be in effect for any election held before the next such adjustment.*

§ 7. Paragraph (b) of subdivision 7 of section 3-708 of the administrative code of the city of New York, as amended by local law 182 for the year 2016, is amended to read as follows:

(b) The board shall develop a program for informing candidates and the public as to the purpose and effect of the provisions of this chapter. The board shall prepare and make available educational materials, including compliance manuals and summaries and explanations of the purposes and provisions of this chapter. These materials shall be prepared in plain language. The board shall prepare and make available materials, including, to the extent feasible, computer software, to facilitate the task of compliance with the disclosure and record-keeping requirements of this chapter. When disclosure reports are generated by use of the board's disclosure software, the board shall provide an opportunity for candidates to test their electronic filings on any of the three business days prior to the deadline for the filing of such disclosure reports. Any disclosure software issued by the board on or after January 1, 2008 shall enable users to meet their electronic disclosure obligations under this chapter and under article 14 of the election law, provided that if such disclosure software does not enable users to meet their electronic disclosure obligations under article 14 of the election law then the board shall, upon the request of any user, prepare and deliver to the user an individual electronic file that enables the user to meet such obligations in a timely manner, and, for every date upon which disclosure filings are due from candidates and such disclosure software does not have such functionality, report to the council, mayor and users the cause for such disclosure software not enabling users to meet such obligations and the date upon

which such disclosure software is expected to have such functionality. *Such disclosure software shall provide a notice to any user that enters an expenditure for childcare services, pursuant to subparagraph 13 of paragraph a of subdivision 21 of section 3-702, advising such user of the requirement to obtain an approved statement of campaign childcare eligibility prior to incurring such expenditures.*

§ 8. Sections one, two, three, four, five, and six take effect 120 days after they become law, except that they shall not be deemed to be in effect for any special election proclaimed by the mayor prior to such date. Section seven takes effect one year after it becomes law. The campaign finance board may take all actions necessary for the implementation of this local law, including the promulgation of rules, prior to such effective dates.

FERNANDO CABRERA, *Chairperson*; YDANIS A. RODRIGUEZ, BEN KALLOS, ALAN N. MAISEL, BILL PERKINS, KEITH POWERS, KALMAN YEGER; Committee on Governmental Operations, October 30, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report of the Committee on Housing and Buildings

Report for Int. No. 465-A

Report of the Committee on Housing and Buildings in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to conducting education and outreach regarding single-occupant toilet room requirements.

The Committee on Housing and Buildings, to which the annexed proposed amended local law was referred on February 14, 2018 (Minutes, page 677), respectfully

REPORTS:

Introduction

On October 31, 2018, the Committee on Housing and Buildings, chaired by Robert E. Cornegy, Jr., will hold a hearing on Proposed Int. No. 465-A, Proposed Int. No. 644-A and Proposed Int. No. 836-A. The Committee originally heard these bills on June 12, 2018 and received testimony from representatives of the Department of Buildings (DOB), the New York City Fire Department (FDNY), members of the real estate industry, business owners and other interested members of the public. More information about these bills is available with the materials for that hearing, which can be accessed online at <https://on.nyc.gov/2PxeadG>.

Proposed Int. No. 465-A

Proposed Int. No. 465-A would amend the administrative code by requiring the DOB commissioner to establish and implement an education and outreach program to increase awareness of the existing requirement that single-occupant toilet rooms be available for use by persons of any gender, as well as the related posting and signage requirements for such toilet rooms. Such program must include, at a minimum, educational

materials available to owners required to comply with the requirements and on DOB's website in English and the six languages most commonly spoken by limited English proficient individuals in the City; and linguistically and culturally competent outreach tailored to such owners. The DOB commissioner must seek the cooperation of certain other City agencies. The commissioner would also be required to submit to the Mayor and Speaker of the Council, and post on DOB's website, an annual report on the implementation and efficacy of the program.

This legislation would take effect 180 days after enactment.

Proposed Int. No. 644-A

Proposed Int. No. 644-A would expand the Building Code's carbon monoxide detector requirements to all business and mercantile spaces in the City.

This legislation would take effect 270 days after enactment.

Proposed Int. No. 836-A

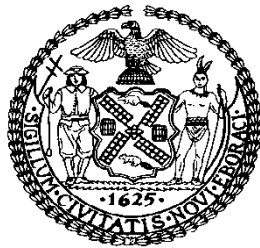
Proposed Int. No. 836-A would consolidate operations for the approval processes for alternative automatic fire extinguishing systems, fire alarm systems, emergency alarm systems, fire department in building auxiliary radio communication systems and fire protection plans.

The legislation would take effect 180 days after enactment.

Update

On October 31, 2018, the Committee adopted this legislation. Accordingly, the Committee recommends its adoption.

(The following is the text of the Fiscal Impact Statement for Int. No. 465-A:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 465-A

COMMITTEE: Housing and Buildings

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to conducting education and outreach regarding single-occupant toilet room requirements

SPONSOR: Council Members Dromm, Kallos, Rosenthal, Lander and Constantinides

SUMMARY OF LEGISLATION: Proposed Intro. No. 465-A would require the Department of Buildings (DOB), in conjunction with the Mayor's Office of Immigrant Affairs (MOIA), the Commission on Human Rights (CCHR), the Department of Consumer Affairs (DCA), the Department of Health and Mental Hygiene (DOHMH), the Department of Small Business Services (SBS), and the Department of Citywide Administrative Services (DCAS), to conduct education and outreach, tailored to business owners, that details single-occupant toilet room requirements, and corresponding posting and signage requirements. This

information would be publically accessible on DOB’s website. The legislation would also require DOB to submit an annual report by April 1 of each year until 2023 to the Council and the Mayor, and post the report on its website, that details information on the education and outreach conducted and the number of business owners reached, the number of complaints reported to 311 for failure to make single-occupant toilet rooms available for use by persons of any sex, the number of violations and penalties issued and imposed as a result of such violations, and whether subsequent inspections were conducted by DOB to ensure compliance with single-occupant toilet room requirements.

EFFECTIVE DATE: Section one of this local law would take effect immediately. Sections two and three of this local law would take effect 180 days after it becomes law, except that the Commissioner of Buildings and the Commissioner on Human Rights may take such measures as are necessary for its implementation, including the promulgation of rules, before its effective date. Section four of this local law would take effect immediately and is deemed repealed five years after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2020

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY20
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation because existing resources would be used by DOB, MOIA, CCHR, DCA, DOHMH, SBS, and DCAS to implement the provisions of this local law.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATED REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the full Council on February 14, 2018 as Intro. No. 465 and was referred to the Committee on Housing and Buildings (Committee). A hearing was held by the Committee on June 12, 2018, and the bill was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 465-A, will be considered by the Committee on October 31, 2018. Following a successful Committee vote, the bill will be submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 26, 2018.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 465-A:)

Int. No. 465-A

By Council Members Dromm, Kallos, Rosenthal, Lander, Constantinides and Chin.

A Local Law to amend the administrative code of the city of New York, in relation to conducting education and outreach regarding single-occupant toilet room requirements

Be it enacted by the Council as follows:

Section 1. By no later than December 31, 2019, an agency designated by the mayor, shall certify to the speaker of the council and the mayor that all buildings owned or leased by the city comply with sections 403.2.1 and 403.4 of the New York city plumbing code.

§ 2. Chapter 1 of title 8 of the administrative code of the city of New York is amended to add a new section 8-133 to read as follows:

§ 8-133 Education and outreach regarding single-occupant toilet room requirements. The commission on human rights, in conjunction with the department of buildings, shall conduct outreach to the public at large regarding single-occupant toilet room requirements, which shall, at a minimum, include educational materials to inform transgender and gender non-conforming individuals of a building owner's required compliance with sections 403.2.1 and 403.4 of the New York city plumbing code and the violations and penalties that result from non-compliance with such sections. Such materials shall be available in the designated citywide languages as defined in section 23-1101 and shall include a statement that any non-compliance with such sections may be reported to 311 and shall be posted on the commission's website.

§ 3. Chapter 1 of title 28 of the administrative code of the city of New York is amended to add a new section 28-103.32 to read as follows:

§ 28-103.32 Education and outreach regarding single-occupant toilet room requirements. *The department, in conjunction with (i) the mayor's office of immigrant affairs, (ii) the commission on human rights, (iii) the department of consumer affairs, (iv) the department of health and mental hygiene, (v) the department of small business services, (vi) the department of citywide administrative services and (vii) any other office or agency designated by the mayor, shall conduct education and outreach to increase awareness of sections 403.2.1 and 403.4 of the New York city plumbing code, regarding single-occupant toilet room requirements. Such education and outreach shall be tailored to business owners, and shall, at a minimum, include educational materials concerning such single-occupant toilet room requirements and the related posting and signage requirements, including samples of acceptable signage. Such materials and sample signage shall be available in the designated citywide languages as defined in section 23-1101. Information concerning such requirements shall also be made available on the department's website.*

§ 4. Chapter 1 of title 28 of the administrative code of the city of New York is amended to add a new section 28-103.32.1 to read as follows:

§ 28-103.32.1 Reporting. *By no later than April 1, 2019, and annually thereafter until April 1, 2023, the commissioner of buildings shall submit to the mayor and the speaker of the council, and post on the department's website, a report on:*

- 1. The education and outreach conducted as required by section 28-103.32 including a description of how such outreach was conducted and the number of business owners reached through the outreach;*

2. *The number of complaints related to sections 403.2.1 and 403.4 of the New York city plumbing code reported to 311, disaggregated by online complaints and phone complaints;*
3. *The number of violations issued as a result of such complaints;*
4. *The total amount of penalties imposed as a result of such violations for the immediately preceding year; and*
5. *Whether subsequent inspections were conducted by the department to ensure future compliance with such sections of the New York city plumbing code.*

The reports required pursuant to this section shall remain permanently accessible on the department's website.

§ 5. Section one of this local law takes effect immediately. Sections two and three of this local law take effect 180 days after it becomes law, except that the commissioner of buildings and the commissioner on human rights may take such measures as are necessary for its implementation, including the promulgation of rules, before its effective date. Section four of this local law takes effect immediately and is deemed repealed five years after it becomes law.

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for Int. No. 644-A

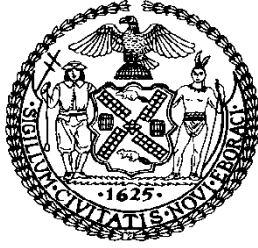
Report of the Committee on Housing and Buildings in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York and the New York city building code, in relation to requiring carbon monoxide detectors in commercial spaces.

The Committee on Housing and Buildings, to which the annexed proposed amended local law was referred on March 7, 2018 (Minutes, page 1005), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 465-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 644-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 644-A

COMMITTEE: Housing and Buildings

TITLE: A Local Law to amend the administrative code of the city of New York and the New York city building code, in relation to requiring carbon monoxide detectors in commercial spaces.

SPONSOR: Council Members Eugene, Kallos, Rosenthal and Constantinides

SUMMARY OF LEGISLATION: Proposed Intro. No. 644-A would amend the building code to require, that by January 2, 2021, existing mercantile spaces in the City be equipped with carbon monoxide detectors.

EFFECTIVE DATE: This local law would take effect 270 days after it becomes law, except that the Commissioner of Buildings may take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2020

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY20
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is estimated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation because non-City entities would bear the costs of installing carbon monoxide detectors in mercantile occupancies in accordance with the legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATED REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the full Council on March 7, 2018 as Intro. No. 644 and was referred to the Committee on Housing and Buildings (Committee). A hearing was held by the Committee on June 12, 2018, and the bill was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 644-A, will be considered by the Committee on October 31, 2018.

Following a successful Committee vote, the bill will be submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 22, 2018.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 644-A:)

Int. No. 644-A

By Council Members Eugene, Kallos, Rosenthal, Constantinides and Chin.

A Local Law to amend the administrative code of the city of New York and the New York city building code, in relation to requiring carbon monoxide detectors in commercial spaces

Be it enacted by the Council as follows:

Section 1. Article 315 of chapter 3 of title 28 of the administrative code of the city of New York is amended to add a new section 28-315.11 to read as follows:

28-315.11 Buildings that are equipped with a fire alarm system and that contain Group A-1, A-2, A-3, Group B or Group M occupancies. *By January 1, 2021, existing buildings equipped with a fire alarm system and that contain group A-1, A-2 or A-3, Group B or Group M occupancies shall comply with the retroactive requirements of section 908.7.3.1 of the New York city building code.*

§ 2. Section 908.7.3 of the New York city building code, as amended by local law number 10 for the year 2014, is amended to read as follows:

908.7.3 Buildings that are equipped with a fire alarm system and that contain Group A-1, A-2, A-3₁ [or certain] Group B or Group M occupancies. Listed carbon monoxide detectors shall be installed in buildings that are equipped with a fire alarm system and that contain Group A-1, A-2 or A-3₁ [occupancies or assembly spaces classified as] Group B or Group M occupancies [in accordance with Section 303.1, Exception 1]. Such carbon monoxide detectors installed pursuant to this section shall have built-in sounder bases, shall transmit a signal to a central supervising station and shall be permitted to initiate an audible and visual supervisory alarm at a constantly attended location. The department shall adopt rules and/or reference standards (i) governing the installation and location of carbon monoxide detectors, provided that such detectors shall be required within rooms containing carbon-monoxide producing equipment [.] and (ii) addressing the installation of such detectors or any alternative means of compliance in existing buildings.

Exception: Carbon monoxide detectors shall not be required in kitchens.

908.7.3.1 Retroactive provisions for existing buildings. *Notwithstanding any other provision of law, listed carbon monoxide detectors shall be installed in existing buildings that are equipped with a fire alarm system and that contain group A-1, A-2, A-3, Group B or Group M occupancies in accordance with Section 908.7.3 by January 1, 2021.*

§ 3. This local law takes effect 270 days after it becomes law, except that the commissioner of buildings may take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for Int. No. 836-A

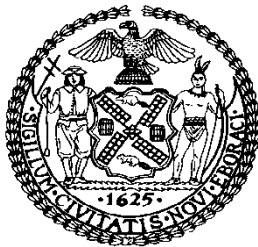
Report of the Committee on Housing and Buildings in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, the New York city building code, the New York city mechanical code and the New York city fire code, in relation to approval processes for alternative automatic fire extinguishing systems, fire alarm systems, emergency alarm systems, fire department in-building auxiliary radio communication systems and fire protection plans.

The Committee on Housing and Buildings, to which the annexed proposed amended local law was referred on April 25, 2018 (Minutes, page 1619), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 465-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 836-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 836-A

COMMITTEE: Housing and Buildings

TITLE: A Local Law to amend the administrative code of the city of New York, the New York city building code, the New York city mechanical code and the New York city fire code, in relation to approval processes for alternative automatic fire extinguishing systems, fire alarm systems, emergency alarm systems, fire department in building auxiliary radio communication systems and fire protection plans.

SPONSORS: Council Members Cornegy, Kallos and Constantinides (by request of the Mayor)

SUMMARY OF LEGISLATION: Proposed Intro. No. 836-A would consolidate and simplify the processes for reviewing and approving the installation and alteration of alternative automatic fire extinguishing systems, the installation and alteration of fire alarm systems, and the finalization of fire protection plans by consolidating these processes under the Fire Department (FDNY), eliminating the requirement to file with the Department of Buildings (DOB). The current approval process for alternative automatic fire extinguishing systems, includes multiple steps for small business owners at both DOB and the FDNY.

EFFECTIVE DATE: This local law would take effect 180 days after it becomes law and would apply to applications for approval submitted on or after such effective date, except that prior to such effective date the Commissioner of Buildings and the Fire Commissioner may promulgate rules or take other actions to implement this local law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2020

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY20
Revenues	(\$1,376,050)	(\$5,504,203)	(\$5,504,203)
Expenditures	\$0	\$0	\$0
Net	(\$1,376,050)	(\$5,504,203)	(\$5,504,203)

IMPACT ON REVENUES: Based on the current volume of applications for approval of alternative automatic fire extinguishing systems, fire alarm systems, and fire protection plans, it is estimated that the elimination of DOB filing fees for each of these applications would reduce revenue by \$7,319,203 annually. The FDNY currently processes about 9,800 applications for approval for covered buildings annually and estimates a 15 percent increase in the number of applications it will process. It is estimated that the addition of fees for the filing, review, and approval process for alternative automatic fire extinguishing systems, fire alarm systems, and fire protection plans under the FDNY would increase revenue by \$1,815,000 annually. Collectively, the net fiscal impact resulting from the elimination of DOB filing fees and the addition of FDNY filing fees is expected to reduce revenue by \$1,376,050, prorated for the last quarter of Fiscal 2019, and \$5,504,203 annually thereafter and in the outyears.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation because existing resources would be used by DOB and FDNY to implement the provisions of this local law.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: General Fund

SOURCE OF INFORMATION: New York City Council Finance Division
New York City Fire Department
New York City Department of Buildings
New York City Office of Management and Budget
New York City Department of Small Business Services
Mayor's Office of Legislative Affairs

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATED REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the full Council on April 25, 2018 as Intro. No. 836 and was referred to the Committee on Housing and Buildings (Committee). A hearing was held by the Committee on June 12, 2018, and the bill was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 836-A, will be considered by the Committee on October 31, 2018.

Following a successful Committee vote, the bill will be submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 25, 2018.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 836-A:)

Int. No. 836-A

By Council Members Cornegy, Kallos and Constantinides (by request of the Mayor).

A Local Law to amend the administrative code of the city of New York, the New York city building code, the New York city mechanical code and the New York city fire code, in relation to approval processes for alternative automatic fire extinguishing systems, fire alarm systems, emergency alarm systems, fire department in-building auxiliary radio communication systems and fire protection plans.

Be it enacted by the Council as follows:

Section 1. Item 5 of section 28-103.1 of the administrative code of the city of New York, as amended by local law number 141 for the year 2013, is amended to read as follows:

5. The installation and testing of fire alarm systems, smoke-detecting and carbon monoxide detecting devices that are interconnected with a fire alarm system or monitored by a central station, [and] *alternative automatic fire extinguishing systems, including but not limited to fire extinguishing systems for commercial cooking [appliances] equipment, and fire protection plans;*

§ 2. Section 28-103.1.1 of the administrative code of the city of New York, as amended by local law number 141 for the year 2013, is amended to read as follows:

§ 28-103.1.1 Installation of equipment required by the New York city fire code. Where the installation of exit signs, emergency means of egress illumination, special mechanical ventilation, [and] sprinkler systems, [and] fire alarm systems *and alternative automatic fire extinguishing systems* is required by the New York city fire code, the fire commissioner shall require such installations to be in accordance with this code.

§ 3. Item 10 of section 28-105.2 of the administrative code of the city of New York, as renumbered and amended by local law number 141 for the year 2013, is amended to read as follows:

10. Fire protection and suppression system permits: for the installation and alteration of fire protection and suppression systems, including [but not limited to] sprinkler systems[,] *and* standpipe systems[, non-water systems, and fire suppression systems for commercial cooking equipment]. Such permits shall include permits for limited sprinkler alterations and limited standpipe alterations.

§ 4. Item 7 of section 28-105.4 of the administrative code of the city of New York is renumbered item 9 and new items 7 and 8 are added, to read as follows:

7. *The installation, alteration or removal of alternative automatic fire extinguishing systems, including but not limited to fire extinguishing systems for commercial cooking equipment, subject to the approval of the fire department in accordance with section 105 of the New York city fire code.*

8. *The installation, alteration or removal of fire alarm systems, emergency alarm systems and fire department in-building auxiliary radio communication systems, subject to the approval of the fire department in accordance with the requirements of this code. Such work shall be submitted in accordance with the rules and regulations of the fire department.*

§ 5. Section 28-109.1 of the administrative code of the city of New York, as added by local law number 33 for the year 2007, is amended to read as follows:

28-109.1. Fire protection plan required for covered buildings. New building and alteration applications for covered buildings as set forth in section 28-109.2 shall include a fire protection plan prepared by or under the supervision of a registered design professional who shall professionally certify such plan. Such plan shall be *submitted for review and [approved] approval* by [the department and] the fire department *for compliance with this code* prior to issuance of a certificate of occupancy, a temporary certificate of occupancy or a letter of completion, as applicable. *The fire protection plan shall be submitted in accordance with the rules and regulations of the fire department.*

Exception: No fire protection plan shall be required for an alteration that meets all three of the following requirements:

1. The alteration does not involve a change of use or occupancy;
2. The alteration does not exceed one million dollars; and
3. The alteration does not create an inconsistency with a previously approved fire protection plan.

§ 6. Section 107.9.2 of the New York city building code, as renumbered by local law number 141 for the year 2013, is amended to read as follows:

107.9.2 Alternative automatic fire-extinguishing systems. [Alternative] *Notwithstanding any other provision of this code, design and installation documents for the installation of alternative automatic fire-extinguishing systems [plans] shall [comply with Section 904.1.1.] be filed with and reviewed by the Fire Department for compliance with this code, the New York City Fire Code and other applicable laws and regulations in accordance with Section 105 of the New York City Fire Code.*

§ 7. Section 402.3 of the New York city building code, as amended by local law number 141 for the year 2013, is amended to read as follows:

402.3 Fire protection plan. A fire protection plan shall be provided to [the department and] the Fire Department pursuant to Article 109 of Title 28.

§ 8. Section 903.1.1 of the New York city building code, as added by local law number 33 for the year 2007, is amended to read as follows:

903.1.1 Alternative protection. Where [the discharge of water would be hazardous] *permitted by the New York City Fire Code, the Fire Department may approve the installation of alternative automatic fire-extinguishing systems complying with [Section 904 shall be permitted] this code and the New York City Fire Code in lieu of automatic sprinkler protection [where recognized by the applicable standard and approved by the commissioner].*

§ 9. Section 903.2.11.9 of the New York city building code, as renumbered by local law number 141 for the year 2013, is amended to read as follows:

903.2.11.9 Commercial cooking operations. An automatic sprinkler system shall not be installed in a commercial kitchen exhaust hood and duct system. Fire-extinguishing systems shall be installed in commercial cooking systems in accordance with [Section 904.11] *this code and the New York City Fire Code*.

§ 10. Section 903.3.1.1.1 of the New York city building code, as amended by local law number 141 for the year 2013, is amended to read as follows:

903.3.1.1.1 Exempt locations protected by other means. [Automatic] *When approved by the Fire Department, automatic* sprinklers shall not be required in [the following rooms or areas where such] rooms or areas [are] protected with an approved automatic fire detection system in accordance with Section 907.2 that will respond to visible or invisible particles of combustion, and an alternative *automatic fire-extinguishing* system in accordance with [Section 904] *this code and the New York City Fire Code*. Sprinklers shall not be omitted from any room merely because it is [damp,] of fire-resistance-rated construction or contains electrical equipment. [1. Any room where the application of water, or flame and water, constitutes a serious life or fire hazard. 2. Any room or space where sprinklers are considered undesirable because of the nature of the contents, when approved by the commissioner. 3. Generator and] *This exemption shall not apply to a generator or transformer [rooms] room unless, in addition to the above requirements, such room is separated from the remainder of the building by walls and floor/ceiling or roof/ceiling assemblies having a fire-resistance rating of not less than 2 hours [where the generator is not using], and the generator in such room shall not use high pressure flammable gas in excess of 15 [psi] psig ([103.4] 103 kPa gauge).*

§ 11. Section 903.3.3 of the New York city building code, as added by local law number 33 for the year 2007, is amended to read as follows:

903.3.3 Obstructed locations. Automatic sprinklers shall be installed with due regard to obstructions that will delay activation or obstruct the water distribution pattern. Automatic sprinklers shall be installed in or under covered kiosks, displays, booths, concession stands, or equipment that exceeds 4 feet (1219 mm) in width. Not less than a 3-foot (914 mm) clearance shall be maintained between automatic sprinklers and the top of piles of combustible fibers.

Exception: Kitchen equipment under exhaust hoods protected with a fire-extinguishing system in accordance with [Section 904] *this code and the New York City Fire Code*.

§ 12. Sections 904.2 and 904.2.1 of chapter 9 of the New York city building code, as amended by local law number 141 for the year 2013, are amended to read as follows:

904.2 Where required. Automatic fire-extinguishing systems installed as an alternative to the required automatic sprinkler systems of Section 903 shall be approved by the [commissioner] *Fire Department*. Automatic fire-extinguishing systems shall not be considered alternatives for the purposes of exceptions or reductions allowed by other requirements of this code.

[Exception: Automatic fire-extinguishing systems installed in Group H occupancies as an alternative to the required automatic sprinkler systems of Section 903 shall be approved by the fire commissioner.]

904.2.1 Hood system suppression. Each required commercial kitchen exhaust hood and duct system required by [the *New York City Fire Code* or] Chapter 5 of the *New York City Mechanical*

Code to have a Type I hood shall be protected with an [approved] automatic fire-extinguishing system installed in accordance with this code *and the New York City Fire Code*.

§ 13. Section 907.1 of the New York City building code, as added by local law number 33 for the year 2007, is amended to read as follows:

907.1 General. This section covers the application, installation, performance and maintenance of fire alarm systems and their components. Systems shall be designed and installed in accordance with NFPA 72 as modified in Appendix Q and the New York City Electrical Code. *Systems shall be tested and maintained in accordance with this code and the New York City Fire Code.*

§ 14. Section 907.1.1 of the New York city building code, as amended by local law number 141 for the year 2013, is amended to read as follows:

907.1.1. Construction documents. Construction documents for fire alarm systems shall be submitted for review and approval to [the department and] the Fire Department prior to system installation. Construction documents shall include, but not be limited to, all of the following:

1. A floor plan that indicates the use of all rooms.
2. Locations of alarm-initiating devices.
3. Locations of alarm notification appliances, including candela ratings for visible alarm notification appliances.
4. Location of fire command center, fire alarm control units, transponders and notification power supplies.
5. Location of remote annunciators.
6. Location of all primary, secondary and local sources of power.
7. Fire alarm riser diagram showing all fire alarm devices indicated on the floor plans. Quantities of devices on the floor plans shall match the quantities indicated on the riser diagram. Riser diagram shall include shall include class and style of circuits and levels of survivability. The riser diagram shall show the interface of fire safety control functions.
8. Copies of any variances granted by the department or the Fire Department.
9. Legend of all fire alarm symbols and abbreviations used.
10. Design criteria for fire alarm audibility in various occupancies indicated on plans.
11. Fire alarm sequence of operation for the fire alarm system in a matrix format.
12. Classification of the central supervising station.

§ 15. Section 907.1.1.1 of the New York city building code, as amended by local law number 141 for the year 2013, is amended to read as follows:

907.1.1.1 Amended construction documents. Amendments to approved construction documents shall be submitted, [reviewed] and approved *by the Fire Department* before the final inspection of the work or equipment is completed, and such amendments when approved shall be deemed part of the original construction documents. The *Fire* [department] *Department* may allow minor revisions of construction documents to be made and submitted to the [department] *Fire Department* after the completion of work but prior to sign-off of the work in accordance with [department rules] *rules promulgated by the Fire Department regarding such amendments.*

§ 16. Section BC 908 of the New York city building code, as amended by local law number 141 of 2013, is amended by adding two new sections, 908.10 and 908.11, to read as follows:

908.10 Construction documents. *Construction documents for emergency alarm systems shall be submitted for review and approval to the Fire Department prior to system installation.*

908.11 Acceptance testing and maintenance. *Acceptance testing and maintenance of emergency alarm systems shall be performed in accordance with the New York City Fire Code.*

§ 17. Section 917.1.1 of the New York city building code, as amended by local law number 141 for the year 2013, is amended to read as follows:

917.1.1 Construction documents. Construction documents for ARCS shall be submitted for [review and] approval to [the department and] the Fire Department prior to system installation. Construction documents shall include, but need not be limited to, all of the following:

1. Type of radio equipment and antenna.
2. Riser diagram and floor plans showing location of elements of the ARCS, including but not limited to building fire command center or fire alarm control panel, dedicated radio console, base station/s and all other critical system components such as antennas, amplifiers, cables as applicable.
3. Legend of all ARCS symbols and abbreviations used.
4. Location of primary and secondary power source.
5. Specification and listing details for all equipment[s], devices and cables.

§ 18. Item 5 of Section 106.8 of chapter 1 of the New York city mechanical code, as added by local law number 33 for the year 2007, is amended to read as follows:

5. In the case of ventilating or exhaust systems for ranges, fryers, ovens, and other similar types of restaurant or bakery equipment, for which a hood is required, the plans shall also show the [type of extinguishing system, the location of heat detection devices, nozzles, piping,] gas controls, [manual and automatic control valves,] method of joining ducts, method and location of discharging exhaust from building, [the location of break-glass controls,] and the quantity in cfm designed for each hood.

§ 19. Exception 3 of section 1305.11.1.2 of the New York city mechanical code, as added by local law number 33 for the year 2007, is amended to read as follows:

- 3. Buildings of any type construction with a total limit of 100,000 gallons.** The maximum size of each individual tank shall be 25,000 gallons (94 625 L) provided that all such tanks are enclosed in a vault (i) with walls, floor, and top having a fire-resistance rating of not less than 3 hours, (ii) with such walls bonded to the floor, and (iii) with such top and walls of the vault independent of the building structure. An exterior building wall having a fire-resistance rating of not less than 3 hours shall be permitted to serve as a wall of the vault. The vault shall be located in a dedicated room or area of the building that is cut off vertically and horizontally from other areas and floors of the building by assemblies having a fire-resistance rating of not less than 2 hours. Where the aggregate fuel-oil storage on the lowest level of the building exceeds 50,000 gallons (189 250 L), such storage shall be protected with an [alternate] *alternative automatic fire-extinguishing system* complying with [Section 904 of] *this code and the New York City [Building] Fire Code.*

§ 20. Section 105.4.1 of the New York city fire code, as added by local law number 26 for the year 2008, is amended to read as follows:

105.4.1 Submissions. Design and installation documents shall be submitted in such number and in such form and detail as may be prescribed by the commissioner. The design and installation

documents shall be prepared by a registered design professional. The commissioner may require that such submissions be made in an approved electronic format or medium.

***Exception:** Design and installation documents for pre-engineered fire extinguishing systems for commercial cooking systems may be prepared by a licensed master fire suppression piping contractor.*

§ 21. Sections 105.4.3 and 105.4.4 of the New York city fire code are amended to read as follows:

105.4.3 [Reserved] Approved documents required. *When department review of design and installation documents is required by this code or other laws, rules or regulations, it shall be unlawful to construct or alter any facility, or install, alter or remove any device, equipment or system, without first having obtained department approval of the design and installation documents.*

105.4.4 Approved documents. The [commissioner] *department* shall approve, or deny, or preliminarily deny design and installation documents in accordance with the procedures and time periods set forth in FC105.2.4. *Department approval of design and installation documents may be made subject to the requirements of the Building Code and other applicable laws, rules and regulations, and shall be documented and effective as set forth in this section.*

105.4.4.1 Terms of approval. *The department may make its approval of design and installation documents subject to such terms and conditions as the department may prescribe by rule or specify as part of the approval. Department approval of design and installation documents for fire alarm systems, fire extinguishing systems, and/or other devices, equipment, systems or facilities that do not require a Department of Buildings work permit, may incorporate by reference terms and conditions of the construction codes relating to work permits and licensing, including those in Articles 105 and 106 of Chapter 1 and Article 410 of Chapter 4 of Title 28 of the Administrative Code.*

105.4.4.2 Method of approval. Upon [review and] approval of design and installation documents, the [commissioner] *department* shall mark such approval upon such documents and/or issue a letter of approval or other form of written authorization.

105.4.4.3 Limitations of approval. [Design] *Department approval of design and installation documents [approved by the commissioner are approved with the intent that such design and installation documents comply in all respects with the requirements of this code, the rules and any other applicable laws, rules or regulations] is limited to the laws, rules and regulations enforced by the department and for which approval has been sought. [Review and approval by the commissioner] Department approval shall not relieve the applicant of the responsibility of compliance with the requirements of this code, the rules and any other applicable laws, rules or regulations.*

105.4.4.4 Authorization to perform work. *Department approval of design and installation documents authorizes performance of the work encompassed by the approval, subject to all other applicable laws, rules or regulations, including, when applicable, the requirement to obtain a work permit from the Department of Buildings.*

§ 22. This local law takes effect 180 days after it becomes law and applies to applications for approval submitted on or after such effective date, except that prior to such effective date the commissioner of buildings and the fire commissioner may promulgate rules or take other actions to implement this local law.

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1179

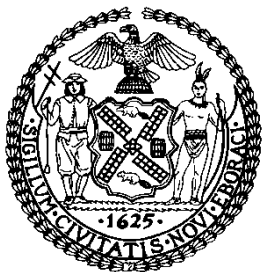
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 424 East 115 Street, also known as Block 1708, Lot 38, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1179:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PRECONSIDERED INT. NO. 1179:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 424 East 115 Street, also known as Block 1708, Lot 38, in the borough of Manhattan

SPONSOR: Council Member Ayala

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 424 East 115 Street, also known as Block 1708, Lot 38, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 23, 2018.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1191

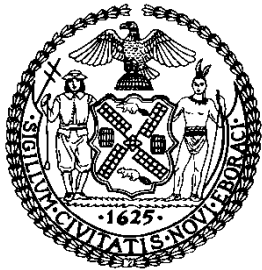
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 515 West 143 Street, also known as Block 2075, Lot 17, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1191:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PRECONSIDERED INT. NO. 1191:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 515 West 143 Street, also known as Block 2075, Lot 17, in the borough of Manhattan

SPONSOR: Council Member Levine

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 515 West 143 Street, also known as Block 2075, Lot 17, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 24, 2018.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1192

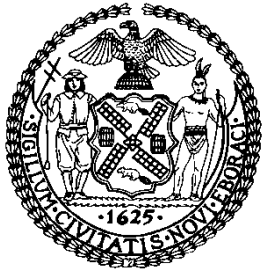
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 527 West 151 Street, also known as Block 2083, Lot 16, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1192:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PRECONSIDERED INT. NO. 1192:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 527 West 151 Street, also known as Block 2083, Lot 16, in the borough of Manhattan

SPONSOR: Council Member Levine

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 527 West 151 Street, also known as Block 2083, Lot 16, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 24, 2018.

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1193

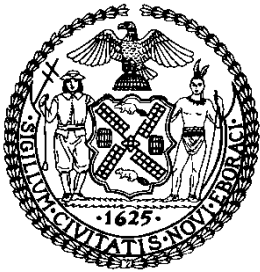
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 526 West 158 Street, also known as Block 2116, Lot 19, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1193:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PRECONSIDERED INT. NO. 1193:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 526 West 158 Street, also known as Block 2116, Lot 19, in the borough of Manhattan

SPONSOR: Council Member Levine

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 526 West 158 Street, also known as Block 2116, Lot 19, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 24, 2018.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1194

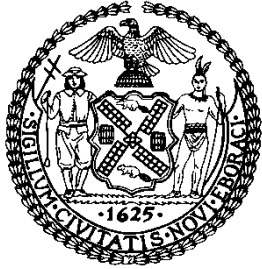
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 525 West 151 Street, also known as Block 2083, Lot 17, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on re October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1194:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION**

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

PRECONSIDERED INT. NO. 1194:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 525 West 151 Street, also known as Block 2083, Lot 17, in the borough of Manhattan

SPONSOR: Council Member Levine

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 525 West 151 Street, also known as Block 2083, Lot 17, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 24, 2018

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1195

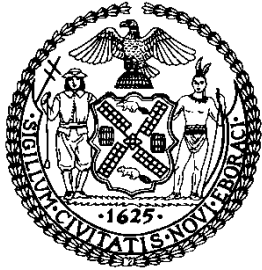
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 157 West 123 Street, also known as Block 1908, Lot 1, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1195:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PRECONSIDERED INT. NO. 1195:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 157 West 123 Street, also known as Block 1908, Lot 1, in the borough of Manhattan

SPONSOR: Council Member Perkins

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 157 West 123 Street, also known as Block 1908, Lot 1, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 23, 2018.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1196

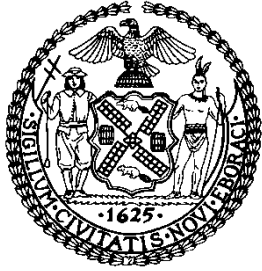
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 167 West 133 Street, also known as Block 1918, Lot 7, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1196:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PRECONSIDERED INT. NO. 1196:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 167 West 133 Street, also known as Block 1918, Lot 7, in the borough of Manhattan

SPONSOR: Council Member Perkins

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 167 West 133 Street, also known as Block 1918, Lot 7, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 23, 2018.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1197

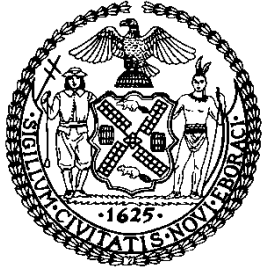
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 67 St. Nicholas Avenue, also known as Block 1823, Lot 56, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1197:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PRECONSIDERED INT. NO. 1197:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 67 St. Nicholas Avenue, also known as Block 1823, Lot 56, in the borough of Manhattan

SPONSOR: Council Member Perkins

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 67 St. Nicholas Avenue, also known as Block 1823, Lot 56, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 24, 2018.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1198

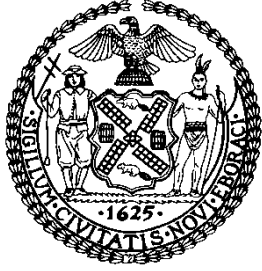
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 286 West 151 Street, also known as Block 2036, Lot 53, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1198:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PRECONSIDERED INT. NO. 1198:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 286 West 151 Street, also known as Block 2036, Lot 53, in the borough of Manhattan

SPONSOR: Council Member Perkins

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 286 West 151 Street, also known as Block 2036, Lot 53, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 24, 2018.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1203

Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 514F East 13 Street, also known as Block 406, Lot 13, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

Introduction

On October 31, 2018, the Committee on Housing and Buildings, chaired by Robert E. Cornegy, Jr., will hold a hearing on several bills that would remove certain properties from the Third Party Transfer (TPT) process.

TPT was created by Local Law 37 of 1996, and allows the City to convey tax-delinquent residential properties to responsible third parties. These properties are then rehabilitated by qualified developers and become rent stabilized units. The current TPT round, Round X, started in 2015.

After properties are identified as delinquent, selected for foreclosure action, and a foreclosure judgment is entered, a four-month mandatory redemption period is provided, during which a property can be redeemed by paying any existing debt in full. After this redemption period, the Council is notified of any remaining properties and provided with 45 days to disapprove of any TPT transfers, which is done by local law. The bills below disapprove TPT transfers for certain properties within the sponsoring Council Members' districts.

Preconsidered Int. No. 1203

This bill would disprove the transfer of the property located at 514F East 13 Street, also known as Block 406, Lot 13, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1179

This bill would disprove the transfer of the property located at 424 East 115 Street, also known as Block 1708, Lot 38, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1195

This bill would disprove the transfer of the property located at 157 West 123 Street, also known as Block 1908, Lot 1, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1196

This bill would disprove the transfer of the property located at 167 West 133 Street, also known as Block 1918, Lot 7, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1191

This bill would disprove the transfer of the property located at 515 West 143 Street, also known as Block 2075, Lot 17, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1192

This bill would disprove the transfer of the property located at 527 West 151 Street, also known as Block 2083, Lot 16, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1194

This bill would disprove the transfer of the property located at 525 West 151 Street, also known as Block 2083, Lot 17, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1204

This bill would disprove the transfer of the property located at 2089 Amsterdam Avenue, also known as Block 211, Lot 65, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1205

This bill would disprove the transfer of the property located at 2091 Amsterdam Avenue, also known as Block 211, Lot 66, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1197

This bill would disprove the transfer of the property located at 67 St. Nicholas Avenue, also known as Block 1823, Lot 56, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1198

This bill would disprove the transfer of the property located at 286 West 151 Street, also known as Block 2036, Lot 53, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1193

This bill would disprove the transfer of the property located at 526 West 158 Street, also known as Block 2116, Lot 19, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Preconsidered Int. No. 1206

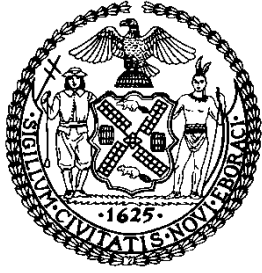
This bill would disprove the transfer of the property located at 500 West 174 Street, also known as Block 213, Lot 44, in the borough of Manhattan to a third party through the Department of Housing Preservation and Development's Third Party Transfer program.

This legislation would take effect immediately.

Update

On October 31, 2018, the Committee adopted this legislation. Accordingly, the Committee recommends its adoption.

(The following is the text of the Fiscal Impact Statement for Int. No. 1203:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PRECONSIDERED INT. NO. 1203:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 514F East 13 Street, also known as Block 406, Lot 13, in the borough of Manhattan

SPONSOR: Council Member Rivera

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 514F East 13 Street, also known as Block 406, Lot 13, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 23, 2018.

(For text of the Fiscal Impact Statements of the remaining bills, please see the Report of the Committee on Housing and Buildings for 1179, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1203, 1204, 1205, and 1206, respectively, printed in these Minutes; for text of Int. No. 1203 and the remaining preconsidered bills, please see the Introduction and Reading of Bills section printed in these Minutes)

Accordingly, this Committee recommends the adoption of Int. Nos. 1203, 1179, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1203, 1204, 1205, and 1206.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1204

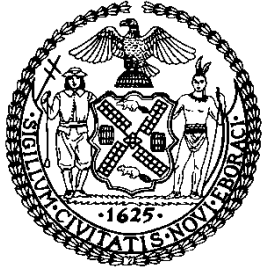
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 2089 Amsterdam Avenue, also known as Block 211, Lot 65, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1204:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PRECONSIDERED INT. NO. 1204:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 2089 Amsterdam Avenue, also known as Block 211, Lot 65, in the borough of Manhattan

SPONSOR: Council Member Rodriguez

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 2089 Amsterdam Avenue, also known as Block 211, Lot 65, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 24, 2018.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1205

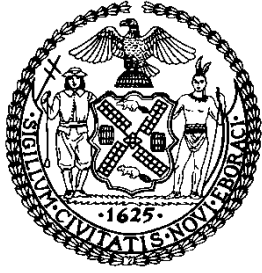
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 2091 Amsterdam Avenue, also known as Block 211, Lot 66, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1205:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

PRECONSIDERED INT. NO. 1205:

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 2091 Amsterdam Avenue, also known as Block 211, Lot 66, in the borough of Manhattan

SPONSOR: Council Member Rodriguez

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 2091 Amsterdam Avenue, also known as Block 211, Lot 66, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 24, 2018.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point, the Speaker (Council Member Johnson) announced that the following items had been **preconsidered** by the Committee on Housing and Buildings and had been favorably reported for adoption.

Report for Int. No. 1206

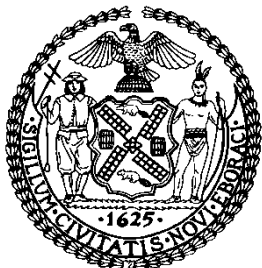
Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 500 West 174 Street, also known as Block 213, Lot 44, in the borough of Manhattan.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on October 31, 2018, respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 1203 printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 1206:



THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

PRECONSIDERED INT. NO.: 1206

COMMITTEE: Housing and Buildings

TITLE: A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 500 West 174 Street, also known as Block 213, Lot 44, in the borough of Manhattan

SPONSOR: Council Member Rodriguez

SUMMARY OF LEGISLATION: This Preconsidered Intro. would disapprove the determination of the Department of Housing Preservation and Development (“HPD”) to authorize the transfer by the Department of Finance of property located at 500 West 174 Street, also known as Block 213, Lot 44, in the borough of Manhattan to a third party through the HPD’s Third Party Transfer program. In taking this action, the Council is exercising the authority granted to it by Local Law 37 of 1996, which established the framework for HPD’s Third Party Transfer Program.

EFFECTIVE DATE: This local law would take effect immediately and would be deemed to have been in full force and effect on the date it was first passed by the Council.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2019

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY19
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES AND EXPENDITURES: It is estimated that there would be no impact on revenues or expenditures resulting from the enactment of this legislation. This is because the legislation would only effectively extend the continued management of the property under non-City management, as such, would not have any new impact on City expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Sarah Gastelum, Principal Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel

LEGISLATIVE HISTORY: This legislation will be considered by the Committee on Housing and Buildings (Committee) as a Preconsidered Introduction on October 31, 2018. Upon a successful vote by the Committee, the bill would be introduced and submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 24, 2018.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

ROBERT E. CORNEGY, Jr., *Chairperson*; JUMAANE WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, October 31, 2018. *Other Council Members Attending: Council Member Kallos.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report of the Committee on Land Use

Report for L.U. No. 209

Report of the Committee on Land Use in favor of approving Application No. C 180386 PPQ (26-32 Jackson Avenue) submitted by the Department of Citywide Administrative Services (DCAS) and the Department of Housing, Preservation and Development (HPD), pursuant to Section 197-c of New York City Charter, for the disposition pursuant to zoning of city-owned property located on the south side of Jackson Avenue between Purvis Street and Dutch Kills Street (Block 267, Lot 25), Borough of Queens, Community District 2, Council District 26.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3501) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

QUEENS CB - 2

C 180386 PPQ

City Planning Commission decision approving an application submitted by the Department of Citywide Administrative Services (DCAS) and the Department of Housing Preservation and Development (HPD), for the disposition of city-owned property located on the south side of Jackson Avenue between Purvis Street and Dutch Kills Street (Block 267, Lot 25).

INTENT

To approve the disposition of the city-owned property, in order to allow for the transfer of development rights from a city-owned lot associated with the Ed Koch Queensboro Bridge approach ramps to an adjacent privately-owned development site which in conjunction with the related action would facilitate the construction of a 49-story, mixed residential and commercial building at 26-32 Jackson Avenue in the Court Square neighborhood of Long Island City, Queens, in Community District 2.

PUBLIC HEARING**DATE:** September 17, 2018**Witnesses in Favor:** Ten**Witnesses Against:** Seven**SUBCOMMITTEE RECOMMENDATION****DATE:** October 24, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Constantinides. Lancman. Levin. Reynoso. Rivera. Torres, Grodenchik.

Against:

None

Abstain:

None

COMMITTEE ACTION**DATE:** October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

Barron

Abstain:

None

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 584

Resolution approving the decision of the City Planning Commission on Application No. C 180386 PPQ (L.U. No. 209), for the disposition of a city-owned property located on the south side of Jackson Avenue between Purvis Street and Dutch Kills Street (Block 267, Lot 25), pursuant to zoning, Community District 2, Borough of Queens.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 11, 2018 its decision dated August 22, 2018 (the "Decision"), pursuant to Section 197-c of the New York City Charter, regarding an application submitted by the Department of Citywide Administrative Services (DCAS) and Department of Housing Preservation and Development (HPD), for the disposition of a city-owned property located on the south side of Jackson Avenue between Purvis Street and Dutch Kills Street (Block 267, Lot 25), (the "Disposition Area"), pursuant to zoning, to facilitate the construction of a 49-story, mixed residential and commercial building at 26-32 Jackson Avenue, Borough of Queens, Community District 2, (Application No. C 180386 PPQ), (the "Application");

WHEREAS, the Application is related to application C 180384 ZSQ (L.U. No. 210), a special permit for modifications to bulk requirements in the Queens Plaza Subdistrict of the Special Long Island City Mixed Use District (ZR 117-533);

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on September 17, 2018;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 3, 2018 (CEQR No. 18HPD041Q) (the "Negative Declaration").

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 180386 PPQ, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 210

Report of the Committee on Land Use in favor of approving Application No. C 180384 ZSQ (26-32 Jackson Avenue) submitted by 2632 Jackson LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 117-533 to modify the street wall requirements of Section 117-531 (Street wall location) and the setback requirements of Section 117-532 (Setback regulations for buildings that exceed the maximum base height) to facilitate a proposed 49-story mixed-use development on property located at 26-32 and 26-46 Jackson Avenue

(Block 267, Lots 21 & 25), in an M1-5/R9 District, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Area B), Borough of Queens, Community District 2, Council District 26).

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3501) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

QUEENS CB - 2

C 180384 ZSQ

City Planning Commission decision approving an application submitted by 2632 Jackson LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 117-533 to modify the street wall requirements of Section 117-531 (Street wall location) and the setback requirements of Section 117-532 (Setback regulations for buildings that exceed the maximum base height) to facilitate a proposed 49-story, mixed-use development on property located at 26-32 and 26-46 Jackson Avenue (Block 267, Lots 21 & 25), in an M1-5/R9 District, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Area B).

INTENT

To grant an approval of the special permit to modify the street wall requirements of Section 117-531 (Street wall location) and the setback requirements of Section 117-532 (Setback regulations for buildings that exceed the maximum base height), which in conjunction with the related action would facilitate the construction of a 49-story, mixed residential and commercial building at 26-32 Jackson Avenue in the Court Square neighborhood of Long Island City, Queens, Community District 2.

PUBLIC HEARING

DATE: September 17, 2018

Witnesses in Favor: Ten

Witnesses Against: Seven

SUBCOMMITTEE RECOMMENDATION

DATE: October 24, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Rivera, Torres, Grodenchik.

Against:
None

Abstain:
None.

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:
Barron

Abstain:
None.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 585

Resolution approving the decision of the City Planning Commission on ULURP No. C 180384 ZSQ (L.U. No. 210), for the grant of a special permit pursuant to Section 117-533 to modify the street wall requirements of Section 117-531 (Street wall location) and the setback requirements of Section 117-532 (Setback regulations for buildings that exceed the maximum base height) to facilitate a proposed 49-story, mixed-use development on property located at 26-32 and 26-46 Jackson Avenue (Block 267, Lots 21 & 25), in an M1-5/R9 District, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Area B), Community District 2, Borough of Queens.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 11, 2018 its decision dated August 22, 2018 (the "Decision"), on the application submitted by 2632 Jackson, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 117-533 to modify the street wall requirements of Section 117-531 (Street wall location) and the setback requirements of Section 117-532 (Setback regulations for buildings that exceed the maximum base height) to facilitate a proposed 49-story, mixed-use development on property located at 26-32 and 26-46 Jackson Avenue (Block 267, Lots 21 & 25), in an M1-5/R9 District, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Area B), to facilitate the construction of a 49-story, mixed residential and commercial building at 26-32 Jackson Avenue, Borough of Queens, Community District 2, (ULURP No. C 180384 ZSQ) (the "Application");

WHEREAS, the Application is related to application C 180386 PPQ (L.U. No. 209), a disposition of city-owned property to an adjacent, privately-owned development site;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 117-533 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on September 17, 2018;

WHEREAS, the Council has considered the land use and environmental implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 3, 2018 (CEQR No. 18HPD041Q) (the “Negative Declaration”).

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 180384 ZSQ, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

1. The property that is the subject of this application (C 180384 ZSQ) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications, and zoning computations indicated on the following plans, prepared by SLCE Architects, LLC, filed with this application and incorporated in this resolution:

<u>Dwg Nos.</u>	<u>Title</u>	<u>Last Revised Date</u>
Z-001	Zoning Analysis	05/02/2018
Z-002	Zoning Lot Site Plan	04/26/2018
Z-004	Waiver Plan	04/26/2018
Z-005	Waiver Sections	05/02/2018
Z-006	Waiver Sections	05/02/2018

2. Such development shall conform to all applicable provisions of the Zoning Resolution, except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computation are subject to verification and approval by the New York City Department of Buildings.
3. Such development shall conform to all applicable laws and regulations relating to its construction, operation, and maintenance.
4. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sublessee or occupant.
5. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all

of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.

6. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 211

Report of the Committee on Land Use in favor of approving Application No. C 180385 PPQ (27-01 Jackson Avenue) submitted by the Department of Citywide Administrative Services (DCAS) and the Department of Housing Preservation and Development (HPD), pursuant to Section 197-c of New York City Charter, for the disposition pursuant to zoning of city-owned property located on the north side of Jackson Avenue between 43rd Avenue and 42nd Road (Block 432, Lots 18 and 29), Borough of Queens, Community District 2, Council District 26.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3502) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

City Planning Commission decision approving an application submitted by the Department of Citywide Administrative Services (DCAS) and the Department of Housing Preservation and Development (HPD), for the disposition of City-owned property located on the north side of Jackson Avenue between 43rd Avenue and 42nd Road (Block 432, Lots 18 and 29), pursuant to zoning.

INTENT

To approve the disposition of the City-owned property, in order to allow for the transfer of development rights from City-owned lots associated with the Ed Koch Queensboro Bridge approach ramps to an adjacent privately-owned development site, which in conjunction with the related actions would facilitate the development of a new 27-story mixed residential and commercial building and public parking garage with 30 percent of the residential units reserved for permanently affordable housing at 27-01 Jackson Avenue in the Court Square neighborhood of Long Island City in Queens, Community District 2.

PUBLIC HEARING**DATE:** September 17, 2018**Witnesses in Favor:** Ten**Witnesses Against:** Seven**SUBCOMMITTEE RECOMMENDATION****DATE:** October 24, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None

COMMITTEE ACTION**DATE:** October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

Barron

Abstain:

None

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 586

Resolution approving the decision of the City Planning Commission on Application No. C 180385 PPQ (L.U. No. 211) for the disposition of City-owned property located on the north side of Jackson Avenue between 43rd Avenue and 42nd Road (Block 432, Lots 18 and 29), pursuant to zoning, Community District 2, Borough of Queens.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 11, 2018 its decision dated August 22, 2018 (the "Decision"), pursuant to Section 197-c of the New York City Charter, regarding an application submitted by the Department of Citywide Administrative Services (DCAS) and Department of Housing Preservation and Development (HPD) for the disposition of city-owned property located on the north side of Jackson Avenue between 43rd Avenue and 42nd Road (Block 432, Lots 18 and

29), pursuant to zoning would allow for the transfer of development rights from City-owned lots associated with the Ed Koch Queensboro Bridge approach ramps to an adjacent privately-owned development site, to facilitate the construction of a 27-story, mixed residential and commercial building and public parking garage with 30 percent of the residential units reserved for permanently affordable housing at 27-01 Jackson Avenue in the Court Square neighborhood of Long Island City in Queens, Community District 2, (Application No. C 180385 PPQ), Community District 2, Borough of Queens (the "Application");

WHEREAS, the Application is related to applications C 180382 ZSQ (L.U. No. 212), a special permit for modifications to bulk requirements in the Queens Plaza Subdistrict of the Special Long Island City Mixed Use District (ZR 117-533) and C 180383 ZSQ (L.U. No. 213), a special permit for a public parking garage in the Long Island City area (ZR 16-352 and 74-52);

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on September 17, 2018;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 3, 2018 (CEQR No. 18HPD041Q) (the "Negative Declaration");

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 180385 PPQ, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 212

Report of the Committee on Land Use in favor of approving Application No. C 180382 ZSQ (27-01 Jackson Avenue) submitted by 2701 Jackson Avenue LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 117-533 to modify the street wall requirements of Section 117-531 (Street wall location) and the setback requirements of Section 117-532 (Setback regulations for buildings that exceed the maximum base height) to facilitate a proposed 27-story mixed-use development on property located at 27-01 Jackson Avenue

(Block 432, Lots 18, 21 & 29), in M1-5/R9 and M1-5/R7-3 Districts, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Areas B and C), Borough of Queens, Community District 2, Council District 26.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3502) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

QUEENS CB - 2

C 180382 ZSQ

City Planning Commission decision approving an application submitted by 2701 Jackson Avenue LLC for the grant of a special permit pursuant to Section 117-533 to modify the street wall requirements of Section 117-531 (Street wall location) and the setback requirements of Section 117-532 (Setback regulations for buildings that exceed the maximum base height) to facilitate a proposed 27-story, mixed-use development on property located at 27-01 Jackson Avenue (Block 432, Lots 18, 21 & 29), in M1-5/R9 and M1-5/R7-3 Districts, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Areas B and C).

INTENT

To grant an approval of the special permit to modify bulk requirements in the Queens Plaza Subdistrict of the Special Long Island City Mixed Use District to provide an adequate setback from the Ed Koch Queensboro Bridge approach ramps, which in conjunction with the related actions, would facilitate the construction of a 27-story, mixed residential and commercial building located at 27-01 Jackson Avenue in the Court Square neighborhood of Long Island City, Queens, in Community District 2.

PUBLIC HEARING

DATE: September 17, 2018

Witnesses in Favor: Ten

Witnesses Against: Seven

SUBCOMMITTEE RECOMMENDATION

DATE: October 24, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

Barron

Abstain:

None.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 587

Resolution approving the decision of the City Planning Commission on ULURP No. C 180382 ZSM (L.U. No. 212), for the grant of a special permit pursuant to Section 117-533 to modify the street wall requirements of Section 117-531 (Street wall location) and the setback requirements of Section 117-532 (Setback regulations for buildings that exceed the maximum base height) to facilitate a proposed 27-story, mixed-use development on property located at 27-01 Jackson Avenue (Block 432, Lots 18, 21 & 29), in M1-5/R9 and M1-5/R7-3 Districts, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Areas B and C), Community District 2, Borough of Queens.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 11, 2018 its decision dated August 22, 2018 (the "Decision"), on the application submitted by 2701 Jackson Avenue, LLC, pursuant to Sections 197-c and 200 of the New York City Charter, for the grant of a special permit pursuant to Section 117-533 to modify the street wall requirements of Section 117-531 (Street wall location) and the setback requirements of Section 117-532 (Setback regulations for buildings that exceed the maximum base height) to facilitate a proposed 27-story, mixed-use development on property located at 27-01 Jackson Avenue (Block 432, Lots 18, 21 & 29), in M1-5/R9 and M1-5/R7-3 Districts, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Areas B and C), to facilitate the construction of a 27-story, mixed residential and commercial building at 27-01 Jackson Avenue, Borough of Queens, Community District 2, (ULURP No. C 180382 ZSQ) (the "Application");

WHEREAS, the Application is related to applications C 180385 PPQ (L.U. No. 211), a disposition of City-owned property to an adjacent, privately-owned development site and C 180383 ZSQ (L.U. No. 213), a special permit for a public parking garage in the Long Island City area (ZR 74-52);

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 117-533 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on September 17, 2018;

WHEREAS, the Council has considered the land use and environmental implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 3, 2018 (CEQR No. 18HPD041Q) (the “Negative Declaration”);

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 180382 ZSQ, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

7. The property that is the subject of this application (C 180382 ZSQ) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications, and zoning computations indicated on the following plans, prepared by SLCE Architects, LLC, filed with this application and incorporated in this resolution:

<u>Dwg Nos.</u>	<u>Title</u>	<u>Last Revised Date</u>
Z-001	Zoning Analysis	03/15/2018
Z-002	Zoning Lot Site Plan	04/26/2018
Z-004	Waiver Plan	04/26/2018
Z-005	Waiver Sections	04/25/2018
Z-006	Waiver Sections	04/25/2018

8. Such development shall conform to all applicable provisions of the Zoning Resolution, except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computation are subject to verification and approval by the New York City Department of Buildings.

9. Such development shall conform to all applicable laws and regulations relating to its construction, operation, and maintenance.

10. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sublessee or occupant.
11. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.
12. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 213

Report of the Committee on Land Use in favor of approving Application No. C 180383 ZSQ (27-01 Jackson Avenue) submitted by 2701 Jackson Avenue LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 16-352 and 74-52 of the Zoning Resolution to allow an attended public parking garage with a maximum capacity of 91 spaces on portions of the ground floor, 2nd floor, and 3rd floor and to allow floor space on one or more stories and up to a height of 23 feet above curb level, to be exempted from the definition of floor area as set forth in Section 12-10 (DEFINITIONS), of a proposed 27-story mixed-use development on property located at 27-01 Jackson Avenue (Block 432, Lots 18, 21 & 29), in M1-5/R9 and M1-5/R7-3 Districts, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Areas B and C). Borough of Queens, Community District 2, Council District 26.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3502) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

QUEENS CB - 2

C 180383 ZSQ

City Planning Commission decision approving an application submitted by 2701 Jackson Avenue LLC for the grant of a special permit pursuant to Sections 16-352 and 74-52 of the Zoning Resolution to allow an attended public parking garage with a maximum capacity of 91 spaces on portions of the ground floor, 2nd floor, and 3rd floor and to allow floor space on one or more stories and up to a height of 23 feet above curb level, to be exempted from the definition of floor area as set forth in Section 12-10 (DEFINITIONS), of a proposed 27-story, mixed-use development on property located at 27-01 Jackson Avenue (Block 432, Lots 18, 21 & 29), in M1-5/R9 and M1-5/R7-3 Districts, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Areas B and C).

INTENT

To grant an approval of the special permit, in order to allow a public parking garage in the Long Island City area, which in conjunction with the related actions, would facilitate the construction of an approximately 91-space public parking garage in the Court Square neighborhood of Long Island City, Queens, in Community District 2.

PUBLIC HEARING

DATE: September 17, 2018

Witnesses in Favor: Ten

Witnesses Against: Seven

SUBCOMMITTEE RECOMMENDATION

DATE: October 24, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger,

Grodenschik, Diaz, Rivera.

Against:
Barron

Abstain:
None.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 588

Resolution approving the decision of the City Planning Commission on ULURP No. C 180383 ZSQ (L.U. No. 213), for the grant of a special permit pursuant to Sections 16-352 and 74-52 of the Zoning Resolution to allow an attended public parking garage with a maximum capacity of 91 spaces on portions of the ground floor, 2nd floor, and 3rd floor and to allow floor space on one or more stories and up to a height of 23 feet above curb level, to be exempted from the definition of floor area as set forth in Section 12-10 (DEFINITIONS), of a proposed 27-story, mixed-use development on property located at 27-01 Jackson Avenue (Block 432, Lots 18, 21 & 29), in M1-5/R9 and M1-5/R7-3 Districts, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Areas B and C), Community District 2, Borough of Queens.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 11, 2018 its decision dated August 22, 2018 (the "Decision"), on the application submitted by 2701 Jackson Avenue, LLC, pursuant to Sections 197-c and 200 of the New York City Charter, for the grant of a special permit pursuant to Sections 16-352 and 74-52 of the Zoning Resolution to allow an attended public parking garage with a maximum capacity of 91 spaces on portions of the ground floor, 2nd floor, and 3rd floor and to allow floor space on one or more stories and up to a height of 23 feet above curb level, to be exempted from the definition of floor area as set forth in Section 12-10 (DEFINITIONS), of a proposed 27-story, mixed-use development on property located at 27-01 Jackson Avenue (Block 432, Lots 18, 21 & 29), in M1-5/R9 and M1-5/R7-3 Districts, within the Special Long Island City Mixed Use District (Queens Plaza Subdistrict - Areas B and C), to facilitate the construction of an approximately 91-space public parking garage in the Court Square neighborhood of Long Island City, Borough of Queens, Community District 2, (ULURP No. C 180383 ZSQ) (the "Application");

WHEREAS, the Application is related to applications C 180385 PPQ (L.U. No. 211), a disposition of City-owned property to an adjacent, privately-owned development site and C 180382 ZSQ (L.U. No. 212), a special permit for modifications to bulk requirements in the Queens Plaza Subdistrict of the Special Long Island City Mixed Use District (ZR 117-533);

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Sections 16-352 and 74-52 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on September 17, 2018;

WHEREAS, the Council has considered the land use and environmental implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 3, 2018 (CEQR No. 18HPD041Q) (the “Negative Declaration”);

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 180383 ZSQ, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

1. The property that is the subject of this application (C 180383 ZSQ) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications, and zoning computations indicated on the following plans, prepared by SLCE Architects, LLC, filed with this application and incorporated in this resolution:

<u>Dwg Nos.</u>	<u>Title</u>	<u>Last Revised Date</u>
Z-001	Zoning Analysis	03/15/2018
Z-002	Zoning Lot Site Plan	04/26/2018
Z-007	1st Fl Parking Plan	04/12/2018
Z-008	2nd Floor Parking Plan	04/12/2018
Z-009	3rd Floor Parking Plan	04/12/2018
Z-010	Parking Garage Section	04/20/2018

2. Such development shall conform to all applicable provisions of the Zoning Resolution, except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computation are subject to verification and approval by the New York City Department of Buildings.
3. Such development shall conform to all applicable laws and regulations relating to its construction, operation, and maintenance.
4. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sublessee or occupant.
5. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.

6. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 214

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 180263 ZSM (110 East 16th Street) submitted by East 16th Street Owner LLC and Trinity Christian Center of Santa Ana, Inc. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-711 of the Zoning Resolution to modify the height and setback regulations of Section 23-662 (Maximum height of buildings and setback regulations), side yard regulations of Section 23-462 (Side yards for all other buildings containing residences), and distance between buildings regulations of Section 23-711 (Standard minimum distance between buildings) to facilitate the development of a 21-story mixed-use building, on property located at 110 East 16th Street (Block 871, Lot 74) on a zoning lot in a C6-2A District containing a landmark designated by the Landmarks Preservation Commission at 109-115 East 15th Street (Block 871, Lots 10 and 12), Borough of Manhattan, Community District 5, Council District 2.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3502), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 214 & Res. No. 599 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

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.

Report for L.U. No. 215

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 180264 ZSM (110 East 16th Street) submitted by East 16th Street Owner LLC and Trinity Christian Center of Santa Ana, Inc. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 13-45 (Special Permits for Additional Parking Spaces) and Section 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an automated accessory off-street parking facility with a maximum capacity of 23 spaces on property located in a C6-2A District at 109-115 East 15th Street a.k.a. 110-112 East 16th Street (Block 871, Lots 10, 12, and 74), Borough of Manhattan, Community District 5, Council District 2.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3503), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 215 & Res. No. 600 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

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.

Report for L.U. No. 221

Report of the Committee on Land Use in favor of approving, as modified, Application No. 20195045 HAQ (Hunters Point South Parcel C – North Tower) submitted by the New York City Department of Housing Preservation and Development pursuant to Section 577 of Article XI of the Private Housing Finance Law for approval of a new real property tax exemption, for property located at Block 6, Lot 60, Borough of Queens, Community District 2, Council District 26.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3504) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT**QUEENS CB - 2****20195045 HAQ**

Application submitted by the New York City Department of Housing Preservation and Development pursuant to Section 577 of Article XI of the Private Housing Finance Law for approval of a new real property tax exemption, for property located at Block 6, Lot 60.

INTENT

To approve a new real property tax exemption pursuant to Section 577 of Article XI of the Private Housing Finance Law, which contains one multiple dwelling known as Hunters Point South Parcel C – North Tower which will provide rental housing for low income families.

PUBLIC HEARING**DATE:** October 3, 2018**Witnesses in Favor:** Five**Witnesses Against:** None**SUBCOMMITTEE RECOMMENDATION****DATE:** October 23, 2018

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor:

Kallos, Deutsch, Diaz.

Against:

None

Abstain:

None

COMMITTEE ACTION**DATE:** October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:
None

Abstain:
None

In connection herewith, Council Members Salamanca and Kallos offered the following resolution:

Res. No. 589

Resolution approving a new tax exemption pursuant to Article XI of the Private Housing Finance Law for property located at Block 6, Lot 60, Borough of Queens, (L.U. No. 221; Non-ULURP No. 20195045 HAQ).

By Council Members Salamanca and Kallos.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on August 23, 2018 its request dated August 23, 2018 that the Council approve a new real property tax exemption pursuant to Section 577 of the Private Housing Finance Law (the "Tax Exemption Request") for property located at Block 6, Lot 60, Community District No. 2, Council District No. 26, Borough of Queens, (the "Exemption Area");

WHEREAS, upon due notice, the Council held a public hearing on the Tax Exemption Request on October 3, 2018; and

WHEREAS, the Council has considered the land use and financial implications and other policy issues relating to the Tax Exemption Request.

RESOLVED:

Pursuant to Section 577 of the Private Housing Finance Law, the Council approves an exemption of the Exemption Area from real property taxes as follows:

1. For the purposes hereof, the following terms shall have the following meanings:
 - a. "Company" shall mean 52-03 Center LLC and 52-03 Center (LIHTC) LLC or any other entities that acquire all or a portion of the beneficial interests in the Exemption Area with the prior written consent of HPD.
 - b. "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDPC, or (ii) the date that HDPC, HPD and the Owner enter into the Regulatory Agreement.
 - c. "Exemption" shall mean the exemption from real property taxation provided hereunder.
 - d. "Exemption Area" shall mean the real property located in the Borough of Queens, City and State of New York, identified as Block 6, Lot 60 on the Tax Map of the City of New York.
 - e. "Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing

development fund company or an entity wholly controlled by a housing development fund company.

- f. “HDC” shall mean the New York City Housing Development Corporation.
 - g. “HDFC” shall mean Selfhelp HPS North Housing Development Fund Company, Inc. or a housing development fund company that acquires the Exemption Area with the prior written consent of HPD.
 - h. “HPD” shall mean the Department of Housing Preservation and Development of the City of New York.
 - i. “Owner” shall mean, collectively, the HDFC and the Company.
 - j. “Regulatory Agreement” shall mean the regulatory agreement between HPD, HDC and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the Exemption.
2. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business, commercial, or community facility use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.
3. Notwithstanding any provision hereof to the contrary:
- a. The Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) any interest in the Exemption Area is conveyed or transferred to a new owner without the prior written approval of HPD, or (v) the construction or demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to Owner and all mortgagees or record, and, where there has been an unauthorized conveyance or transfer of any interest in the Exemption Area, to the new owner of such interest in the Exemption Area, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified herein, the Exemption shall prospectively terminate.
 - b. The Exemption shall apply to all land in the Exemption Area, but shall only apply to a building on the Exemption Area that has a new permanent certificate of occupancy or a temporary certificate of occupancy for all of the residential areas on or before five years from the Effective Date.
 - c. Nothing herein shall entitle the HDFC, the Owner, or any other person or entity to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.
4. In consideration of the Exemption, the owner of the Exemption Area, for so long as the Exemption shall remain in effect, shall waive the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state, or federal law, rule, or regulation. Notwithstanding the foregoing, nothing herein shall prohibit the

granting of any real property tax abatement pursuant to Sections 467-b or 467-c of the Real Property Tax Law to real property occupied by senior citizens or person with disabilities.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 222

Report of the Committee on Land Use in favor of approving Application No. 20195046 HAQ (Hunters Point South) submitted by the New York City Department of Housing Preservation and Development pursuant to Sections 693, and 694 of the General Municipal Law for approval of an urban development action area and an urban development action area project for property located at Block 6, Lots 20, 30, 40, 50, 60, 130, 160, 165 (formerly Block 1, p/o Lots 1 and 10, Block 5, p/o Lot 1, Block 6, p/o Lots 2 and 14), Borough of Queens, Community District 2, Council District 26.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3505) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

QUEENS CB - 2

20195046 HAQ

Application submitted by the New York City Department of Housing Preservation and Development pursuant to Article 16 of the General Municipal Law for approval of an urban development action area project and approve of the area designation requirement of Section 693 of the General Municipal Law for property located at Block 6, Lots 20, 30, 40, 50, 60, 130, 160, 165 (formerly Block 1, p/o Lot 1, Block 6, p/o Lots 2 and 14).

INTENT

To approve the urban development action area designation, project approval, and disposition of city-owned property, related to previously approved project which was adopted by the City Council November 13, 2008, Resolution No. 1695; L.U. No. 908.

PUBLIC HEARING**DATE:** October 3, 2018**Witnesses in Favor:** Five**Witnesses Against:** None**SUBCOMMITTEE RECOMMENDATION****DATE:** October 23, 2018

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor:

Kallos, Deutsch, Diaz.

Against:

None

Abstain:

None

COMMITTEE ACTION**DATE:** October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None

In connection herewith, Council Members Salamanca and Kallos offered the following resolution:

Res. No. 590

Resolution approving an Urban Development Action Area Project pursuant to Article 16 of the General Municipal Law for property located at Block 6, Lots 20, 30, 40, 50, 60, 130, 160, 165 (formerly Block 1, p/o Lots 1 and 10, Block 5, p/o Lot 1, Block 6, p/o Lots 2 and 14), Borough of Queens; and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, Community District 2, Borough of Queens (L.U. No. 222; 20195046 HAQ).

By Council Members Salamanca and Kallos.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on October 2, 2018 its request dated October 1, 2018 that the Council take the following actions regarding the proposed Urban Development Action Area Project (the "Project") located at Block 6, Lots 20, 30, 40, 50, 60, 130, 160, 165 (formerly Block 1, p/o Lots 1 and 10, Block 5, p/o Lot 1, Block 6, p/o Lots 2 and 14, Community District 2, Council District No. 26, Borough of Queens (the "Disposition Area")):

1. Find that the present status of the Disposition Area tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
2. Approve the designation of the Disposition Area as an Urban Development Action Area pursuant to Section 693 of the General Municipal Law; and
3. Approve the project as an Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law.

WHEREAS, the Project is to be developed on land that is an eligible area as defined in Section 692 of the General Municipal Law, consists solely of the rehabilitation or conservation of existing private or multiple dwellings or the construction of one to four unit dwellings, and does not require any change in land use permitted under the New York City Zoning Resolution;

WHEREAS, the application is related to previously approved City Council Resolution No. 1695; L.U. No. 908 of November 13, 2008;

WHEREAS, upon due notice, the Council held a public hearing on the Project on October 3, 2018;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Project;

RESOLVED:

The Council finds that the present status of the Disposition Area tends to impair or arrest the sound growth and development of the City of New York and that a designation of the Project as an Urban Development Action Area Project is consistent with the policy and purposes stated in Section 691 of the General Municipal Law.

The Council approves the designation of the Disposition Area as an Urban Development Action Area pursuant to Section 693 of the General Municipal Law.

The Council approves the project as an Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law.

The Project shall be developed in a manner consistent with the Project Summary that HPD has submitted to the Council on October 2, 2018, a copy of which is attached hereto.

ATTACHMENT:

PROJECT SUMMARY

- | 1. PROJECT: | Hunters Point South | | | | | | | | | | | | | | | | | | |
|--|---|--------------|---------------|----------------|-------------------------|----------------|---------------------|----------------|-------------------------|----------------|---------------------|---|---------------------|---|--------------------------|---|--------------------------|---|--------------------------|
| 2. LOCATION: | | | | | | | | | | | | | | | | | | | |
| a. BOROUGH: | Queens | | | | | | | | | | | | | | | | | | |
| b. COMMUNITY DISTRICT: | 2 | | | | | | | | | | | | | | | | | | |
| c. COUNCIL DISTRICT: | 26 | | | | | | | | | | | | | | | | | | |
| d. DISPOSITION AREA: | <table border="0" style="margin-left: 20px;"> <thead> <tr> <th style="text-align: left;"><u>BLOCK</u></th> <th style="text-align: left;"><u>LOT(S)</u></th> </tr> </thead> <tbody> <tr> <td>6 (formerly 1)</td> <td>20 (formerly p/o 1, 10)</td> </tr> <tr> <td>6 (formerly 1)</td> <td>30 (formerly p/o 1)</td> </tr> <tr> <td>6 (formerly 1)</td> <td>40 (formerly p/o 1, 10)</td> </tr> <tr> <td>6 (formerly 5)</td> <td>50 (formerly p/o 1)</td> </tr> <tr> <td>6</td> <td>60 (formerly p/o 2)</td> </tr> <tr> <td>6</td> <td>130 (formerly p/o 1, 10)</td> </tr> <tr> <td>6</td> <td>165 (formerly p/o 2, 14)</td> </tr> <tr> <td>6</td> <td>160 (formerly p/o 2, 14)</td> </tr> </tbody> </table> | <u>BLOCK</u> | <u>LOT(S)</u> | 6 (formerly 1) | 20 (formerly p/o 1, 10) | 6 (formerly 1) | 30 (formerly p/o 1) | 6 (formerly 1) | 40 (formerly p/o 1, 10) | 6 (formerly 5) | 50 (formerly p/o 1) | 6 | 60 (formerly p/o 2) | 6 | 130 (formerly p/o 1, 10) | 6 | 165 (formerly p/o 2, 14) | 6 | 160 (formerly p/o 2, 14) |
| <u>BLOCK</u> | <u>LOT(S)</u> | | | | | | | | | | | | | | | | | | |
| 6 (formerly 1) | 20 (formerly p/o 1, 10) | | | | | | | | | | | | | | | | | | |
| 6 (formerly 1) | 30 (formerly p/o 1) | | | | | | | | | | | | | | | | | | |
| 6 (formerly 1) | 40 (formerly p/o 1, 10) | | | | | | | | | | | | | | | | | | |
| 6 (formerly 5) | 50 (formerly p/o 1) | | | | | | | | | | | | | | | | | | |
| 6 | 60 (formerly p/o 2) | | | | | | | | | | | | | | | | | | |
| 6 | 130 (formerly p/o 1, 10) | | | | | | | | | | | | | | | | | | |
| 6 | 165 (formerly p/o 2, 14) | | | | | | | | | | | | | | | | | | |
| 6 | 160 (formerly p/o 2, 14) | | | | | | | | | | | | | | | | | | |
| 3. BASIS OF DISPOSITION PRICE: | Negotiated | | | | | | | | | | | | | | | | | | |
| 4. TYPE OF PROJECT: | New Construction | | | | | | | | | | | | | | | | | | |
| 5. APPROXIMATE NUMBER OF BUILDINGS: | 16 | | | | | | | | | | | | | | | | | | |
| 6. APPROXIMATE NUMBER OF UNITS: | 4,076 | | | | | | | | | | | | | | | | | | |
| 7. HOUSING TYPE: | Rental and Homeownership | | | | | | | | | | | | | | | | | | |
| 8. ESTIMATE OF INITIAL RENTS | <p>Approximately 1,630 units will be rented or sold in accordance with lenders' requirements or at market-rate rents or prices. Approximately 2,446 units will be rented or sold at rent prices affordable to the targeted income group. All affordable units will be subject to rent stabilization.</p> | | | | | | | | | | | | | | | | | | |
| 9. INCOME TARGETS | <p>The affordable units will be rented or sold to households with annual household incomes from up to 30% to up to 165% of Area Median Income. All</p> | | | | | | | | | | | | | | | | | | |

other units will be subject to income targets, if any, in compliance with lenders' requirements.

10. PROPOSED FACILITIES:

Approximately 109,824 square feet of retail space, approximately 45,000 square feet of community facility space, two approximately 80,000-square foot schools, public and private open spaces, and accessory parking spaces.

11. PROPOSED CODES/ORDINANCES:

None

12. ENVIRONMENTAL STATUS:

Environmental Impact Statement

13. PROPOSED TIME SCHEDULE:

Approximately 7 years from initial closing to construction completion

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 226

Report of the Committee on Land Use in favor of approving Application No. 20195063 HAK (Sunset Park IV) submitted by the New York City Department of Housing Preservation and Development pursuant to Section 577 of Article XI of the Private Housing Finance Law requesting the amendment of Resolution 1557 for the year 2017 to extend the duration of an existing exemption from real property taxes to 40 years, for property located at Block 792, Lot 24; and Block 821, Lots 71 and 72, Borough of Brooklyn, Community District 7, Council District 38.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3506) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

BROOKLYN CB - 7

20195063 HAK

Application submitted by the New York City Department of Housing Preservation and Development pursuant to Article XI of the Private Housing Finance Law for an amendment to a previously approved Real Property Tax Exemption located at Block 792, Lot 24 and Block 821, Lots 71 and 72.

INTENT

To approve an amendment to a previously approved Tax Exemption which was adopted by the City Council June 6, 2017, Resolution No. 1557; L.U. No. 671, replacing the “provision 1.a(v)” paragraph of the Resolution.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: Four

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 23, 2018

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor:

Kallos, Deutsch, Diaz.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None.

In connection herewith, Council Members Salamanca and Kallos offered the following resolution:

Res. No. 591

Resolution approving an amendment to a previously approved Real Property Tax Exemption located at Block 792, Lot 24 and Block 821, Lots 71 and 72, Borough of Brooklyn (L.U. No. 226; 20195063 HAK).

By Council Members Salamanca and Kallos.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on September 4, 2018 its request dated September 4, 2018 that the Council take the following action regarding the Amended Real Property Tax Exemption located at Block 792, Lot 24 and Block 821, Lots 71 and 72, Community District 7, Borough of Brooklyn (the "Amended Exemption Area"):

"Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

WHEREAS, the HPD request is related to previously approved City Council Resolution No. 1557; L.U. No. 671, approved June 6, 2017 ("Prior Resolution");

WHEREAS, upon due notice, the Council held a public hearing on the Project on October 3, 2018; and

WHEREAS, the Council has considered the land use and financial implications and other policy issues relating to the Project.

RESOLVED:

The Council approved the deletion of provision 1.a(v) of the previously approved project replacing it with the following:

- (v) "Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (ii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 227

Report of the Committee on Land Use in favor of approving Application No. 20195062 HAK (Sunset Park III) submitted by the New York City Department of Housing Preservation and Development pursuant to Section 577 of Article XI of the Private Housing Finance Law requesting the amendment of Resolution 1556 for the year 2017 to extend the duration of an existing exemption from real property taxes to 40 years, for property located at Block 816, Lot 42, Borough of Brooklyn, Community District 7, Council District 38.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3506) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

BROOKLYN CB - 7

20195062 HAK

Application submitted by the New York City Department of Housing Preservation and Development pursuant to Article XI of the Private Housing Finance Law for an amendment to a previously approved Real Property Tax Exemption located at Block 816, Lot 42.

INTENT

To approve an amendment to a previously approved Tax Exemption which was adopted by the City Council June 6, 2017, Resolution No. 1556; L.U. No. 670, replacing the "provision 1.a(v)" paragraph of the Resolution.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: Four

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION**DATE:** October 23, 2018

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor:

Kallos, Deutsch, Diaz.

Against:

None

Abstain:

None

COMMITTEE ACTION**DATE:** October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None

In connection herewith, Council Members Salamanca and Kallos offered the following resolution:

Res. No. 592

Resolution approving an amendment to a previously approved Real Property Tax Exemption located at Block 816, Lot 42, Borough of Brooklyn (L.U. No. 227; 20195062 HAK).

By Council Members Salamanca and Kallos.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on September 4, 2018 its request dated September 4, 2018 that the Council take the following action regarding the Amended Real Property Tax Exemption located at Block 816, Lot 42, Community District 7, Borough of Brooklyn (the "Amended Exemption Area"):

"Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

WHEREAS, the HPD request is related to previously approved City Council Resolution No. 1556; L.U. No. 670, approved June 6, 2017 (“Prior Resolution”);

WHEREAS, upon due notice, the Council held a public hearing on the Project on October 3, 2018; and

WHEREAS, the Council has considered the land use and financial implications and other policy issues relating to the Project.

RESOLVED:

The Council approved the deletion of provision 1.a(v) of the previously approved project replacing it with the following:

- (v) “Expiration Date” shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 228

Report of the Committee on Land Use in favor of approving Application No. 20195061 HAK (Sunset Park II) submitted by the New York City Department of Housing Preservation and Development pursuant to Section 577 of Article XI of the Private Housing Finance Law requesting the amendment of Resolution 1555 for the year 2017 to extend the duration of an existing exemption from real property taxes to 40 years, for property located at Block 723, Lot 67; Block 774, Lot 59, Block 775; Lots 65, 80; Block 783, Lot 21; Block 784, Lots 38, 39, 45, 47; and Block 814, Lot 20, Borough of Brooklyn, Community District 7, Council District 38.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3506) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT**BROOKLYN CB - 7****20195061 HAK**

Application submitted by the New York City Department of Housing Preservation and Development pursuant to Article XI of the Private Housing Finance Law for an amendment to a previously approved Real Property Tax Exemption located at Block 723, Lot 67; Block 774, Lot 59; Block 775, Lots 65 and 80; Block 783, Lot 21; Block 784, Lots 38, 39, 45, and 47; and Block 814, Lot 20.

INTENT

To approve an amendment to a previously approved Tax Exemption which was adopted by the City Council June 6, 2017, Resolution No. 1555; L.U. No. 669, replacing the "provision 1.a(v)" paragraph of the Resolution.

PUBLIC HEARING**DATE:** October 3, 2018**Witnesses in Favor:** Four**Witnesses Against:** None**SUBCOMMITTEE RECOMMENDATION****DATE:** October 23, 2018

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor:

Kallos, Deutsch, Diaz.

Against:

None

Abstain:

None

COMMITTEE ACTION**DATE:** October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None

In connection herewith, Council Members Salamanca and Kallos offered the following resolution:

Res. No. 593

Resolution approving an amendment to a previously approved Real Property Tax Exemption located at Block 723, Lot 67; Block 774, Lot 59; Block 775, Lots 65 and 80; Block 783, Lot 21; Block 784, Lots 38, 39, 45, and 47; and Block 814, Lot 20, Borough of Brooklyn (L.U. No. 228; 20195061 HAK).

By Council Members Salamanca and Kallos.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on September 4, 2018 its request dated September 4, 2018 that the Council take the following action regarding the Amended Real Property Tax Exemption located at Block 723, Lot 67; Block 774, Lot 59; Block 775, Lots 65 and 80; Block 783, Lot 21; Block 784, Lots 38, 39, 45, and 47; and Block 814, Lot 20, Community District 7, Borough of Brooklyn (the "Amended Exemption Area"):

"Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

WHEREAS, the HPD request is related to a previously approved City Council Resolution No. 1555; L.U. No. 669, approved June 6, 2017 ("Prior Resolution");

WHEREAS, upon due notice, the Council held a public hearing on the Project on October 3, 2018; and

WHEREAS, the Council has considered the land use and financial implications and other policy issues relating to the Project.

RESOLVED:

The Council approved the deletion of provision 1.a(v) of the previously approved project replacing it with the following:

- (v) "Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 229

Report of the Committee on Land Use in favor of approving Application No. 20195060 HAK (Sunset Park I) submitted by the New York City Department of Housing Preservation and Development pursuant to Section 577 of Article XI of the Private Housing Finance Law requesting the amendment of Resolution 1554 for the year 2017 to extend the duration of an existing exemption from real property taxes to 40 years, for property located at Block 764, Lot 36; Block 792, Lot 56; Block 799, Lot 25; Block 809, Lots 2, 3, 4, 5, 6, 7; Block 816, Lots 36, 37; Block 817, Lots 1,5; Block 821, Lot 12; Block 830, Lots 33, 35; Block 832, Lot 51; and Block 839, Lot 6, Borough of Brooklyn, Community District 7, Council District 38.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3506) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

BROOKLYN CB - 7

20195060 HAK

Application submitted by the New York City Department of Housing Preservation and Development pursuant to Article XI of the Private Housing Finance Law for an amendment to a previously approved Real Property Tax Exemption located at Block 764, Lot 36; Block 792, Lot 56; Block 799, Lot 25; Block 809, Lots 2, 3, 4, 5, 6, and 7; Block 816, Lots 36 and 37; Block 817, Lots 1 and 5; Block 821, Lot 12; Block 830, Lots 33 and 35; Block 832, Lot 51; and Block 839, Lot 6.

INTENT

To approve an amendment to a previously approved Tax Exemption which was adopted by the City Council June 6, 2017, Resolution No. 1554; L.U. No. 668, replacing the "provision 1.a(v)" paragraph of the Resolution.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: Four

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 23, 2018

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor:

Kallos, Deutsch, Diaz.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None

In connection herewith, Council Members Salamanca and Kallos offered the following resolution:

Res. No. 594

Resolution approving an amendment to a previously approved Real Property Tax Exemption located at Block 764, Lot 36; Block 792, Lot 56; Block 799, Lot 25; Block 809, Lots 2, 3, 4, 5, 6, and 7; Block 816, Lots 36 and 37; Block 817, Lots 1 and 5; Block 821, Lot 12; Block 830, Lots 33 and 35; Block 832, Lot 51; and Block 839, Lot 6, Borough of Brooklyn (L.U. No. 229; 20195060 HAK).

By Council Members Salamanca and Kallos.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on September 4, 2018 its request dated September 4, 2018 that the Council take the following action regarding the Amended Real Property Tax Exemption located at Block 764, Lot 36; Block 792, Lot 56; Block 799, Lot 25; Block 809, Lots 2, 3, 4, 5, 6, and 7; Block 816, Lots 36 and 37; Block 817,

Lots 1 and 5; Block 821, Lot 12; Block 830, Lots 33 and 35; Block 832, Lot 51; and Block 839, Lot 6, Community District 7, Borough of Brooklyn (the "Amended Exemption Area"):

"Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (ii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

WHEREAS, the HPD request is related to a previously approved City Council Resolution No. 1554; L.U. No. 668, approved June 6, 2017 ("Prior Resolution");

WHEREAS, upon due notice, the Council held a public hearing on the Project on October 3, 2018; and

WHEREAS, the Council has considered the land use and financial implications and other policy issues relating to the Project.

RESOLVED:

The Council approved the deletion of provision 1.a(v) of the previously approved project replacing it with the following:

- (v) "Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (ii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 233

Report of the Committee on Land Use in favor of approving Application No. 20195067 HAK (Hopkinson/Park Place) submitted by the New York City Department of Housing Preservation and Development pursuant to Article 16 of the General Municipal Law to amend a prior resolution for the approval of an Urban Development Action Area Project, for real property located at Block 1468, Lot 56 (formerly p/o Lots 56, Lots 58 and 60), Block 1468, Lot 63 (formerly p/o Lot 56, Lots 63 and 64), Borough of Brooklyn, Community District 16, Council District 41.

The Committee on Land Use, to which the annexed Land Use item was referred on September 26, 2018 (Minutes, page 3767) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

BROOKLYN CB - 16

20195067 HAK

Application submitted by the New York City Department of Housing Preservation and Development for an amendment to a previously approved Urban Development Action Area Project under Article 16 of the General Municipal Law (GML) for property located at Block 1468, Lot 56 (Formerly p/o Lot 56, Lots 58 and 60) and Block 1468, Lot 63 (Formerly p.o Lot 56, Lots 63 and 64).

INTENT

To approve the amendment of a previously approved City Council Resolution dated December 21, 2009 (Resolution No. 2315, L.U. No. 1288) and February 15, 2018 (Resolution No. 195, L.U. No. 25) approve the amended Project Summary.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: Three

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 23, 2018

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor:

Kallos, Deutsch, Diaz.

Against:

None

Abstain:

None

COMMITTEE ACTION**DATE:** October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None

In connection herewith, Council Members Salamanca and Kallos offered the following resolution:

Res. No. 595

Resolution approving an Amended Project as an Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law, for property located at Block 1468, Lot 56 (Formerly p/o Lot 56, Lots 58 and 60) and Block 1468, Lot 63 (Formerly p/o Lot 56, Lots 63 and 64), Borough of Brooklyn, Community District 14 (L.U. No. 233; 20195067 HAK).

By Council Members Salamanca and Kallos.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council September 10, 2018 its request dated September 6, 2018, pursuant to Section 694 of the General Municipal Law, that the Council approve an Amended Project as an Urban Development Area Project (the "Amended Project") for property located at Block 1468, Lot 56 (Formerly p/o Lot 56, Lots 58 and 60) and Block 1468, Lot 63 (Formerly p/o Lot 56, Lots 63 and 64), Community Districts 1 and 3, Borough of the Bronx (the "Disposition Area");

WHEREAS, the request made by the New York City Department of Housing and Development is related to a previously approved City Council Resolution No. 2315 (L.U. No. 1288) dated December 21, 2009 and Resolution No. 195 (L.U. No. 25) dated February 15, 2018 (the "Original Resolution");

WHEREAS, upon due notice, the Council held a public hearing on the Amended Project on October 23, 2018; and

WHEREAS, the Council has considered the land use and financial implications and other policy issues relating to the Amended Project.

RESOLVED:

The Council approves the Amended Project as an Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law.

The Amended Project shall be developed upon the terms and conditions in the Amended Project Summary that HPD has submitted to the Council on September 10, 2018, a copy of which is attached hereto.

ATTACHMENT:**PROJECT SUMMARY**

1. **PROGRAM:** NEW INFILL HOMEOWNERSHIP OPPORTUNITIES PROGRAM
2. **PROJECT:** Hopkinson/Park Place
3. **LOCATION:**
 - a. **BOROUGH:** Brooklyn
 - b. **COMMUNITY DISTRICT:** 16
 - c. **COUNCIL DISTRICT:** 41
 - d. **DISPOSITION AREA:** BLOCKS LOTS

1468	56 (Formerly p/o Lot 56, Lots 58 and 60)
1468	63 (Formerly p/o Lot 56, Lots 63 and 64)
4. **BASIS OF DISPOSITION PRICE:** Nominal. Sponsor will pay one dollar per tax lot and deliver a note and mortgage for the remainder of the appraised value ("Land Debt"). For a period of forty (40) years following completion of construction, the Land Debt will be repayable out of resale or refinancing profits.
5. **TYPE OF PROJECT:** New Construction
6. **APPROXIMATE NUMBER OF BUILDINGS:** Up to 3
7. **APPROXIMATE NUMBER OF UNITS:** 25
8. **HOUSING TYPE:** Cooperative Units. If homes remain unsold at the end of the Marketing Period and HPD determines in writing that (i) sale is not feasible within a reasonable time, and (ii) a rental fallback is the best available alternative, then the unsold homes may be rented in accordance with the written instructions of HPD.
9. **ESTIMATE OF INITIAL PRICE:** Sales prices will be affordable to families with annual household incomes between 80% and 130% of the area median income (AMI).
10. **LIENS FOR LAND DEBT AND CITY SUBSIDY:** Each of the Land Debt and the amount of any construction financing provided through loans from the City ("City Subsidy") will be secured by

mortgage(s) on the Disposition Area and, at the time of conversion of the HPD construction loan to the HPD permanent loan ("Conversion"), either or both of the Land Debt and the City Subsidy may be unsecured based on the appraised value of the cooperative units. HPD may also forgive the Land Debt (but not the City Subsidy) at the time of Conversion based on the appraised value of the cooperative units and/or if HPD determines that the forgiveness is necessary to reduce the taxable consideration for the cooperative units. The HDFC cooperative will repay the Land Debt and City Subsidy, if any, attributable to the property by delivering a note(s) and mortgage(s) and/or conditional grant agreement to the City. The sum evidenced by the note(s) and secured by the mortgage(s) will be reduced to zero upon maturity of the Land Debt and City Subsidy, respectively, if the HDFC cooperative has complied with the regulatory agreement.

- | | |
|---------------------------------------|---|
| 11. INCOME TARGETS: | Families with annual household incomes between 80% and 130% of AMI. |
| 12. PROPOSED FACILITIES: | None |
| 13. PROPOSED CODES/ORDINANCES: | None |
| 14. ENVIRONMENTAL STATUS: | Negative Declaration |
| 15. PROPOSED TIME SCHEDULE: | Approximately 18 months from closing to completion of construction. |

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 234

Report of the Committee on Land Use in favor of approving Application No. 20195066 HAM (21 Arden Street) submitted by the New York City Department of Housing Preservation and Development pursuant to Article 16 of the General Municipal Law for approval of an Urban Development Action Area Project and related actions, and for the approval of a real property tax exemption pursuant to

Section 577 of Article XI of the Private Housing Finance Law for real property located at Block 2174, Lot 188, Borough of Manhattan, Community District 12, Council District 10.

The Committee on Land Use, to which the annexed Land Use item was referred on September 26, 2018 (Minutes, page 3768) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

MANHATTAN CB - 12

20195066 HAM

Application submitted by the New York City Department of Housing Preservation and Development pursuant to Article 16 of the General Municipal Law for approval of an urban development action area project, waiver of the area designation requirement of Section 693 of the General Municipal Law, and waiver of the requirements of Sections 197-c and 197-d of the New York City Charter and a real property tax exemption pursuant to Article XI of the Private Housing Finance Law for property located at 21 Arden Street (Block 2174, Lot 188).

INTENT

To approve the Project as an Urban Development Action Area Project and a real property tax exemption pursuant to Article XI of the Private Housing Finance Law for the project to provide approximately 15 affordable cooperative dwelling units.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: Three

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 23, 2018

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor:

Kallos, Deutsch, Diaz.

Against:
None

Abstain:
None

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:
None

Abstain:
None,

In connection herewith, Council Members Salamanca and Kallos offered the following resolution:

Res. No. 596

Resolution approving an Urban Development Action Area Project pursuant to Article 16 of the General Municipal Law and a real property tax exemption pursuant to Article XI of the Private Housing Finance Law for property located at 21 Arden Street (Block 2174, Lot 188), Borough of Manhattan; and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, Community District 12, Borough of Manhattan (L.U. No. 234; 20195066 HAM).

By Council Members Salamanca and Kallos.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on September 10, 2018 its request dated September 7, 2018 that the Council take the following action regarding the proposed Urban Development Action Area Project (the "Project") located at 21 Arden Street (Block 2174, Lot 188), Community District 12, Borough of Manhattan (the "Disposition Area"):

1. Find that the present status of the Disposition Area tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
2. Waive the area designation requirement of Section 693 of the General Municipal Law pursuant to Section 693 of the General Municipal Law;
3. Waive the requirements of Sections 197-c and 197-d of the Charter pursuant to Section 694 of the General Municipal Law;
4. Approve the project as an Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law; and
5. Approve an exemption of the project from real property taxes pursuant to Section 577 of Article XI of the Private Housing Finance Law.

WHEREAS, the Project is to be developed on land that is an eligible area as defined in Section 692 of the General Municipal Law, consists solely of the rehabilitation or conservation of existing private or multiple dwellings or the construction of one to four unit dwellings, and does not require any change in land use permitted under the New York City Zoning Resolution;

WHEREAS, upon due notice, the Council held a public hearing on the Project on October 3, 2018; and

WHEREAS, the Council has considered the land use and financial implications and other policy issues relating to the Project.

RESOLVED:

The Council finds that the present status of the Disposition Area tends to impair or arrest the sound growth and development of the City of New York and that a designation of the Project as an Urban Development Action Area Project is consistent with the policy and purposes stated in Section 691 of the General Municipal Law.

The Council waives the area designation requirement pursuant to Section 693 of the General Municipal Law.

The Council waives the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law.

The Council approves the Project as an Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law.

The Project shall be developed in a manner consistent with the Project Summary that HPD has submitted to the Council on September 10, 2018, a copy of which is attached hereto.

Pursuant to Section 577 of Article XI of the Private Housing Finance Law, the Council approves an exemption of the Disposition Area from real property taxes as follows:

- a. All of the value of the property in the Disposition Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the later of (i) the date of conveyance of the Disposition Area to the Sponsor, or (ii) the date that HPD and the Sponsor enter into a regulatory agreement governing the operation of the Disposition Area ("Effective Date") and terminating upon the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the regulatory agreement between HPD and the Sponsor, or (iii) the date upon which the Disposition Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company ("Expiration Date").
- b. Notwithstanding any provision hereof to the contrary, the exemption from real property taxation provided hereunder ("Exemption") shall terminate if HPD determines at any time that (i) the Disposition Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Disposition Area is not being operated in accordance with the requirements of the regulatory agreement between HPD and the Sponsor, (iii) the Disposition Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, or (iv) the demolition of any private or multiple dwelling on the Disposition Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of

any such determination to the owner of the Disposition Area and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified herein, the Exemption shall prospectively terminate.

- c. In consideration of the Exemption, the Sponsor and any future owner of the Disposition Area, for so long as the Exemption shall remain in effect, shall waive the benefits, if any, of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state or federal law, rule or regulation.

ATTACHMENT:

PROJECT SUMMARY

- | | | | |
|--|---|------------|-----------------|
| 1. PROGRAM: | AFFORDABLE NEIGHBORHOOD
COOPERATIVE PROGRAM | | |
| 2. PROJECT: | 21 Arden Street | | |
| 3. LOCATION: | | | |
| a. BOROUGH: | Manhattan | | |
| b. COMMUNITY DISTRICT: | 12 | | |
| c. COUNCIL DISTRICT: | 10 | | |
| d. DISPOSITION AREA: | <u>BLOCK</u> | <u>LOT</u> | <u>ADDRESS</u> |
| | 2174 | 188 | 21 Arden Street |
| 4. BASIS OF DISPOSITION PRICE: | Nominal (\$1.00 per building). The Sponsor will also deliver a note and mortgage for the remainder of the appraised value ("Land Debt"). For a period of up to sixty (60) years following cooperative conversion, the Land Debt will be repayable out of resale or refinancing profits. For a period of up to sixty (60) years following cooperative conversion, the Land Debt will be repayable out of resale or refinancing profits. The remaining balance, if any, may be forgiven in the final year of that period. | | |
| 5. TYPE OF PROJECT: | Rehabilitation | | |
| 6. APPROXIMATE NUMBER OF BUILDINGS: | 1 Multiple Dwelling | | |
| 7. APPROXIMATE NUMBER OF UNITS: | 15 | | |

- 8. HOUSING TYPE:** Cooperative. If units remain unsold at the end of the marketing period and HPD determines in writing that (i) sale is not feasible within a reasonable time, and (ii) a rental fallback is the best available alternative, then HPD will select a new owner to operate the building as rental housing in accordance with the written instructions of HPD.
- 9. ESTIMATE OF INITIAL PRICE:** The cooperative interests attributable to occupied apartments will be sold to the existing tenants for \$2,500 per apartment. The cooperative interests attributable to vacant apartments will be sold for a price affordable to families earning no more than 165% of the area median income.
- 10. INCOME TARGETS:** The Disposition Area contains an occupied building which will be sold subject to existing tenancies. After sale, units must be resold in compliance with federal regulations, where applicable. Units not subject to such regulation may be resold to purchasers with annual household incomes up to 165% of the area median.
- 11. PROPOSED FACILITIES:** None
- 12. PROPOSED CODES/ORDINANCES:** None
- 13. ENVIRONMENTAL STATUS:** Type II
- 14. PROPOSED TIME SCHEDULE:** Approximately 36 months from closing to cooperative conversion.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 235

Report of the Committee on Land Use in favor of approving Application No. C 180265 ZMQ (69-02 Queens Boulevard) submitted by 69-02 Queens Boulevard Woodside, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 9d, Borough of Queens, Community District 2, Council District 30.

The Committee on Land Use, to which the annexed Land Use item was referred on September 26, 2018 (Minutes, page 3768), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 235 & Res. No.601 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

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.

Report for L.U. No. 236

Report of the Committee on Land Use in favor of approving Application No. N 180266 ZRQ (69-02 Queens Boulevard) submitted by 69-02 Queens Boulevard Woodside, LLC pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the city of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Queens, Community District 2, Council District 30.

The Committee on Land Use, to which the annexed Land Use item was referred on September 26, 2018 (Minutes, page 3768), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 236 & Res. No. 602 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

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.

Report for L.U. No. 237

Report of the Committee on Land Use in favor of approving Application No. C 180267 ZSQ (69-02 Queens Boulevard) submitted by 69-02 Queens Boulevard Woodside, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743 of the Zoning Resolution to facilitate a proposed mixed-use development, within a large scale general development, on property located at 69-02 Queens Boulevard (Block 2432, Lots 9, 21, 41, 44, and 50), Borough of Queens, Community District 2, Council District 30. 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 11.20(b) of the Council and Section 197-d(b)(3) of the New York City Charter.

The Committee on Land Use, to which the annexed Land Use item was referred on September 26, 2018 (Minutes, page 3768), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 237 & Res. No. 603 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

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.

Report for L.U. No. 244

Report of the Committee on Land Use in favor of approving Application No. C 180085 ZMQ (Variety Boys and Girls Club Rezoning) submitted by Variety Boys and Girls Club of Queens pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9a, changing from an R6B District to an R7X District and changing from an R7A District to an R7X District property located at 21-12 30th Road, 21-01 30th Drive, 21-23 30th Drive and 21-22 30th Road (Block 550, Lots 7, 10, p/o 5 and p/o 27), Borough of Queens, Community District 1, Council District 22.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2018 (Minutes, page 3908), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 244 & Res. No. 604 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

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.

Report for L.U. No. 245

Report of the Committee on Land Use in favor of approving Application No. N 180086 ZRQ (Variety Boys and Girls Club Rezoning) submitted by Variety Boys and Girls Club of Queens, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing Area on property located at Block 550, Lots 7, 10, p/o 5 and p/o 27, Borough of Queens, Community District 1, Council District 22.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2018 (Minutes, page 3908), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 245 & Res. No. 605 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

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.

Report for L.U. No. 246

Report of the Committee on Land Use in favor of approving Application No. C 180211 ZMQ (11-14 35th Avenue Rezoning) submitted by Ravi Management, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment to the Zoning Map, Section No. 9a, changing from an R5 District to an R6A District Borough of Queens, Community District 1, Council District 26.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2018 (Minutes, page 3908) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

QUEENS CB - 1

C 180211 ZMQ

City Planning Commission decision approving an application submitted by Ravi Management, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment to the Zoning Map, Section No. 9a:

1. changing from an R5 District to an R6A District property bounded by 35th Avenue, 12th Street, 36th Avenue, and a line midway between 11th Street and 12th Street; and
2. establishing within the proposed R6A District a C1-3 District bounded by 35th Avenue, 12th Street, 36th Avenue, and a line midway between 11th Street and 12th Street;

as shown on a diagram (for illustrative purposes only) dated May 7, 2018, and subject to the conditions of CEQR Declaration E-480.

INTENT

To approve the amendment to the Zoning Map, Section No. 9a, in order to change from an R5 District to an R6A District and establish within the proposed R6A District a C1-3 District, which in conjunction with the related action would facilitate the development of a new eight-story mixed-use building with approximately 74 dwelling units, including 22 permanently affordable units, and ground floor retail space at 11-14 35th Avenue, in the Ravenswood neighborhood of Queens, Community District 1.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: Four

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 22, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Richards, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 597

Resolution approving the decision of the City Planning Commission on ULURP No. C 180211 ZMQ, a Zoning Map amendment (L.U. No. 246).

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 28, 2018 its decision dated September 26, 2018 (the "Decision"), on the application submitted by Ravi Management, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 9a, changing from an R5 District to an R6A District and establishing within the proposed R6A District a C1-3 District, which in conjunction with the related action, would facilitate the development of a new eight-story mixed-use building at 11-14 35th Avenue in the Ravenswood neighborhood of Queens, Community District 1, (ULURP No. C 180211 ZMQ), Community District 1, Borough of Queens (the "Application");

WHEREAS, the Application is related to application N 180212 ZRQ (Pre. L.U. No. 247), a zoning text amendment to designate a Mandatory Inclusionary Housing (MIH) area;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2018;

WHEREAS, the Council has considered the land use and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 7, 2018 (CEQR No. 18DCP079Q), which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality and noise and an (E) designation requirements related to hazardous materials would apply to development sites Block 331, Lots 27, 38, and 50 (Projected Development Sites 1, 2, 3) (E-480) (the “Negative Declaration”).

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 180211 ZMQ, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is hereby amended by changing the Zoning Map, Section No. 9a:

1. changing from an R5 District to an R6A District property bounded by 35th Avenue, 12th Street, 36th Avenue, and a line midway between 11th Street and 12th Street; and
2. establishing within the proposed R6A District a C1-3 District bounded by 35th Avenue, 12th Street, 36th Avenue, and a line midway between 11th Street and 12th Street;

as shown on a diagram (for illustrative purposes only) dated May 7, 2018, and subject to the conditions of CEQR Declaration E-480, Community District 1, Borough of Queens.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 247

Report of the Committee on Land Use in favor of approving Application No. N 180212 ZRQ (11-14 35th Avenue Rezoning) submitted by Ravi Management, LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing Area, Borough of Queens, Community District 1, Council District 26.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2018 (Minutes, page 3908) and which same Land Use item was coupled with the resolution shown below, respectfully

REPORTS:**SUBJECT****QUEENS CB - 1****N 180212 ZRQ**

City Planning Commission decision approving an application submitted by Ravi Management, LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing Area.

INTENT

To approve the amendment to the text of the Zoning Resolution, in order to establish a Mandatory Inclusionary Housing area, along with the related action facilitate the development of a new eight-story mixed-use building with approximately 74 dwelling units, including 22 permanently affordable units, and ground floor retail space at 11-14 35th Avenue, in the Ravenswood neighborhood of Queens, Community District 1.

PUBLIC HEARING**DATE:** October 3, 2018**Witnesses in Favor:** Four**Witnesses Against:** None**SUBCOMMITTEE RECOMMENDATION****DATE:** October 22, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Richards, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 598

Resolution approving the decision of the City Planning Commission on Application No. N 180212 ZRQ (L.U. No. 247), for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing Area, Borough of Queens, Community District 1.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 28, 2018 its decision dated September 26, 2018 (the "Decision"), pursuant to Section 201 of the New York City Charter, regarding an application submitted by the Ravi Management, LLC, for an amendment of the text of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing Area, which in conjunction with the related action, would facilitate the development of a new eight-story mixed-use building with approximately 74 dwelling units, including 22 permanently affordable units, and ground floor retail space at 11-14 35th Avenue, in the Ravenswood neighborhood of Queens, Community District 1, (Application No. N 180212 ZRQ), Community District 1, Borough of Queens (the "Application");

WHEREAS, the Application is related to application C 180211 ZMQ (Pre. L.U. No. 246), a Zoning Map amendment to change an R5 zoning district to an R6A/C1-3 district;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2018;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 7, 2018 (CEQR No. 18DCP079Q), which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality and noise and an (E) designation requirements related to hazardous materials would apply to development sites Block 331, Lots 27, 38, and 50 (Projected Development Sites 1, 2, 3) (E-480) (the “Negative Declaration”).

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Section 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, N 180212 ZRQ, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

Matter underlined is new, to be added;

Matter ~~struck out~~ is to be deleted;

Matter within # # is defined in Section 12-10;

*** indicates where unchanged text appears in the Zoning Resolution.

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

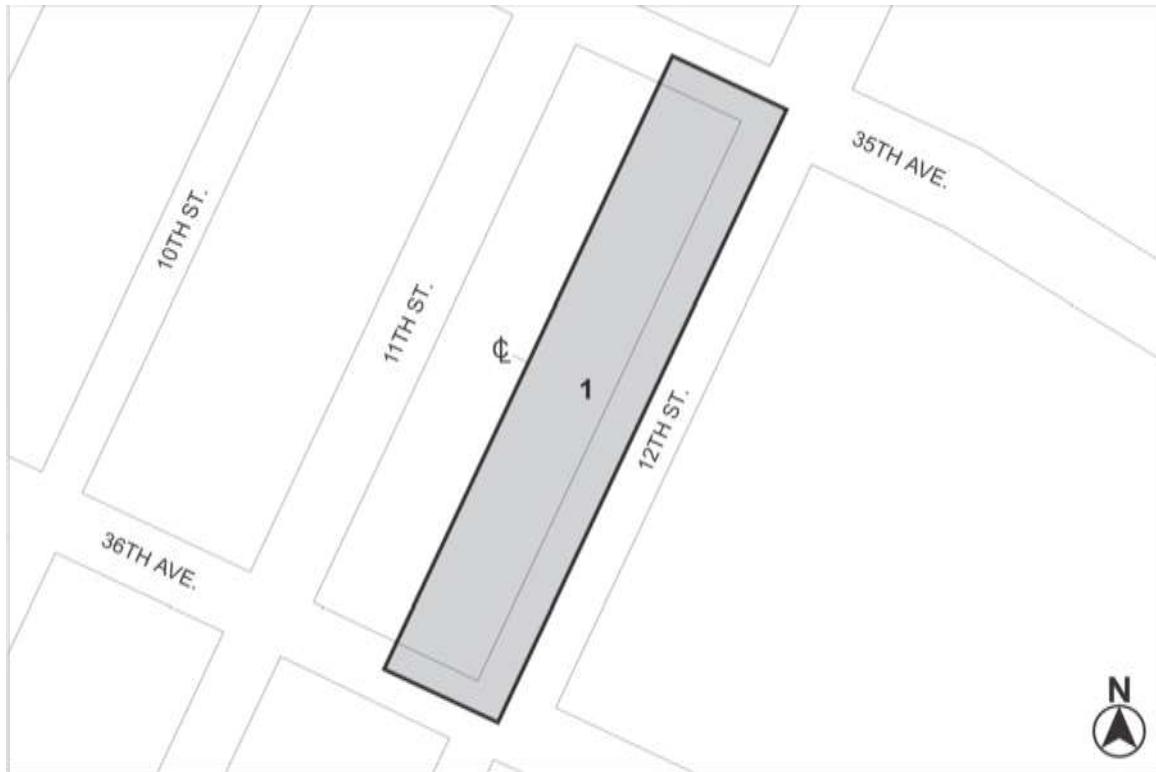
Queens

* * *

Queens Community District 1

* * *

Map 4 – [date of adoption]



Mandatory Inclusionary Housing Area (see Section 23-154(d)(3))

Area 1 — [date of adoption] — MIH Program Option 1 and Option 2

Portion of Community District 1, Queens

* * *

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 248

Report of the Committee on Land Use in favor of approving Application No. C 180186 ZMK (3901 9th Avenue Rezoning) submitted by 39 Group Inc., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment to the Zoning Map, Section No. 22c, changing from an M1-2 District to an R7A District and establishing within the proposed R7A District a C2-4 District, for property located at Block 5583, Lots 6, 12, and 13 and p/o Lots 15, 16, and 17, Borough of Brooklyn, Community District 12, Council District 38.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2018 (Minutes, page 3909), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 248 & Res. No. 606 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

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.

Report for L.U. No. 249

Report of the Committee on Land Use in favor of approving Application No. N 180187 ZRK (3901 9th Avenue Rezoning) submitted by 39 Group Inc., pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing Area, Borough of Brooklyn, Community District 12, Council District 38.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2018 (Minutes, page 3909), respectfully

REPORTS:

(For text of the updated report, please see the Report of the Committee on Land Use for L.U. No. 249 & Res. No. 607 printed in the General Order Calendar section of these Minutes)

Accordingly, this Committee recommends its adoption, as modified.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

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.

Report of the Committee on Public Safety

Report for Int. No. 444-A

Report of the Committee on Public Safety in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to requiring all NYPD officers to receive sensitivity training to assist them in responding to victims of harassment and sexual assault.

The Committee on Public Safety, to which the annexed proposed amended local law was referred on February 14, 2018 (Minutes, page 663), respectfully

REPORTS:

I. INTRODUCTION

On October 29, 2018, the Committee on Public Safety, chaired by Donovan Richards, will vote on Proposed Introduction Number 444-A (Prop. Int. 444-A), Proposed Introduction Number 781-A (Prop. Int. 781-A), Proposed Introduction Number 784-A (Prop. Int. 784-A), and Proposed Introduction Number 785-A (Prop. Int. 785-A). The Committee previously heard these bills on March 19, 2018. Representatives of the New York Police Department (NYPD) and various advocates, stakeholders, and members of the public testified at that hearing.

II. BACKGROUND

As defined in the New York State Penal Law, sex crimes include: rape in the first,¹ second,² and third degrees;³ sexual misconduct;⁴ criminal sexual act in the first,⁵ second⁶ or third degree;⁷ forcible touching;⁸ predatory sexual assault;⁹ predatory sexual assault against a child;¹⁰ course of sexual conduct against a child in the first¹¹ or second degree;¹² sexual abuse in the first,¹³ second¹⁴ or third degree;¹⁵ persistent sexual abuse;¹⁶ and aggravated sexual abuse in the first,¹⁷ second,¹⁸ third¹⁹ or fourth degree.²⁰

Recognizing that those who have experienced sexual violence should be referenced in a manner based on their preference, for the purpose of this committee report, the terms “victim” and “survivor” will be used in accordance with the usage employed by the Rape, Abuse & Incest National Network (RAINN).²¹ As such, the

¹ N.Y. Penal Law § 130.35; § 130.00 (definitions); § 70.80 (penalty).

² N.Y. Penal Law § 130.30; *See also Id.* § 130.00 (definitions); *Id.* § 70.80 (penalty).

³ N.Y. Penal Law § 130.25; *Id.* § 130.05 (consent); *Id.* § 70.80 (penalty).

⁴ N.Y. Penal Law § 130.20; *Id.* § 70.15 (penalty).

⁵ N.Y. Penal Law § 130.50; *Id.* § 70.80 (penalty).

⁶ N.Y. Penal Law § 130.45; *See also Id.* § 70.80 (penalty).

⁷ N.Y. Penal Law § 130.40; *See also Id.* § 70.80 (penalty).

⁸ N.Y. Penal Law § 130.52; *See id.* § 70.15 (penalty).

⁹ N.Y. Penal Law § 130.95; *See also Id.* §§ 70.80, 70.00, 70.06, 70.08 (penalty).

¹⁰ N.Y. Penal Law § 130.96; *See also Id.* §§ 70.80, 70.00, 70.06, 70.08 (penalty).

¹¹ N.Y. Penal Law § 130.75; *See also Id.* § 70.80 (penalty).

¹² N.Y. Penal Law § 130.80; *See also Id.* § 70.80 (penalty).

¹³ N.Y. Penal Law § 130.65; *See also Id.* §§ 130.00, 130.05 (definitions); *Id.* § 70.80 (penalty).

¹⁴ N.Y. Penal Law § 130.60; *See also Id.* § 130.00 (definitions); *Id.* § 70.50 (penalty).

¹⁵ N.Y. Penal Law § 130.55; *See also Id.* § 130.00 (definitions); *Id.* § 70.50 (penalty).

¹⁶ N.Y. Penal Law § 130.53; *See also Id.* § 130.00 (definitions); *Id.* § 70.80 (penalty).

¹⁷ N.Y. Penal Law § 130.70; *See also Id.* § 130.00 (definitions); *Id.* § 70.80 (penalty).

¹⁸ N.Y. Penal Law § 130.67; *See also Id.* § 130.00 (definitions); *Id.* § 70.80 (penalty).

¹⁹ N.Y. Penal Law § 130.66; *See also Id.* § 130.00 (definitions); *Id.* § 70.80 (penalty).

²⁰ N.Y. Penal Law § 130.65-a; *See also Id.* § 130.00 (definitions); *Id.* § 70.80 (penalty).

²¹ *See* Howard Spivak (hereinafter “NIJ”), *National Best Practices for Sexual Assault Kits: A Multidisciplinary Approach*, U.S. Department of Justice, 1,2 (2017) (explaining that victim, survivor, and patient are all appropriate and that professionals should use the

term “victim” is applicable when referring to an individual recently affected by sexual violence, when discussing a particular crime, or when referring to aspects of the criminal justice system.²² The term “survivor” is used to refer to an individual who has gone through the recovery process, or when discussing the short- or long-term effects of sexual violence.²³

Sexual assault is a crime that disproportionately impacts women and girls, as well as individuals who identify as lesbian, gay, bisexual, transgender and/or queer (LGBTQ).²⁴ Victims suffer varying levels of trauma from sexual assault incidents, and many are further victimized when engaging with the criminal justice system. Compared to other violent crimes, studies have found significantly low rates of survivors reporting sexual assault to law enforcement.²⁵ NYPD has previously estimated that only five to 20 percent of sexual assaults are reported to law enforcement, with some claiming the true rate to be closer to five percent or lower.²⁶ Common reasons cited by survivors for non-reporting include: embarrassment; fear of reprisal; fear the police will not believe them; belief that the incident was not egregious enough to report; and belief that police will be ineffective.²⁷

In addition to victims failing to report sex crimes to law enforcement, gender bias and outdated stereotypes about survivors may be pervasive in the manner by which law enforcement responds.²⁸ Stakeholders such as advocates, attorneys, and service providers express concerns regarding how police respond to survivors of sexual assault, including: police inaction, hostility and dismissiveness; police bias based on the identity, or social or immigration status of the victim or abuser; collateral consequences for the survivor, including potential or actual involvement of Child Protective Services, negative immigration or economic consequences for the survivor, the abuser, or the survivor’s family, and potential criminal consequences to the survivor; and lack of alignment between the survivor’s goals and criminal justice system processes.²⁹

A recent NYC Department of Investigation (DOI) report, *An Investigation of NYPD’s Special Victims Division—Adult Sex Crimes* (the “Report”), confirms some of these findings in interviews with service providers, victim advocates, and prosecutors.³⁰ Interviewees repeatedly described situations where new or inexperienced detectives made inappropriate comments or remarks.³¹ In one cited instance, a service provider recounted an investigator’s aggressive questioning re-traumatized a victim.³² This approach effectively shifts the blame to the victim, insinuating that “[they] were asking for it.”³³ Examples of this type of questioning include where law enforcement questioning focuses on whether the victim was intoxicated, what the victim was wearing, and/or whether the victim has a criminal history or a history of engaging in sex work.³⁴ The

terminology appropriate to their discipline); RAINN, *RAINN’S MISSION, About RAINN* (last visited Mar. 27, 2018), available at <https://www.rainn.org/about-rainn>.

²² See RAINN, *Victim or Survivor? Key Terms and Phrases* (last visited Mar. 27, 2018), available at <https://www.rainn.org/articles/key-terms-and-phrases>.

²³ *Id.*

²⁴ See U.S. Department of Justice (hereinafter “DOJ Gender Bias”), *Identifying and Preventing Gender Bias in Law Enforcement Response to Sexual Assault and Domestic Violence* 1, 5 (Dec. 14, 2015), available at <https://www.justice.gov/opa/file/799476/download>.

²⁵ Dean G. Kilpatrick ET AL., *Drug-Facilitated, Incapacitated, and Forcible Rape: A National Study* (2007), available at <https://www.ncjrs.gov/pdffiles1/nij/grants/219181.pdf>.

²⁶ NYC Office of the Inspector General for the NYPD (hereinafter “OIG Report”), *An Investigation of NYPD’s Special Victim Division—Adult Sex Crimes* (Mar. 27, 2018), available at http://www1.nyc.gov/assets/doi/reports/pdf/2018/Mar/SVDReport_32718.pdf.

²⁷ Richard B. Felson & Paul-Philippe Paré, *The Reporting of Domestic Violence and Sexual Assault by Nonstrangers to the Police*, 67 J. Marriage & Fam. 597, 606 (2005).

²⁸ See Danielle Paquette, *Gender and Racial Stereotypes Derail Rape Investigations, Attorney General Says*, WASHINGTON POST (Dec. 15, 2015), available at https://www.washingtonpost.com/news/wonk/wp/2015/12/15/gender-and-racial-stereotypes-derail-rape-investigations-attorney-general-says/?utm_term=.b2223a570b3d; Carrie Bettinger-Lopez, *Identifying and Preventing Gender Bias in Law Enforcement Response to Sexual and Domestic Violence*, WHITE HOUSE BLOG (Oct. 28, 2016), available at <https://obamawhitehouse.archives.gov/blog/2016/10/28/identifying-and-preventing-gender-bias-law-enforcement-response-sexual-assault-and>; Kirwan Institute, *Understanding Implicit Bias*, OHIO STATE UNIVERSITY (2015), available at <http://kirwaninstitute.osu.edu/research/understanding-implicit-bias/>.

²⁹ ACLU, *Responses from the Field: Sexual Assault, Domestic Violence, and Policing*,

(Oct. 2015), available at <https://www.aclu.org/report/sexual-assault-domestic-violence-and-policing>.

³⁰ OIG Report, *Supra* note 26.

³¹ *Id.* at 28.

³² *Id.*

³³ Jessica Valenti, *Asking for It*, THE NATION (Jan. 11, 2013), available at <https://www.thenation.com/article/asking-it/>.

³⁴ *Id.*

victim may be asked about their sexual orientation or gender identity, their relative size compared to the perpetrator, or whether they have a history of mental health issues.³⁵ Furthermore, the victim may also be questioned about a lack of resistance or obvious signs of physical harm.³⁶

Stereotypes about sex crime victims may also be reflected in questions about any delays in reporting, a history of making similar reports, or the victim's personal sexual history.³⁷ Further, gender bias is reflected in police practice in police failure to properly investigate claims and failure to provide interpreters in cases where the survivor has limited English proficiency.³⁸ Gender bias in sex crimes also translates into police practice when a victim's complaints are downgraded (sexual assault is treated less severe because it was committed by an acquaintance) or in police failure to question suspects.³⁹ In fact, DOJ's investigation found that NYPD prioritized "stranger rapes," and high profile cases, while "acquaintance rapes" and other investigations receive less attention.⁴⁰ In some cases, this means the case was not investigated post-arrest.⁴¹

III. NYPD'S SPECIAL VICTIMS DIVISION

The NYPD's Special Victims Division (SVD) is responsible for investigating sex crimes in New York City.⁴² SVD investigators may be designated to enhance arrests by precinct officers for sex crimes, as well as "unusual or high profile cases including sex crime patterns and cases involving multiple perpetrators."⁴³ The involvement of SVD investigators can be triggered by patrol officers responding to 911 calls and walk-in victims; precinct detective squads and hospitals participating in Sexual Assault Response Team (SART) programs;⁴⁴ and prosecutors.⁴⁵

SVD was created in 2003 within the Detective Bureau of the NYPD to demonstrate the department's commitment to the "sensitive nature" of sexual assault and child abuse cases.⁴⁶ Prior to the establishment of SVD, such cases were handled by Special Victims Squads, which existed in every borough.⁴⁷ In April 2010, former Commissioner Raymond Kelly convened the Sex Crimes Working Group ("Working Group") to study the handling of crimes and investigations involving sex offenses by the NYPD.⁴⁸ Based on interviews with relevant stakeholders and a review of NYPD data, rules, and practices, the Working Group issued an internal report to the department of their findings and recommendations to improve NYPD's handling of sex crimes.⁴⁹ Significant findings of the report include: (1) victims are often treated in an insensitive manner by officers who have little or no experience interacting with sex crimes victims; (2) the investigation and prosecution of sex crime cases present particular challenges due to juror skepticism and the critical role of pre-arrest evidence; and (3) crimes are often misclassified leading to premature arrests and incomplete or inadequate investigations of rape or other serious felonies.⁵⁰

In order to address these concerns, the Working Group issued recommendations. First, the Working Group recommended assigning all sex crimes to SVD, which would ensure that an SVD investigator with specific

³⁵ Rhonda Martinson, *Ending Gender Bias in the Law Enforcement Response to Sexual Assault and Domestic Violence* (Aug. 2016), available at <http://www.bwjp.org/assets/documents/pdfs/ovw-gender-bias-roundtable-report.pdf>.

³⁶ DOJ Gender Bias, *Supra* note 24 at 11; *See also* New York State Coalition Against Sexual Assault, *Pocket Guide for Police Response to Sexual Assault* (last visited Mar. 27, 2018), available at <https://ovc.ncjrs.gov/sartkit/tools/lawenforcement/Pocket%20Guide%20for%20Police%20Response%20to%20Sexual%20Assault.pdf>.

³⁷ *Id.*

³⁸ *Id.*

³⁹ *Id.*

⁴⁰ *Id.*

⁴¹ *Id.*

⁴² New York Police Department, *Detectives* (last visited Mar. 27, 2018), available at <https://www1.nyc.gov/site/nypd/bureaus/investigative/detectives.page>.

⁴³ *Id.*

⁴⁴ *Infra* note 74.

⁴⁵ OIG Report, *Supra* note 26 at 1

⁴⁶ *Id.* at i.

⁴⁷ *Id.*

⁴⁸ OIG Report, *Supra* note 26 at 1 & 6; *See also* CBS New York, *NYPD Accepts Advice On Handling Sex Offenses* (Dec. 22, 2010), available at <http://newyork.cbslocal.com/2010/12/22/nypd-accepts-advice-on-handling-sex-offenses/>.

⁴⁹ *Id.*

⁵⁰ *Id.*

skill sets would handle these sensitive cases.⁵¹ Second, require SVD officers, not patrol officers and/or those assigned to late night shifts, to respond to hospitals.⁵² This recommendation came out of several suggestions by medical professionals, prosecutors, and victim advocates who maintain untrained officers fail to “demonstrate adequate sensitivity,” and may refuse to take reports from complainants.⁵³ Third, NYPD should improve relationships with prosecutors, to increase their cooperation, and enhance the training of SVD officers, in addition to all officers assigned to the Patrol, Transit and Housing Bureaus, and non-SVD investigators assigned to detective bureaus that are likely to engage with sex crime complainants as first responders.⁵⁴ Finally, all investigators transferred to SVD should possess “advanced investigatory skills and experience” as sex crime investigations are “fraught with technical, legal, and investigatory complications, ranging from witnesses who [may] be reluctant to legal issues surrounding the collection of DNA.”⁵⁵

Today, SVD officers investigate particular categories of felony sex crimes and all sex crimes against children younger than 13 years of age, as well as allegations of child abuse against children younger than 11 years old and hate crimes.⁵⁶ The recent DOI analysis regarding NYPD sex crime investigations suggests the continued prevalence of many issues flagged in the Sex Crimes Working Group report.

IV. DEPARTMENT OF INVESTIGATIONS REVIEW OF NYPD POLICIES & PRACTICES

According to the March 2018 DOI report,⁵⁷ NYPD has understaffed and under-resourced SVD “for at least nine years, despite recommendations from the [Working Group] in 2010 and consistent warnings raised by SVD leadership in the years since.”⁵⁸ DOI also alleges that internal NYPD documents acknowledge that many sexual assault cases are improperly investigated due to limited staffing and resources.⁵⁹ As a result of understaffing, the Report found that the NYPD prioritized “stranger rapes” and other “high profile” cases, while giving less attention and resources to “acquaintance rapes” and other investigations, as aforementioned.⁶⁰ Furthermore, in some instances, local precinct squads handle the post-arrest investigations of sex crimes, despite not being trained to do so.⁶¹

DOI alleges that the NYPD failed to appropriately respond to Working Group recommendations and concerns about increasing the number of sex crime investigators in SVD.⁶² According to documents obtained by DOI, SVD officials raised concerns about the impact of understaffing on their ability to investigate all sex crimes. Rather than changing staffing levels, however, the NYPD responded by changing how they prioritized cases and giving direction that SVD “did not have to investigate every misdemeanor [sex crime].”⁶³ NYPD internal memoranda show SVD leadership continued to warn of the consequences that understaffing had on their investigations despite the department’s disagreement in their need for more staff.⁶⁴ The DOI report also reveals that additional Working Group recommendations, such as the level of investigatory skills and experience that SVD investigators should possess, have also failed to be implemented.⁶⁵ DOI alleges that officers recruited into SVD “are mostly police officers with no prior relevant investigative experience” even though SVD leadership says it can take “up to five years for these officers to gain the requisite experience to properly investigate these crimes.”⁶⁶ In some instances, DOI identified issues where SVD squad locations were

⁵¹ OIG Report, *Supra* note 26 at 7-8.

⁵² *Id.*

⁵³ *Id.*

⁵⁴ *Id.*

⁵⁵ *Id.*

⁵⁶ *Id.* at 6.

⁵⁷ OIG Report, *Supra* note 26.

⁵⁸ New York City Department of Investigation, *An Investigation of NYPD’s Special Victims Division- Adult Sex Crimes 1, 1* (March 2018), available at https://www1.nyc.gov/assets/doi/reports/pdf/2018/Mar/SVDReport_32718.pdf.

⁵⁹ OIG Report, *Supra* note 26 at 9-16.

⁶⁰ *Id.*; See also Greg B. Smith, *Special Victims Division Badly Understaffed and Date-Rape Investigations are Neglected*, DOI Report Finds, NY Daily News (Mar. 27, 2018), available at <http://www.nydailynews.com/new-york/doi-finds-date-rape-investigations-neglected-nypd-article-1.3898687>.

⁶¹ *Id.*

⁶² *Id.*

⁶³ *Id.* at 13.

⁶⁴ *Id.* at 17.

⁶⁵ *Id.* at 13.

⁶⁶ OIG Report, *Supra* note 26 at 2.

found to be “cramped, unsanitary, and inappropriate for sex crime victims and investigations; case management software was inefficient, outdated, and insecure, potentially allowing confidential information to be publically leaked; and not only inexperience, but inadequate training, caused issues for SVD recruits.”⁶⁷ Documents indicate these issues have been evident to SVD personnel, but that they are unable to confront or cure them due to a lack of resources.⁶⁸

V. BEST PRACTICES

At a high level, national best practice recommendations outline a victim-centric,⁶⁹ multidisciplinary, and collaborative approach.⁷⁰ Recommendations also highlight the importance of training—on trauma, its neurobiological effect and specialized interview skills⁷¹—comprehensive data tracking systems, and ensuring appropriate staffing and leadership to promote reliability in police processes and protocol.⁷²

Multidisciplinary Teams

Establishing a multidisciplinary group of stakeholders allows victims to interact with different representatives in different ways, for different needs, and the feedback received from one discipline helps inform decisions and actions by another.⁷³ A well-functioning multidisciplinary team is important where it can help mitigate issues around communication, provide reassurance and support to sex crime victims, improve victim engagement to facilitate healing, and increase the potential of long-term engagement.⁷⁴ The SART model, includes law enforcement, victim advocates,⁷⁵ forensic medical/laboratory personnel, forensic interviewers, and prosecutors.⁷⁶ SARTs can be effectively utilized in a diverse array of settings.⁷⁷ In fact, SARTs often define themselves by the level of cooperation and collaboration among members while serving victims, or as a response team that dispatches members.⁷⁸ The SART model is also recommended because it helps to minimize the number of contacts that victims must initially make to receive quality medical, legal, and advocacy services.⁷⁹

The nature of sex crimes demands sensitivity and a nuanced, trauma-informed investigative approach.⁸⁰ This is best achieved by vertical units comprised of dedicated, specially-trained individuals to conduct victim sensitive investigations and prosecutions.⁸¹ SARTs form cooperative interagency understandings, while maintaining their own, individual guidelines and protocols.⁸²

Training for a Trauma-Informed Approach

⁶⁷ *Id.* at 34.

⁶⁸ New York City Police Department, *NYPD Response to the Office of the Inspector General's Report on the Special Victims Division* (Mar. 29, 2018), available at <http://webcache.googleusercontent.com/search?q=cache:a-3qQ234HE0J:www1.nyc.gov/site/nypd/news/pr0328/nypd-response-the-office-the-inspector-general-s-report-the-special-victims-division+&cd=1&hl=en&ct=clnk&gl=us>; OIG Report, *Supra* note 26 at 28.

⁶⁹ *Supra* note 21 at 2 (explaining that victim, survivor, and patient are all appropriate and that professionals should use the terminology appropriate to their discipline)

⁷⁰ OIG Report, *Supra* note 26 at 1.

⁷¹ For example, training on nomenclature and language is important where common terms like “justice” mean different things to different victims. In the context of sex crimes investigations, justice often refers to *procedural justice*, or the fairness in the processes and demonstration of the legitimacy of the system to not only the public at large but also those who are victimized.

⁷² OIG Report, *Supra* note 26 at 1.

⁷³ Department of Justice, Office of Justice Programs (hereinafter “OJP SART”), *Develop a SART* (last visited Mar. 29, 2018), available at <https://ovc.ncjrs.gov/sartkit/develop/build-sart.html>.

⁷⁴ NIJ, *Supra* note 21.

⁷⁵ Victim Advocates should be involved early in the process, can be system or community based and not only promote victim well-being but help ensure victims remain engaged in the investigative process. See NIJ *Supra* note 21 at 10.

⁷⁶ NIJ, *Supra* note 21 at 7-9; OJP SART, *Supra* note 73.

⁷⁷ *Id.*

⁷⁸ *Id.*

⁷⁹ *Id.*

⁸⁰ *Id.*

⁸¹ *Id.*

⁸² *Id.*

Experiencing major traumas, such as sex crimes, has a significant effect on victims' health and well-being.⁸³ At the same time, a lack of understanding of sex crimes and the trauma that victims experience can cause harm to a victim and in turn, harm to the case.⁸⁴ As such, it is important that those interacting with victims understand the impact and effect of trauma on victims' behavior, responses and memory.⁸⁵ This can be achieved through appropriate training.⁸⁶

While various training models exist, one oft-cited model is the Forensic Experiential Trauma Interview ("FETI").⁸⁷ The FETI technique encourages more free narrative responses, and more complete recall.⁸⁸ Those working with victims at all levels should be adequately trained, so that medical professionals and even prosecutors apply similar techniques when conducting preparatory meetings or even direct examinations, comprehensive and tailored training is especially important for officers and investigators working in sex crime units like the SVD.⁸⁹

Further, in addition to helping officers be more sensitive to the victim, these techniques help SARTs remain cognizant of factors like age and culture,⁹⁰ and research has shown that the techniques taught in specialized trainings like FETI are best to elicit the most complete information.⁹¹ Ensuring that the same detective interviews the witness each time, if more than once, and that these interviews are recorded when possible, for example, can help avoid re-traumatizing the victim and thus lead to healthier overall outcomes.⁹² Research has also shown that utilizing trauma-informed and victim-centered approaches in the development and implementation of policies and procedures also leads to more timely submission of evidence to forensic laboratories, enhances communications and investigative procedures, promotes better informed prosecutorial decision-making, and, again, ultimately reduces re-traumatization of victims by the criminal justice system.⁹³

Record Retention & Management Systems

In addition to ensuring a victim-centered approach, best practices dictate that sex crime investigators should ensure consistent, reliable and comprehensive data systems that provide confidentiality and an opportunity for effective evaluation.⁹⁴ Law enforcement agencies and laboratories should partner to use a shared system, such as those recommended by the Combined DNA Index System (CODIS), the FBI's program of support for criminal justice DNA databases.⁹⁵ This helps to ensure proper victim notification, better

⁸³ *Id.*; See also National Center on Domestic Violence, *Trauma & Mental Health, Creating Trauma-Informed Services: Tipsheet Series for Advocates* (2011), available at <http://www.nationalcenterdvtraumamh.org/publications-products/creating-trauma-informed-services-tipsheet-series-for-advocates/>; U.S. Department of Justice, Office of Justice Programs, *Using a Trauma-Informed Approach* (last visited Mar. 30, 2018), available at <https://www.ovcttac.gov/taskforceguide/eguide/4-supporting-victims/41-using-a-trauma-informed-approach>; Substance Abuse and Mental Health Services Administration, [*Trauma and "Trauma-Informed Care": Key Terms: Definitions*] (last visited Mar. 30, 2018), available at https://www.samhsa.gov/samhsaNewsLetter/Volume_22_Number_2/trauma_tip/key_terms.html.

⁸⁴ *Id.*; See also Laura Bates, *How the Police are Letting Sexual Assault Victims Down*, THE GUARDIAN (Nov. 21, 2014), available at <https://www.theguardian.com/lifeandstyle/womens-blog/2014/nov/21/police-letting-rape-victims-down-too>.

⁸⁵ NIJ, *Supra* note 21 at 9.

⁸⁶ *Id.*

⁸⁷ The International Association of Chiefs of Police, *Trauma Informed Sexual Assault Investigation Training* (last visited Mar. 28, 2018), <http://www.theiacp.org/Trauma-Informed-Sexual-Assault-Investigation-Training>.

⁸⁸ Russell W. Strand, *The Forensic Experiential Trauma Interview (FETI)*, U.S. ARMY MILITARY POLICE SCHOOL (last visited Mar. 29, 2018), available at <http://www.mncasa.org/assets/PDFs/FETI%20-%20Public%20Description.pdf>; See also National District Attorneys Association, Women Prosecutors Section (hereinafter "WPS"), *National Sexual Assault Investigation and Prosecution Best Practices Guide 1*, 9 (Jan. 3, 2018), available at <http://www.ciclt.net/ul/ndaajustice/WhitepaperFinalDraft-SA.pdf>; Zolan Kanno-Youngs, *The NYPD's Real SVU Is Changing Its Approach to Sex Crimes*, WALL STREET JOURNAL (Dec. 10, 2017), available at <https://www.wsj.com/articles/questioning-sex-assault-victims-using-a-new-approach-gets-results-1512934428>.

⁸⁹ *Id.*

⁹⁰ *Id.*

⁹¹ *Id.*

⁹² *Id.*

⁹³ NIJ, *Supra* note 21 at 9.

⁹⁴ *Id.*

⁹⁵ CODIS is the generic term used for this system, which also provides software used to run the databases. The National DNA Index System (NDIS) is considered part of CODIS and contains the DNA information contributed by federal, state, and local participating forensic laboratories. NIJ, *Supra* note 21 at 63; FBI, Criminal Justice Information Service, *Frequently Asked Questions on CODIS and NDIS* (last visited Mar. 29, 2018), available at <https://www.fbi.gov/services/laboratory/biometric-analysis/codis/codis-and-ndis-fact-sheet>.

coordination between SART members, faster turnaround times, and appropriate tracking and auditing, which in turn leads to more effective outcomes.⁹⁶ Law enforcement agencies should also secure access to appropriate technology⁹⁷ and strive to implement electronic records management systems that incorporate investigative workflows to improve case investigations and communication.⁹⁸

Staffing and Leadership

During the investigative process, a number of challenges can impact the investigation of sex crimes, but ensuring that the police department and investigation unit has appropriate staffing and leadership is fundamental. Given that sex crime investigations often require a prolonged effort, strong leadership can lead to consistency, strong policies, and appropriate procedures.⁹⁹ Leadership can also help develop other practices through oversight, such as facilitating resources, access to necessary training, multidisciplinary collaboration, and through appropriate personnel assignment and resources. For example, by avoiding the assignment of large caseloads, leadership can help combat personnel challenges or even resource constraints that may impact investigations.¹⁰⁰ One way to achieve these goals is through implementing models like the Prummel model,¹⁰¹ a quantitative, investigative hours-based staffing model cited in the DOI report.¹⁰² At a minimum, agency leadership should ensure that policies and procedures are regularly reviewed and updated, accessible, consistently stored, and that individual procedures should reflect best practices.

VI. RECENT NEWS

While violent crime rates in New York City decreased to an all-time low in 2017, reports of rape and misdemeanor sex crimes have increased. As of April 2018, there has been a 9.6 percent increase in reported misdemeanor sex crimes and a 32.4 percent increase in rapes, when compared with the same period last year.¹⁰³ NYPD attributed the increase in reporting as partially due to the #MeToo¹⁰⁴ movement, a movement started to support women of color in 2006¹⁰⁵ and which hit the national agenda, expanding and spreading virally in October 2017 via a hashtag used on social media to help demonstrate the widespread prevalence of

⁹⁶ This includes effective protection of chain-of-custody evidence.

⁹⁷ NIJ, *Supra* note 21 at 65.

⁹⁸ *Id.* at 52.

⁹⁹ *Id.* at 64-65.

¹⁰⁰ *Id.*

¹⁰¹ DOI Report, *Supra* note 26 at 21; *See also* Jeremy M. Wilson and Alexander Weiss, *A Performance-based Approach to Police Staffing and Allocation* (2012), available at http://a-capp.msu.edu/sites/default/files/files/041218461_Performance_Based_Approach_Police_Staffing_FINAL100112.pdf.

¹⁰² *Id.*

¹⁰³ Kanno-Youngs, *Supra* note 88.

¹⁰⁴ In 2006, Tarana Burke, Founder & Director of Just Be Inc., a nonprofit organization that helps victims of sexual harassment and assault, founded the Me Too movement to spread awareness and understanding about sexual assault in underprivileged communities of color. As such, “Me Too” is a catchphrase to unify those who have been victimized by sexual violence. *See* Zahara Hill, *A Black Woman Created the “Me Too” Campaign Against Sexual Assault 10 Years Ago*, EBONY (Oct. 18, 2017), available at <http://www.ebony.com/news-views/black-woman-me-too-movement-tarana-burke-alyssa-milano>.

In October 2017, the New York Times and the New Yorker published stories about Hollywood film producer Harvey Weinstein, who has been accused by multiple women of sexual misconduct. *See* Jodi Kantor and Megan Twohey, *Harvey Weinstein Paid Off Sexual Harassment Accusers for Decades*, NEW YORK TIMES (Oct. 5, 2017), available at <https://www.nytimes.com/2017/10/05/us/harvey-weinstein-harassment-allegations.html>; Ronan Farrow, *From Aggressive Overtures to Sexual Assault: Harvey Weinstein’s Accusers Tell Their Stories*, THE NEW YORKER (Oct. 10, 2017), available at <https://www.newyorker.com/news/news-desk/from-aggressive-overtures-to-sexual-assault-harvey-weinsteins-accusers-tell-their-stories>. These reports prompted actor Alyssa Milano to encourage people who have been sexually harassed or assaulted to say “Me too.” Using the hashtag #MeToo on social media, countless people demonstrated the widespread prevalence of sexual assault and harassment, especially in the workplace. The movement has spread far and wide, taking down powerful men in entertainment, politics and media. *See* Stephanie Zacharek, Eliana Dockterman and Haley Sweetland Edwards, *TIME Person of the Year 2017: The Silence Breakers*, TIME (Dec.18, 2017), available at <http://time.com/time-person-of-the-year-2017-silence-breakers/>.

¹⁰⁵ Abby Ohlheiser, *The Woman Behind ‘Me Too’ Knew the Power of the Phrase When She Created It — 10 Years Ago*, WASHINGTON POST (Oct. 17, 2017), available at https://www.washingtonpost.com/news/the-intersect/wp/2017/10/19/the-woman-behind-me-too-knew-the-power-of-the-phrase-when-she-created-it-10-years-ago/?utm_term=.cadbf4afcbe4.

sexual assault and harassment.¹⁰⁶ A number of high profile cases have caught the public's attention since, including over 80 women¹⁰⁷ accusing movie producer Harvey Weinstein of sexually harassing, assaulting, or raping them.¹⁰⁸ The Weinstein case in particular has relevant ties to New York City. On May 25, 2018, Harvey Weinstein was arrested on charges of rape and sexual assault¹⁰⁹, after previous reports were made that the Manhattan District Attorney, Cyrus Vance, decided not to prosecute Weinstein in 2015.¹¹⁰

VII. ANALYSIS OF PROP. INT. 444-A

This bill would add a new administrative code section 14-177 to require NYPD to provide in-person training on responding to victims of sexual assault and harassment to new recruits at the police academy. The training would be sensitive to differences in culture, gender, gender expression and sexual orientation. The bill would also require refresher training every two years for all uniformed members of service who regularly interact with crime victims.

VIII. AMENDMENTS TO PROP INT. 444-A

Prop. Int. 444-A has been amended since it was introduced as Int. No. 444. Prop. Int. 444-A includes a mandate that the academy training include a demonstration of proficiency in responding to survivors. In addition, the effective date of the bill was modified from 90 days after it becomes law to 180 days after it becomes law.

IX. ANALYSIS OF PROP. INT. 781-A

Prop. Int. 781-A would require the NYPD Special Victims Division to utilize a secure case management system that can restrict access to SVD case files to individuals who require access in order to perform their job functions, and that creates a record every time an individual accesses a case file. The bill would also require the NYPD to conduct quarterly audits to monitor who is accessing SVD case files, in particular anyone outside the SVD, and report the results of the audit to the Council within 60 days of the end of each quarter.

X. AMENDMENTS TO PROP. INT. 781-A

Prop. Int. 781-A has been amended since it was introduced as Preconsidered Int. No. 781. The bill no longer requires the SVD's system to be capable of automated analysis of performance including the timeliness of investigations. The bill now requires this system to restrict access to the individuals described above and to create a record of access. In addition, the modified bill requires the NYPD to audit the system and report on those audits to the Council quarterly. Finally, the effective date of the bill was changed from one year after it becomes law to 90 days after it becomes law.

¹⁰⁶ Smartt, Nicole, *Sexual Harassment in the Workplace in A #MeToo World*, FORBES (last visited Apr. 2, 2018), available at <https://www.forbes.com/sites/forbeshumanresourcescouncil/2017/12/20/sexual-harassment-in-the-workplace-in-a-metoo-world/#6c1490b5a42a>.

¹⁰⁷ Sara M Moniuszko and Cara Kelly, *Harvey Weinstein Scandal: A Complete List of the 85 Accusers*, USA TODAY (Oct. 27, 2017), available at <https://www.usatoday.com/story/life/people/2017/10/27/weinstein-scandal-complete-list-accusers/804663001/>.

¹⁰⁸ *Id.*; The Guardian, *Harvey Weinstein: Prosecutors Consider First Charges After Sexual Harassment Claims* (Jan. 2, 2018), available at <https://www.theguardian.com/film/2018/jan/03/harvey-weinstein-prosecutors-sexual-harassment-claims>.

¹⁰⁹ Mueller, Benjamin and Feuer, Alan "Arrested on rape Charges, Weinstein Posts \$1 Million Bail, New York Times May 25, 2018 available at <https://www.nytimes.com/2018/05/25/nyregion/harvey-weinstein-arrested.html>

¹¹⁰ McKinley Jr, James C. "Cy Vance Defends Decision Not to Pursue Case Against Harvey Weinstein", New York Times, Oct. 11, 2017 available at <https://www.nytimes.com/2017/10/11/nyregion/cy-vance-defends-weinstein-decision.html>

XI. ANALYSIS OF PROP. INT. 784-A

Prop. Int. 784-A would require the NYPD to report on staffing and caseloads for SVD investigators, disaggregated by borough and unit within the SVD, and also disaggregated by the types of cases being handled. In addition, the report would include the factors utilized by the commissioner in determining staffing levels for the SVD. The bill would take effect immediately.

XII. AMENDMENTS TO PROP. INT. 784-A

Prop. Int. 784-A has been amended since it was introduced as Preconsidered Int. No. 784. The original bill required the NYPD to utilize an evidence based model for determining staffing levels. That requirement was eliminated, and the bill now includes reporting on the factors utilized by the NYPD to determine staffing. In addition, the original bill required the NYPD to report on the number of investigative hours per case, which Prop. Int. 784-A does not require.

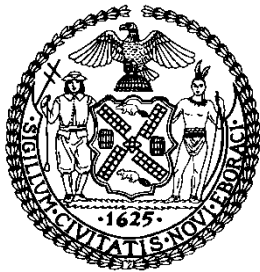
XIII. ANALYSIS OF PROP. INT. 785-A

Prop. Int. 785-A would require the NYPD to develop a comprehensive training program for the SVD, including a core set of training components, which include skill demonstrations and proficiency examinations, for all new SVD investigators. The bill would also require current SVD investigators to demonstrate proficiency in all of these core subjects within 18 months. Finally, the bill would require annual reporting on the content, the number of officers participating, and any changes made to the program. The bill would require the SVD Training Program to be developed within 6 months, and would require all current SVD investigators to demonstrate proficiency in all core subject areas within 18 months.

XIV. AMENDMENTS TO PROP. INT. 785-A

Prop. Int. 785-A has been amended since it was introduced as Preconsidered Int. No. 785. The list of core training components has expanded and the requirement of proficiency examinations was added. In addition, the original bill required that the training program be at least 10 weeks in length, whereas the current version of the bill does not impose a minimum. In addition, the effective date was changed from one year after it becomes law to six months after it becomes law.

(The following is the text of the Fiscal Impact Statement for Int. No. 444-A:)



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INT. NO. 444-A
COMMITTEE: Public Safety**

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to requiring all New York Police Department (NYPD) officers to receive sensitivity training to assist them in responding to victims of harassment and sexual assault.

Sponsors: By Council Members Cumbo, Rosenthal, Espinal, Williams, Richards, Kallos, Lander, Constantinides, and Gibson

SUMMARY OF LEGISLATION: Proposed Int. 444-A would require new New York Police Department (NYPD) recruits to receive specialized training in the Police Academy for responding to survivors of sexual assault and harassment, including sensitivity to differences in culture, gender, gender expression, and sexual orientation. The bill would also require all uniformed members of the NYPD who regularly interact with crime victims to complete interactive trainings on responding to survivors of harassment and sexual assault every two years.

EFFECTIVE DATE: This local law would take effect 180 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2020

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY20
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$1,050,000	\$1,050,000
Net	\$0	(\$1,050,000)	(\$1,050,000)

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be no fiscal impact in Fiscal 2019 because the NYPD could use existing resources to pay for any expenditures in that year to fulfill the requirements of this legislation. It is anticipated that there would be an impact on expenditures of approximately \$1,000,000 in Fiscal 2020 due to removing officers from their normal duties to complete the training. It is estimated that this cost would recur every two years.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: General Fund

SOURCE OF INFORMATION: New York City Police Department
New York City Council Finance Division

ESTIMATE PREPARED BY: Nevin Singh, Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel
Regina Poreda Ryan, Deputy Director
Eisha Wright, Unit Head

LEGISLATIVE HISTORY: This legislation was introduced to the Council on February 14, 2018 as Intro. No. 444, and was referred to the Committee on Public Safety. A joint hearing was held by the Committees on Public Safety and Women on April 9 2018, and the legislation was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 444-A, will be voted on by the Committee on Public Safety at a hearing on October 29, 2018. Upon successful vote by the Committee, Proposed Intro. No. 444-A will be submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 26, 2018.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 444-A:)

Int. No. 444-A

By Council Members Cumbo, Rosenthal, Espinal, Williams, Richards, Kallos, Lander, Constantinides, Gibson, Rose, Ayala, Levin and Miller.

A Local Law to amend the administrative code of the city of New York, in relation to requiring all NYPD officers to receive sensitivity training to assist them in responding to victims of harassment and sexual assault.

Be it enacted by the Council as follows:

Section 1. Title 14 of the administrative code of the city of New York is amended by adding a new section 14-177 to read as follows:

§ 14-177 Harassment and sexual assault survivor sensitivity training. a. Definitions. For the purposes of this section, the following terms have the following meanings:

Harassment. The term "harassment" means harassment, as defined under article 240 and consistent with the provisions of article 485 of the New York penal law, directed at a victim because of a belief or perception regarding the gender or sexual orientation of such victim, regardless of whether such belief or perception is correct.

Interactive training. The term "interactive training" means participatory teaching whereby the trainee is engaged in a trainer-trainee interaction, use of audio-visuals, computer or online training program or other participatory forms of training as determined by the commissioner. Such "interactive training" is not required to be live or facilitated by an in-person instructor.

Sexual assault. The term "sexual assault" means conduct defined under article 130 of the New York penal law.

Survivor. The term "survivor" means any person who has been the victim of harassment or sexual assault.

b. Training. 1. New recruits. All new department recruits shall receive in person sensitivity training for responding to survivors of harassment and sexual assault as part of their academy training. The training shall be sensitive to cultural differences, gender, gender expression, and sexual orientation, and shall include a demonstration of proficiency in responding to survivors.

2. Ongoing training. All uniformed members of the department whose responsibilities include routinely interacting with victims of crime, shall receive interactive training, on a biennial basis, to assist them in responding to survivors of harassment and sexual assault.

§2. This local law shall take effect 180 days after it becomes law.

DONOVAN J. RICHARDS, *Chairperson*; JUSTIN L. BRANNAN; FERNANDO CABRERA, ANDREW COHEN, VANESSA L. GIBSON, RORY I. LANCMAN, CARLOS MENCHACA, I. DANEEK MILLER, KEITH POWERS, YDANIS A. RODRIGUEZ, PAUL A. VALLONE; JUMAANE WILLIAMS; Committee on Public Safety, October 29, 2018. *Other Council Members Attending: Council Member Rosenthal.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for Int. No. 781-A

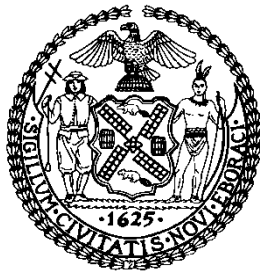
Report of the Committee on Public Safety in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to requiring a case management system for cases investigated by the special victims division of the New York city police department.

The Committee on Public Safety, to which the annexed proposed amended local law was referred on April 11, 2018 (Minutes, page 1480), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Public Safety for Int. No. 444-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 781-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO: 781-A
COMMITTEE: Public Safety**

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to requiring a case management system for cases investigated by the Special Victims Division of the New York City Police Department.

SPONSOR(S): Council Members Rivera, Rosenthal, Levine, Richards, Cumbo, Kallos, Lander, Constantinides and Gibson

SUMMARY OF LEGISLATION: Proposed Intro. 781-A would require the Special Victims Department (SVD) of the New York Police Department (NYPD) to utilize a secure case management system for tracking and monitoring SVD investigations. The system must be able to restrict access to identifying information and must be able to track each instance an individual accesses an SVD file. Additionally, Proposed Intro. 781-A would require random quarterly audits of the system to ensure security and for the Department to report the results of the audit to City Council no later than 60 days of the end of each quarter.

EFFECTIVE DATE: This local law would take effect 90 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2020

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY20
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that this legislation would have no impact on expenditures as NYPD already has the necessary technology and can use existing resources to implement the requirements of the legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: City Council Finance Division

ESTIMATE PREPARED BY: Monica Pepple, Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel
Regina Poreda Ryan, Deputy Director
Eisha Wright, Unit Head

LEGISLATIVE HISTORY: This legislation was heard at a joint hearing on April 9, 2018 by the Committees on Public Safety and Women as a Preconsidered Intro. and was laid over. The Preconsidered Intro. was introduced to the full Council as Intro. 781 on April 11, 2018 and referred to the Committee on Public Safety. The legislation was subsequently amended and the amended legislation, Proposed Intro. 781-A, will be considered by the Committee on Public Safety at a hearing on October 29, 2018. Upon successful vote by the Committee, Proposed Intro. 781-A will be submitted to the full Council for a vote on October 29, 2018.

DATE PREPARED: October 29, 2018.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 781-A:)

Int. No. 781-A

By Council Members Rivera, Rosenthal, Richards, Kallos, Lander, Constantinides, Gibson, Rose, Holden, Ayala, Levin and Miller.

A Local Law to amend the administrative code of the city of New York, in relation to requiring a case management system for cases investigated by the special victims division of the New York city police department

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 14 of the administrative code of the city of New York is amended by adding a new section 14-178 to read as follows:

§ 14-178 Special victims case management system.

a. Definitions. For the purposes of this section, the following terms have the following meanings:

Case management system. The term “case management system” means a digital and searchable means of tracking and monitoring investigations of the special victims division.

Identifying information. The term “identifying information” means any information that directly or indirectly identifies the victim of a crime.

Special victims division. The term “special victims division” means any division, unit, or other entity within the department that primarily investigates the violation of article 130 of the penal law.

b. Case management system. The special victims division shall utilize a secure case management system capable of restricting access to identifying information to individuals who require such access in furtherance of their official functions. Such system shall be capable of creating a record in every instance a member of the department accesses a special victims division case.

c. The department shall conduct quarterly random audits of the case management system to ensure the security of such system. Such audit shall include a review of all individuals outside of the special victims division who have accessed special victims division case files during the previous quarter. The department shall report the results of the audit to the council within 60 days of the end of each quarter.

§ 2. Section 10-177 of the administrative code of the city of New York, as added by local law number 229 for the year 2017, is renumbered section 10-179. Section 10-177 of the administrative code of the city of New York, as added by local law number 242 for the year 2017, is renumbered section 10-180.

§3. This local law takes effect 90 days after it becomes law.

DONOVAN J. RICHARDS, *Chairperson*; JUSTIN L. BRANNAN; FERNANDO CABRERA, ANDREW COHEN, VANESSA L. GIBSON, RORY I. LANCMAN, CARLOS MENCHACA, I. DANEEK MILLER, KEITH POWERS, YDANIS A. RODRIGUEZ, PAUL A. VALLONE; JUMAANE WILLIAMS; Committee on Public Safety, October 29, 2018. *Other Council Members Attending: Council Member Rosenthal.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for Int. No. 784-A

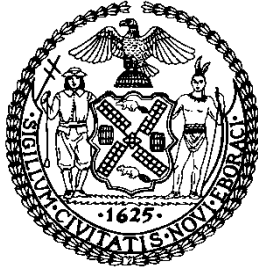
Report of the Committee on Public Safety in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to requiring the New York city police department to report on staffing levels for the special victims division.

The Committee on Public Safety, to which the annexed proposed amended local law was referred on April 11, 2018 (Minutes, page 1484), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Public Safety for Int. No. 444-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 784-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INT. NO. 784-A
COMMITTEE: Public Safety**

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to requiring the New York City Police Department to report on staffing levels for the Special Victims Division
Sponsors: By Council Members Rose, Rosenthal, Richards, Kallos, Constantinides, and Gibson

SUMMARY OF LEGISLATION: Proposed Int. 784-A would require the New York City Police Department to report on staffing and caseloads for Special Victims Division (SVD) investigators, disaggregated by borough, SVD unit, and the types of cases being handled. The report would also include the factors the Commissioner considered in determining staff levels for the SVD.

EFFECTIVE DATE: This local law would take effect immediately

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2020

FISCAL IMPACT STATEMENT:

	Effective FY19	FY Succeeding Effective FY20	Full Fiscal Impact FY20
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation because existing resources would be used to implement the legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division

ESTIMATE PREPARED BY: Nevin Singh, Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Counsel
Regina Poreda Ryan, Deputy Director
Eisha Wright, Unit Head

LEGISLATIVE HISTORY: This legislation was heard at a joint hearing by the Committees on Public Safety and Women on April 9, 2018 as a Preconsidered Intro and was laid over. The Preconsidered Intro was introduced

to the full Council as Intro 784 on April 11, 2018 and referred to the Committee on Public Safety. The legislation was subsequently amended and the amended version, Proposed Intro. No. 784-A, will be voted on by the Committee on Public Safety at a hearing on October 29, 2018. Upon successful vote by the Committee, Proposed Intro. No. 784-A will be submitted to the full Council for a vote on October 31, 2018.

DATE PREPARED: October 26, 2018.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 784-A:)

Int. No. 784-A

By Council Members Rose, Rosenthal, Richards, Kallos, Lander, Constantinides, Gibson, Holden, Ayala, Levin and Miller.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the New York city police department to report on staffing levels for the special victims division

Be it enacted by the Council as follows:

Section 1. Title 14 of the administrative code of the city of New York is amended by adding a new section 14-179 to read as follows:

§14-179 Special victims division staffing. a. Definitions. For the purposes of this section, the following terms have the following meanings:

Case type. The term “case type” means the most serious offense committed, in the following types: a felony offense committed by an individual unknown to the victim, a felony offense committed by an individual known to the victim, a misdemeanor offense committed by an individual unknown to the victim, or a misdemeanor offense committed by an individual known to the victim.

Special victims division. The term “special victims division” means any division or other entity within the department that primarily investigates alleged violations of article 130 of the penal law.

Special victims investigator. The term “special victims investigator” means any member of the department whose primary duties include investigating sexual crimes and who regularly interacts with the victims of sexual crimes.

Unit. The term “unit” means any unit, squad, division or other means of allocating work within the special victims division.

b. Beginning January 31, 2019, and every January 31 thereafter, the commissioner shall prepare a report on staffing for the special victims division for the previous year. Such report shall be sent to the council, and posted on the department’s website and shall include the following information:

- 1. Factors that the department utilized in determining staffing for the special victims division.*
- 2. The number of cases referred to the special victims division in total and disaggregated by case type and unit, and also disaggregated by borough and further disaggregated by unit and further disaggregated by case type.*
- 3. The number of special victims investigators, in total and disaggregated by borough, unit, and rank including detective grade.*
- 4. The average number of cases assigned to each special victims investigator, in total and disaggregated by case type, and disaggregated by borough and further disaggregated by unit and further disaggregated by case type.*

c. Nothing in this section shall be construed to affect the authority or materially impede the ability of the department to determine the staffing for the special victims division or the factors or information utilized in such determination.

§2. This local law takes immediately.

DONOVAN J. RICHARDS, *Chairperson*; JUSTIN L. BRANNAN; FERNANDO CABRERA, ANDREW COHEN, VANESSA L. GIBSON, RORY I. LANCMAN, CARLOS MENCHACA, I. DANEEK MILLER, KEITH POWERS, YDANIS A. RODRIGUEZ, PAUL A. VALLONE; JUMAANE WILLIAMS; Committee on Public Safety, October 29, 2018. *Other Council Members Attending: Council Member Rosenthal.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for Int. No. 785-A

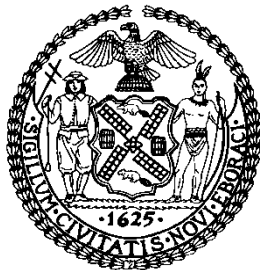
Report of the Committee on Public Safety in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to requiring the New York city police department to develop a comprehensive special victims training program.

The Committee on Public Safety, to which the annexed proposed amended local law was referred on April 11, 2018 (Minutes, page 1485), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Public Safety for Int. No. 444-A printed in these Minutes)

The following is the text of the Fiscal Impact Statement for Int. No. 785-A:



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION
LATONIA MCKINNEY, DIRECTOR
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. NO: 785-A
COMMITTEE: Public Safety**

TITLE: A Local Law to amend the administrative code of the city of New York, in relation to requiring the New York City Police Department to develop a comprehensive special victims training program.

SPONSOR(S): Council Members Rosenthal, Levine, Richards, Cumbo, Kallos, Lander, Constantinides, and Gibson

SUMMARY OF LEGISLATION: Proposed Intro. No. 785-A would require the New York City Police Department (NYPD) to create and implement a comprehensive victim-centered training program which would establish a set of core training components and include skills demonstration and proficiency examination. The training program must be developed within six months of the law taking effect and will be intended to develop and improve upon investigator's skills when interacting with survivors of a sexual crime. The bill would require that all new Special Victims Department (SVD) investigators receive the training and that all investigators employed as of the effective date of the local law must show proficiency in the subject matters within one year of the law taking effect. The bill would necessitate annual reporting on the training content, tracking of participants, and any changes made to the training program to be posted on the NYPD's website.

EFFECTIVE DATE: This local law would take effect six months after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2020

FISCAL IMPACT STATEMENT:

	Effective FY 2019	FY Succeeding Effective FY 2020	Full Fiscal Impact FY 2020
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is anticipated that there would be no impact on expenditures resulting from the enactment of this legislation because the NYPD could utilize existing resources to implement the requirements of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: City Council Finance Division

ESTIMATE PREPARED BY: Monica Pepple, Financial Analyst

ESTIMATE REVIEWED BY: Rebecca Chasan, Senior Counsel
Regina Poreda Ryan, Deputy Director
Eisha Wright, Unit Head

LEGISLATIVE HISTORY: This legislation was heard at a joint hearing on April 9, 2018 by the Committees on Public Safety and Women as a Preconsidered Intro. and was laid over. The Preconsidered Intro. was introduced to the full Council as Intro. 785 on April 11, 2018 and referred to the Committee on Public Safety. The legislation was subsequently amended and the amended legislation, Proposed Intro. 785-A, will be considered by the Committee on Public Safety at a hearing on October 29, 2018. Upon successful vote by the Committee, Proposed Intro. 785-A will be submitted to the full Council for a vote on October 29, 2018.

DATE PREPARED: October 29, 2018.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 785-A:)

Int. No. 785-A

By Council Members Rosenthal, Levine, Richards, Cumbo, Kallos, Lander, Constantinides, Gibson, Rose, Holden, Ayala, Levin and Miller.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the New York city police department to develop a comprehensive special victims training program

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 14 of the administrative code of the city of New York is amended by adding a new section 14-180 to read as follows:

§ 14-180 Special victims training.

a. Definitions. For the purposes of this section, the following terms have the following meanings:

Sexual crimes. The term “sexual crimes” means any offense in article 130 of the penal law.

Special victims division. The term “special victims division” means any division, unit, or other entity within the department that primarily investigates the violation of article 130 of the penal law.

Special victims investigator. The term “special victims investigator” means any member of the department whose primary duties include investigating sexual crimes and who regularly interacts with the victims of sexual crimes.

b. Special victims training program. The department, after considering information from outside experts, shall develop and implement a victim-centered special victims training program designed to develop skills related to the investigation of sexual crimes and the specific needs of victims of sexual crimes. The curriculum shall consider nationally recognized best practices and factors contributing to the additional complexity of sexual assault investigations including the depth of victimization, the negative social consequences of sexual assault, the trauma and neurobiological damage inflicted by sexual assault, the complexity of victim management, the falsity or partially truthful disclosure of complaints, the large unreported rate of sexual assaults and any other training deemed relevant to sexual assault cases by the commissioner. Such program shall include the following training components: the Forensic Experiential Trauma Interview method, specialized investigative training for sexual assault cases including non-stranger sexual assault and controlled communications, district attorney based training related to legal evidentiary standards and penal law article 130 crimes, Sexual Assault Forensic Examiner training, Sex Offender Registration Act training, hospital based training, victim advocate based training and any other training courses currently offered by the NYPD for special victims investigators including but not limited to DNA evidence, investigation of complex cases, drug-facilitated sexual assault, neurobiology of sexual assault, rape crisis counselor training, peer based investigative process training, abusive head trauma training and any other training deemed relevant to sexual assault cases by the commissioner, except that the commissioner may eliminate a training component or replace a training component with an alternative component in order to provide comprehensive victim-centered training. Such program shall include a proficiency examination or demonstration for each training component and shall be of a length the commissioner determines is sufficient to ensure that special victims investigators are capable of utilizing such skills.

c. Training requirement. All newly assigned special victims investigators shall complete the special victims training program defined in subdivision b of this section and demonstrate proficiency in subject matters covered by such program prior to engaging with victims of sexual crimes, however, such investigators may engage with victims prior to completion of such program if such engagement is under the supervision of an experienced investigator, or supervisor, or in circumstances where no experienced investigator or supervisor is available. Any special victims investigators assigned to the special victims division as of the effective date of the local law that added this section must demonstrate proficiency in subject matters covered by such program within one year of such date.

d. Special victims division training report. On January 30, 2020, and every January 30 thereafter, the department shall post on its website a report indicating the training components of the special victims training program defined in subdivision b of this section including the instructors, purpose, length, and format of each training component, the specific reasons for eliminating or replacing any training component, and the number of members of the service during the previous calendar year that: (i) participated in such program, (ii) failed to demonstrate proficiency required pursuant to subdivision c of this section on their first attempt, disaggregated by subject matter, and (iii) successfully demonstrated proficiency on all subject matters required pursuant to subdivision c of this section. Such report shall also include any experts consulted pursuant to subdivision b of this section in developing such training.

§2. This local law takes effect six months after it becomes law.

DONOVAN J. RICHARDS, *Chairperson*; JUSTIN L. BRANNAN; FERNANDO CABRERA, ANDREW COHEN, VANESSA L. GIBSON, RORY I. LANCMAN, CARLOS MENCHACA, I. DANEEK MILLER, KEITH POWERS, YDANIS A. RODRIGUEZ, PAUL A. VALLONE; JUMAANE WILLIAMS; Committee on Public Safety, October 29, 2018. *Other Council Members Attending: Council Member Rosenthal.*

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

GENERAL ORDER CALENDAR

Report for Int. No. 720

Report of the Committee on Housing and Buildings in favor of approving and adopting, a Local Law to amend the New York city building code, in relation to clarifying the requirements for site safety training providers.

The Committee on Housing and Buildings, to which the annexed preconsidered proposed local law was referred on March 7, 2018 (Minutes, page 1092), and which same item has been laid over by the Council since the March 7, 2018 Stated Meeting (Minutes, page 924), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Housing and Buildings for Int. No. 720 printed in the Minutes of March 7, 2018, page 1092)

Accordingly, this Committee recommends its adoption.

ROBERT E. CORNEGY, Jr., *Chairperson*; FERNANDO CABRERA, MARGARET S. CHIN, JUMAANE D. WILLIAMS, RAFAEL L. ESPINAL, Jr., HELEN K. ROSENTHAL, RITCHIE J. TORRES, BARRY S. GRODENCHIK, BILL PERKINS, MARK GJONAJ, CARLINA RIVERA; Committee on Housing and Buildings, March 6, 2018.

Laid Over by the Council.

Report for L.U. No. 214 & Res. No. 599

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 180263 ZSM (110 East 16th Street) submitted by East 16th Street Owner LLC and Trinity Christian Center of Santa Ana, Inc. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-711 of the Zoning Resolution to modify the height and setback regulations of Section 23-662 (Maximum height of buildings and setback regulations), side yard regulations of Section 23-462 (Side yards for all other buildings containing residences), and distance between buildings regulations of Section 23-711 (Standard minimum distance between buildings) to facilitate the development of a 21-story mixed-use building, on property located at 110 East 16th Street (Block 871, Lot 74) on a zoning lot in a C6-2A District containing a landmark designated by the Landmarks Preservation Commission at 109-115 East 15th Street (Block 871, Lots 10 and 12), Borough of Manhattan, Community District 5, Council District 2.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3502) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

SUBJECT

MANHATTAN CB - 5

C 180263 ZSM

City Planning Commission decision approving an application submitted by East 16th Street Owner LLC and Trinity Christian Center of Santa Ana, Inc. pursuant to Section 74-711 of the Zoning Resolution to modify the height and setback regulations of Section 23-662 (Maximum height of buildings and setback regulations), side yard regulations of Section 23-462 (Side yards for all other buildings containing residences), and distance between building regulations of Section 23-711 (Standard minimum distance between buildings) to facilitate the development of a 21-story mixed-use building, on a zoning lot containing a landmark designated by the Landmarks Preservation Commission, on property located at 109-115 East 15th Street a.k.a. 110-112 East 16th Street (Block 871, Lots 10, 12, and 74), in a C6-2A District.

INTENT

To grant an approval of the special permit to modify the height and setback regulations of ZR Section 23-662, the side yard regulations of ZR Section 23-462 and the distance between buildings regulations of ZR Section 23-711, in connection with the establishment of a plan for the continuing maintenance of the (Former) Century Association Building, along with other related special permit action would facilitate the development of a 21-story mixed-use building on property located at 109-115 East 15th Street a.k.a. 110-112 East 16th Street (Block 871, Lots 10, 12, and 74), in a C6-2A District, Community District 5, Borough of Manhattan.

PUBLIC HEARING

DATE: September 17, 2018

Witnesses in Favor: Thirteen

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION**DATE:** October 22, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Lancman, Levin, Reynoso, Richards, Rivera, Grodenchik, Constantinides, Torres.

Against:

None

Abstain:

None

COMMITTEE ACTION**DATE:** October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 599

Resolution approving the decision of the City Planning Commission on ULURP No. C 180263 ZSM (L.U. No. 214), for the grant of a special permit pursuant to Section 74-711 of the Zoning Resolution to modify the height and setback regulations of Section 23-662 (Maximum height of buildings and setback regulations), side yard regulations of Section 23-462 (Side yards for all other buildings containing residences), and distance between building regulations of Section 23-711 (Standard minimum distance between buildings) to facilitate the development of a 21-story mixed-use building, on a zoning lot containing a landmark designated by the Landmarks Preservation Commission, on property located at 109-115 East 15th Street a.k.a. 110-112 East 16th Street (Block 871, Lots 10, 12, and 74), in a C6-2A District, Community District 5, Borough of Manhattan.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 11, 2018 its decision dated August 22, 2018 (the "Decision"), on the application submitted by East 16th Street Owner, LLC, and Trinity Christian Center of Santa Ana, Inc., pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-711 of the Zoning Resolution to modify the height and setback regulations of Section 23-662 (Maximum height of buildings and setback regulations), side yard regulations of Section 23-462 (Side yards for all other buildings containing residences), and distance between building regulations of Section 23-711 (Standard minimum distance between buildings) to facilitate

the development of a 21-story mixed-use building, on a zoning lot containing a landmark designated by the Landmarks Preservation Commission, on property located at 109-115 East 15th Street a.k.a. 110-112 East 16th Street (Block 871, Lots 10, 12, and 74), in a C6-2A District, which in conjunction with the other related special permit action, would facilitate the development of a 21-story mixed-use building on property located at 110 East 16th Street, in Manhattan Community District 5, (ULURP No. C 180263 ZSM) Borough of Manhattan, Community District 5 (the “Application”);

WHEREAS, the Application is related to application C 180264 ZSM (L.U. No. 215), a special permit to permit additional residential accessory parking spaces;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-711 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on September 17, 2018;

WHEREAS, the Council has considered the land use and environmental implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration (CEQR No. 18DCP159M) issued on May 21, 2018 (the “Negative Declaration”).

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 180263 ZSM, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

1. The property that is the subject of this application (C 180263 ZSM) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications, and zoning computations indicated on the following plans, prepared by Morris Adjmi Architects, filed with this application and incorporated in this resolution:

<u>Drawing No.</u>	<u>Title</u>	<u>Last Date Revised</u>
Z-100.00	Zoning Compliance Summary	04/06/2018
Z-101.00	Zoning Lot Site Plan	04/06/2018
Z-103.00	Bulk Waiver Plan	04/06/2018

Z-104.00	Bulk Waiver Sections	04/06/2018
Z-105.00	Bulk Waiver Sections	04/06/2018
Z-106.00	Bulk Waiver Sections	04/06/2018
Z-107.00	Bulk Waiver Sections	04/06/2018

2. Such development shall conform to all applicable provisions of the Zoning Resolution, except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.
3. Such development shall conform to all applicable laws and regulations relating to its construction, operation and maintenance.
4. Development pursuant to this resolution shall be allowed only after the attached restrictive declaration dated August 14, 2018, executed by EAST 16TH STREET OWNER and TRINITY CHRISTIAN CENTER OF SANTA ANA, INC., the terms of which are hereby incorporated in this resolution, shall have been recorded and filed in the Office of the Register of the City of New York, County New York.
5. In the event that the property that is the subject of the application is developed as, sold as, or converted to condominium units, a homeowners' association or cooperative ownership, a copy of this report and resolution and any subsequent modifications shall be provided to the Attorney General of the State of New York at the time of application for any such condominium, homeowners' or cooperative offering plan and, if the Attorney General so directs, shall be incorporated in full in any offering documents relating to the property.
6. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sublessee or occupant.
7. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.
8. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the City's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER,

BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 215 & Res. No. 600

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 180264 ZSM (110 East 16th Street) submitted by East 16th Street Owner LLC and Trinity Christian Center of Santa Ana, Inc. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 13-45 (Special Permits for Additional Parking Spaces) and Section 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an automated accessory off-street parking facility with a maximum capacity of 23 spaces on property located in a C6-2A District at 109-115 East 15th Street a.k.a. 110-112 East 16th Street (Block 871, Lots 10, 12, and 74), Borough of Manhattan, Community District 5, Council District 2.

The Committee on Land Use, to which the annexed Land Use item was referred on September 12, 2018 (Minutes, page 3503) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

SUBJECT

MANHATTAN CB - 5

C 180264 ZSM

City Planning Commission decision approving an application submitted by East 16th Street Owner LLC and Trinity Christian Center of Santa Ana, Inc. pursuant to Section 13-45 (Special Permits for Additional Parking Spaces) and Section 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an automated accessory off-street parking facility with a maximum capacity of 23 spaces on property located at 109-115 East 15th Street a.k.a. 110-112 East 16th Street (Block 871, Lots 10, 12, and 74), in a C6-2A District.

INTENT

To grant an approval of the special permit for additional parking spaces of ZR Section 13-45 and additional parking spaces for residential growth of ZR Section 13-451, in order to allow an automated accessory off-street parking facility with a maximum capacity of 23 spaces, along with other related special permit action would facilitate the development of a 21-story mixed-use building on property located at 109-115 East 15th Street a.k.a. 110-112 East 16th Street (Block 871, Lots 10, 12, and 74), in a C6-2A District, Community District 5, Borough of Manhattan.

PUBLIC HEARING

DATE: September 17, 2018

Witnesses in Favor: Thirteen

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION**DATE:** October 22, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission with modifications.

In Favor:

Lancman, Levin, Reynoso, Richards, Rivera, Grodenchik, Constantinides, Torres.

Against:

None

Abstain:

None

COMMITTEE ACTION**DATE:** October 24, 2018

The Committee recommends that the Council approve with modifications the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSIONS

The City Planning Commission filed a letter dated October 29, 2018, with the Council on October 30, 2018, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 600

Resolution approving with modifications the decision of the City Planning Commission on ULURP No. C 180264 ZSM (L.U. No. 215), for the grant of a special permit pursuant to Section 13-45 (Special Permits for Additional Parking Spaces) and Section 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an automated accessory off-street parking facility with a maximum capacity of 23 spaces on property located at 109-115 East 15th Street a.k.a. 110-112 East 16th Street (Block 871, Lots 10, 12, and 74), in a C6-2A District, Community District 5, Borough of Manhattan.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 11, 2018 its decision dated August 22, 2018 (the "Decision"), on the application submitted by East 16th Street Owner, LLC and Trinity Christian Center of Santa Ana, Inc., pursuant to Sections 197-c and 200 of the New York City Charter, for the grant of a special permit pursuant to Section 13-45 (Special Permits for Additional Parking Spaces) and Section 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an automated accessory off-street parking facility with a maximum capacity of 23 spaces on property located at 109-115 East 15th Street a.k.a. 110-112 East 16th Street (Block 871, Lots 10, 12, and 74), in a C6-2A District, which in conjunction with another related special permit action, would facilitate the development of a 21-story mixed-use building on property located at 110 East 16th Street, in Manhattan Community District 5, (ULURP No. C 180264 ZSM) Community District 5, Borough of Manhattan (the "Application");

WHEREAS, the Application is related to applications C 180263 ZSM (L.U. No. 214), a special permit to permit modify height, setback and yard regulations and minimum distance between buildings;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Sections 13-45 and 13-451 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on September 17, 2018;

WHEREAS, the Council has considered the land use and environmental implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration (CEQR No. 18DCP159M) issued on May 21, 2018 (the "Negative Declaration").

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 180264 ZSM, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission with the following modifications, reducing the number of parking spaces to 18:

Matter ~~double struck out~~ is old, deleted by the City Council;

Matter double-underlined is new, added by the City Council

1. The property that is the subject of this application (C 180264 ZSM) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications, and zoning

computations indicated on the following plans, prepared by Morris Adjmi Architects, filed with this application and incorporated in this resolution:

<u>Drawing No.</u>	<u>Title</u>	<u>Last Date Revised</u>
Z-112.00	Ground Floor Plan – Parking Waiver	04_10 / 06_26 /2018
Z-113.00	Cellar Plan – Parking Waiver	04_10 / 06_26 /2018

2. Such development shall conform to all applicable provisions of the Zoning Resolution, except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.
3. Such development shall conform to all applicable laws and regulations relating to its construction, operation and maintenance.
4. In the event that the property that is the subject of the application is developed as, sold as, or converted to condominium units, a homeowners' association or cooperative ownership, a copy of this report and resolution and any subsequent modifications shall be provided to the Attorney General of the State of New York at the time of application for any such condominium, homeowners' or cooperative offering plan and, if the Attorney General so directs, shall be incorporated in full in any offering documents relating to the property.
5. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sublessee or occupant.
6. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.
7. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the City's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 235 & Res. No. 601

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 180265 ZMQ (69-02 Queens Boulevard) submitted by 69-02 Queens Boulevard Woodside, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 9d, Borough of Queens, Community District 2, Council District 30.

The Committee on Land Use, to which the annexed Land Use item was referred on September 26, 2018 (Minutes, page 3768) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

SUBJECT

QUEENS CB - 2

C 180265 ZMQ

City Planning Commission decision approving an application submitted by 69-02 Queens Boulevard Woodside, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9d:

1. changing from an M1-1 District to an R7X District property bounded by a line 150 feet southerly of Queens Boulevard, 70th Street, 47th Avenue, and 69th Street; and
2. establishing within the proposed R7X District a C2-3 District bounded by a line 150 feet southerly of Queens Boulevard, 70th Street, 47th Avenue, and 69th Street;

as shown on a diagram (for illustrative purposes only) dated April 9, 2018, and subject to the conditions of CEQR Declaration E-472.

INTENT

To approve the amendment to the Zoning Map, Section No. 9d, in order to change from an M1-1 District to an R7X District and establish within the proposed R7X District a C2-3 District, which in conjunction with the related action would facilitate development of two new, mixed residential and commercial buildings with a total of 561 dwelling units, 169 of which would be permanently affordable, in the Woodside neighborhood in Queens, Community District 2.

PUBLIC HEARING**DATE:** October 3, 2018**Witnesses in Favor:** Four**Witnesses Against:** None**SUBCOMMITTEE RECOMMENDATION****DATE:** October 22, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Richards, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None.

COMMITTEE ACTION**DATE:** October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

Barron

Abstain:

None.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 601

Resolution approving the decision of the City Planning Commission on ULURP No. C 180265 ZMQ, a Zoning Map amendment (L.U. No. 235).

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 17, 2018 its decision dated September 5, 2018 (the "Decision"), on the application submitted by 69-02 Queens Boulevard Woodside, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 9d, changing from an M1-1 District to an R7X District and establishing within the proposed R7X District a C2-3 District, which in conjunction with the related actions would facilitate development of two new, mixed residential and commercial buildings with a total of 561 dwelling units, 169

of which would be permanently affordable, in the Woodside neighborhood in Queens, Community District 2, (ULURP No. C 180265 ZMQ) (the "Application");

WHEREAS, the Application is related to applications N 180266 ZRQ (L.U. No. 236), a zoning text amendment to designate a Mandatory Inclusionary Housing (MIH) area and C 180267 ZSQ (L.U. No. 237), a special permit to modify height regulations for a large-scale general development (LSGD) (ZR Section 74-743);

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2018;

WHEREAS, the Council has considered the land use and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the Revised Negative Declaration issued September 5, 2018 (CEQR No. 18DCP132Q), which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality, and noise on the development site (Block 2432, Lots 9, 21, 41, 44, and 50) (E-472) which supersedes the Negative Declaration issued April 9, 2018 and a previously-assigned (E) designation for hazardous materials, air quality, and noise placed on Lots 9 and 21 as part of the Maspeth-Woodside Rezoning (E-163) (CEQR No. 06DCP065Q) (the "E Designation (E-472)" and "Revised Negative Declaration") and the Technical Memorandum dated October 30, 2018 ("Technical Memorandum").

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the (E) Designation (E-472) and Revised Negative Declaration and Technical Memorandum.

Pursuant to Section 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 180265 ZMQ, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is hereby amended by changing the Zoning Map, Section No. 9d:

1. changing from an M1-1 District to an R7X District property bounded by a line 150 feet southerly of Queens Boulevard, 70th Street, 47th Avenue, and 69th Street; and
2. establishing within the proposed R7X District a C2-3 District bounded by a line 150 feet southerly of Queens Boulevard, 70th Street, 47th Avenue, and 69th Street;

as shown on a diagram (for illustrative purposes only) dated April 9, 2018, and subject to the conditions of CEQR Declaration E-472, Community District 2, Borough of Queens.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 236 & Res. No. 602

Report of the Committee on Land Use in favor of approving, as modified, Application No. N 180266 ZRQ (69-02 Queens Boulevard) submitted by 69-02 Queens Boulevard Woodside, LLC pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the city of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Queens, Community District 2, Council District 30.

The Committee on Land Use, to which the annexed Land Use item was referred on September 26, 2018 (Minutes, page 3768) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

SUBJECT

QUEENS CB - 2

N 180266 ZRQ

City Planning Commission decision approving an application submitted by 69-02 Queens Boulevard Woodside LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing Area, Borough of Queens, Community District 2.

INTENT

To approve the amendment to the text of the Zoning Resolution, in order to establish a Mandatory Inclusionary Housing area, which in conjunction with the related actions would facilitate development of two new, mixed residential and commercial buildings with a total of 561 dwelling units, 169 of which would be permanently affordable, in the Woodside neighborhood in Queens, Community District 2.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: Four

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION**DATE:** October 22, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Richards, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None.

COMMITTEE ACTION**DATE:** October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

Barron

Abstain:

None.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 602

Resolution approving the decision of the City Planning Commission on Application No. N 180266 ZRQ (L.U. No. 236), for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing Area, Community District 2, Borough of Queens.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 17, 2018 its decision dated September 5, 2018 (the "Decision"), pursuant to Section 201 of the New York City Charter, regarding an application submitted by 69-02 Queens Boulevard Woodside, LLC, for an amendment of the text of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing Area, which in conjunction with the related actions would facilitate development of two new, mixed residential and commercial buildings with a total of 561 dwelling units, 169 of which would be permanently affordable, in the Woodside neighborhood in Queens, Community District 2, (Application No. N 180266 ZRQ) (the "Application");

WHEREAS, the Application is related to applications C 180265 ZMQ (L.U. No. 235), a zoning Map amendment to change an M1-1 district to an R7X/C2-3 district and C 180267 ZSQ (L.U. No. 237), a special

permit to modify height and setback regulations for a large-scale general development (LSGD) (ZR Section 74-743);

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2018;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the Revised Negative Declaration issued September 5, 2018 (CEQR No. 18DCP132Q), which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality, and noise on the development site (Block 2432, Lots 9, 21, 41, 44, and 50) (E-472) which supersedes the Negative Declaration issued April 9, 2018 and a previously-assigned (E) designation for hazardous materials, air quality, and noise placed on Lots 9 and 21 as part of the Maspeth-Woodside Rezoning (E-163) (CEQR No. 06DCP065Q) (the “E Designation (E-472)” and “Revised Negative Declaration”) and Technical Memorandum dated October 30, 2018 (“Technical Memorandum”).

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the (E) Designation (E-472) and Revised Negative Declaration and Technical Memorandum.

Pursuant to Section 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, N 180266 ZRQ, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

Matter underlined is new, to be added;

Matter ~~struck out~~ is to be deleted;

Matter within # # is defined in Section 12-10;

*** indicates where unchanged text appears in the Zoning Resolution.

* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

QUEENS

* * *



Queens Community District 2

* * *

Map 4 – [date of adoption]

[PROPOSED MAP]



-  Inclusionary Housing designated area
-  Mandatory Inclusionary Housing Area (see Section 23-154(d)(3))

Area 1 – mm/dd/yy, MIH Program Option 2

Portion of Community District 2, Borough of Queens

* * *

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 237 & Res. No. 603

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 180267 ZSQ (69-02 Queens Boulevard) submitted by 69-02 Queens Boulevard Woodside, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743 of the Zoning Resolution to facilitate a proposed mixed-use development, within a large scale general development, on property located at 69-02 Queens Boulevard (Block 2432, Lots 9, 21, 41, 44, and 50), Borough of Queens, Community District 2, Council District 30. 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 11.20(b) of the Council and Section 197-d(b)(3) of the New York City Charter.

The Committee on Land Use, to which the annexed Land Use item was referred on September 26, 2018 (Minutes, page 3768) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:**SUBJECT****QUEENS CB - 2****C 180267 ZSQ**

City Planning Commission decision approving an application submitted by 69-02 Queens Boulevard Woodside LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743 of the Zoning Resolution to modify the height and setback requirements of Sections 23-664 (Modified height and setback regulations for certain Inclusionary Housing buildings or affordable independent residence for seniors) to facilitate a proposed mixed-use development, within a large scale general development, on property generally bounded by Queens Boulevard, 70th Street, 47th Avenue, and 69th Street (Block 2432, Lots 9, 21, 41, 44, and 50), in R7X/C2-3 Districts.

INTENT

To grant an approval of the special permit to modify height regulations for a large-scale general development (LSGD) pursuant to ZR Section 74-743, along with other related actions, in order to facilitate the development of two new, mixed residential and commercial buildings with a total of 561 dwelling units, 169 of which would be permanently affordable, in the Woodside neighborhood in Queens, Community District 2.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: Four

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 22, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission with modifications.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Richards, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None.

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

Barron

Abstain:

None.

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSIONS

The City Planning Commission filed a letter dated October 31, 2018, with the Council on October 31, 2018, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 603

Resolution approving with modifications the decision of the City Planning Commission on ULURP No. C 180267 ZSQ (L.U. No. 237), for the grant of a special permit pursuant to Section 74-743 of the Zoning Resolution to modify the height and setback requirements of Sections 23-664 (Modified height and setback regulations for certain Inclusionary Housing buildings or affordable independent residence for seniors) to facilitate a proposed mixed-use development, within a large scale general development, on property generally bounded by Queens Boulevard, 70th Street, 47th Avenue, and 69th Street (Block 2432, Lots 9, 21, 41, 44, and 50), in R7X/C2-3 Districts, Community District 2, Borough of Queens.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 17, 2018 its decision dated September 5, 2018 (the "Decision"), on the application submitted by 69-02 Queens Boulevard Woodside, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-743 of the Zoning Resolution to modify the height and setback requirements of Sections 23-664 (Modified height and setback regulations for certain Inclusionary Housing buildings or affordable independent residence for seniors) to facilitate a proposed mixed-use development, within a large scale general development, on property generally bounded by Queens Boulevard, 70th Street, 47th Avenue, and 69th Street (Block 2432, Lots 9, 21, 41, 44, and 50), in R7X/C2-3 Districts, which in conjunction with the related actions would facilitate development of two new, mixed residential and commercial buildings with a

total of 561 dwelling units, 169 of which would be permanently affordable, in the Woodside neighborhood in Queens, Community District 2, (ULURP No. C 180267 ZSQ) (the “Application”);

WHEREAS, the Application is related to applications C 180265 ZMQ (L.U. No. 235), a zoning map amendment to change an M1-1 district to an R7X/C2-3 district and N 180266 ZRQ (L.U. No. 236), a zoning text amendment to designate a Mandatory Inclusionary Housing (MIH) Area;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-743(a)(2) of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2018;

WHEREAS, the Council has considered the land use and environmental implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the Revised Negative Declaration issued September 5, 2018 (CEQR No. 18DCP132Q), which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality, and noise on the development site (Block 2432, Lots 9, 21, 41, 44, and 50) (E-472) which supersedes the Negative Declaration issued April 9, 2018 and a previously-assigned (E) designation for hazardous materials, air quality, and noise placed on Lots 9 and 21 as part of the Maspeth-Woodside Rezoning (E-163) (CEQR No. 06DCP065Q) (the “E Designation (E-472)” and “Revised Negative Declaration”) and Technical Memorandum dated October 30, 2018 (“Technical Memorandum”).

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the (E) Designation (E-472) and Revised Negative Declaration and Technical Memorandum.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 180267 ZSQ, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission with the following modifications:

Matter ~~double struck out~~ is old, deleted by the City Council;

Matter double-underlined is new, added by the City Council;

1. The property that is the subject of this application (C 180267 ZSQ) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications and zoning computations indicated on the following approved plans, prepared by Perkins Eastman Architects, filed with this application and incorporated in this resolution:

<u>Dwg. No.</u>	<u>Title</u>	<u>Last Date Revised</u>
G-01	Cover Sheet & Drawing List	08/27/2018
Z-20	Zoning Analysis	08 <u>10</u> / 27 <u>25</u> /2018
Z-30	Zoning Lot Site Plan	08 <u>10</u> / 27 <u>25</u> /2018
Z-31	Enlarged Zoning Lot Site Plan	08 <u>10</u> / 27 <u>25</u> /2018
Z-50	Waiver Plan - Roof Plan	08 <u>10</u> / 27 <u>25</u> /2018
Z-51	Lot Coverage Plan	08 <u>10</u> / 27 <u>25</u> /2018
Z-52	Required Yards Plan	08 <u>10</u> / 27 <u>25</u> /2018
Z-60	Waiver Sections - West Tower	08 <u>10</u> / 27 <u>25</u> /2018
Z-61	Waiver Sections - West Tower	08 <u>10</u> / 27 <u>25</u> /2018
Z-62	Waiver Sections - West Tower	08 <u>10</u> / 27 <u>25</u> /2018
Z-63	Waiver Sections - East Tower	08 <u>10</u> / 27 <u>25</u> /2018
Z-64	Waiver Sections - East Tower	08 <u>10</u> / 27 <u>25</u> /2018
Z-65	Waiver Sections - Overall	08 <u>10</u> / 27 <u>25</u> /2018

Z-66	Waiver Sections - Overall	08_10_27_25 /2018
Z-67	Waiver Sections - West Tower	08_10_27_25 /2018
Z-101	Landscape Walkway Plan	08/27/2018

2. Such development shall conform to all applicable provisions of the Zoning Resolution, except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.
3. Such development shall conform to all applicable laws and regulations relating to its construction, operation and maintenance.
4. Development pursuant to this resolution shall be allowed only after the restrictive declaration attached hereto as Exhibit A, with such administrative changes as are acceptable to Counsel to the Department of City Planning, as such declaration has been modified by the Council, has been executed and recorded in the Office of the City Register, ~~New York County~~. Such restrictive declaration shall be deemed incorporated herein as a condition to this resolution.
5. In the event that the property that is the subject of the application is developed as, sold as, or converted to condominium units, a homeowners' association or cooperative ownership, a copy of this report and resolution and any subsequent modifications shall be provided to the Attorney General of the State of New York at the time of application for any such condominium, homeowners' or cooperative offering plan and, if the Attorney General so directs, shall be incorporated in full in any offering documents relating to the property.
6. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sublessee or occupant.
7. Upon failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution whose provisions shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity. Any such failure as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment of the special permit hereby granted.
8. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's failure to act in accordance with the provisions of this special permit.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 244 & Res. No. 604

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 180085 ZMQ (Variety Boys and Girls Club Rezoning) submitted by Variety Boys and Girls Club of Queens pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9a, changing from an R6B District to an R7X District and changing from an R7A District to an R7X District property located at 21-12 30th Road, 21-01 30th Drive, 21-23 30th Drive and 21-22 30th Road (Block 550, Lots 7, 10, p/o 5 and p/o 27), Borough of Queens, Community District 1, Council District 22.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2018 (Minutes, page 3908) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

SUBJECT

QUEENS CB - 1

C 180085 ZMQ

City Planning Commission decision approving an application submitted by Variety Boys and Girls Club of Queens pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9a, by:

1. changing from an R6B District to an R7X District property bounded by 30th Road, a line 200 feet southeasterly of 21st Street, 30th Drive, and a line 100 feet southeasterly of 21st Street; and
2. changing from an R7A District to an R7X District property bounded by 30th Road, a line 100 feet southeasterly of 21st Street, 30th Drive, and 21st Street;

as shown on a diagram (for illustrative purposes only) dated May 7, 2018 and subject to the conditions of CEQR Declaration E-478.

INTENT

To approve the amendment to the Zoning Map, Section No. 9a, in order to change from R7A/C2-3 and R6B zoning districts to an R7X/C2-3 district, which in conjunction with the related action would facilitate the development of a new mixed-use building containing ground floor retail, a five-story community facility with expanded Variety Boys and Girls Club, and a 14-story residential containing approximately 112 dwelling

units, of which approximately 34 would be made permanently affordable pursuant to MIH Option 2 at 21-12 30th Road in the Astoria neighborhood of Queens, Community District 1.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: Two

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 22, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Richards, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallo, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 604

Resolution approving the decision of the City Planning Commission on ULURP No. C 180085 ZMQ, a Zoning Map amendment (L.U. No. 244).

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 28, 2018 its decision dated September 26, 2018 (the "Decision"), on the application submitted by Variety Boys and Girls

Club of Queens, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 9a, changing from an R6B District to an R7X District and changing from an R7A District to an R7X District, which in conjunction with the related action would facilitate the development of a new building with community facility, commercial and residential uses at 21-12 30th Road in the Astoria neighborhood of Queens, Community District 1, (ULURP No. C 180085 ZMQ), Community District 1, Borough of Queens (the "Application");

WHEREAS, the Application is related to application N 180086 ZRQ (Pre. L.U. No. 245), a zoning text amendment to designate a Mandatory Inclusionary Housing (MIH) area;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2018;

WHEREAS, the Council has considered the land use and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 7, 2018 (CEQR No. 18DCP121Q), which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality or noise, and would apply to the development site Block 550, Lots 7 and 10 (E-478), which supersedes the (E) designation for hazardous materials and air quality placed on Lot 7 as part of the Astoria Rezoning (E-245) (CEQR No. 10DCP019Q) (the "Negative Declaration").

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Section 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 180085 ZMQ, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended by changing the Zoning Map, Section No. 9a:

1. changing from an R6B District to an R7X District property bounded by 30th Road, a line 200 feet southeasterly of 21st Street, 30th Drive, and a line 100 feet southeasterly of 21st Street; and
2. changing from an R7A District to an R7X District property bounded by 30th Road, a line 100 feet southeasterly of 21st Street, 30th Drive, and 21st Street;

as shown on a diagram (for illustrative purposes only) dated May 7, 2018 and subject to the conditions of CEQR Declaration E-478, Community District 1, Borough of Queens.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER,

BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 245 & Res. No. 605

Report of the Committee on Land Use in favor of approving, as modified, Application No. N 180086 ZRQ (Variety Boys and Girls Club Rezoning) submitted by Variety Boys and Girls Club of Queens, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing Area on property located at Block 550, Lots 7, 10, p/o 5 and p/o 27, Borough of Queens, Community District 1, Council District 22.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2018 (Minutes, page 3908) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

SUBJECT

QUEENS CB - 1

N 180086 ZRQ

City Planning Commission decision approving an application submitted by Variety Boys and Girls Club of Queens, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area.

INTENT

To approve the amendment to the text of the Zoning Resolution, in order to establish a Mandatory Inclusionary Housing area, which in conjunction with the related action would facilitate the development of a building with community facility, commercial and residential uses at 21-12 30th Road in the Astoria neighborhood of Queens, Community District 1.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: Two

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 22, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission with modifications.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Richards, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None.

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSIONS

The City Planning Commission filed a letter dated October 29, 2018, with the Council on October 30, 2018, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 605

Resolution approving with modifications the decision of the City Planning Commission on Application No. N 180086 ZRQ (L.U. No. 245), for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area, Community District 1, Borough of Queens.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 28, 2018 its decision dated September 26, 2018 (the "Decision"), pursuant to Section 201 of the New York City Charter, regarding an application submitted by Variety Boys and Girls Club of Queens, for an amendment of the text of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area, which in conjunction with the related action would facilitate the development of a building with community facility, commercial and residential uses at 21-12 30th Road in the

Astoria neighborhood of Queens, Community District 1, (Application No. N 180086 ZRQ), Community District 1, Borough of Queens (the "Application");

WHEREAS, the Application is related to application C 180085 ZMQ (Pre. L.U. No. 244), a zoning map amendment to change an R7A and an R6B zoning district to a R7X district;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2018;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 7, 2018 (CEQR No. 18DCP121Q), which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality and noise, and would apply to the development site Block 550, Lots 7 and 10 (E-478), which supersedes the (E) designation for hazardous materials and air quality placed on Lot 7 as part of the Astoria Rezoning (E-245) (CEQR No. 10DCP019Q) (the "Negative Declaration").

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Section 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, N 180086 ZRQ, incorporated by reference herein, the Council approves the Decision of the City Planning Commission with the following modifications:

Matter underlined is new, to be added;

Matter ~~struck out~~ is to be deleted;

Matter within # # is defined in Section 12-10;

Matter ~~double struck out~~ is old, deleted by the City Council;

Matter double-underlined is new, added by the City Council

* * * indicates where unchanged text appears in the Zoning Resolution.

* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

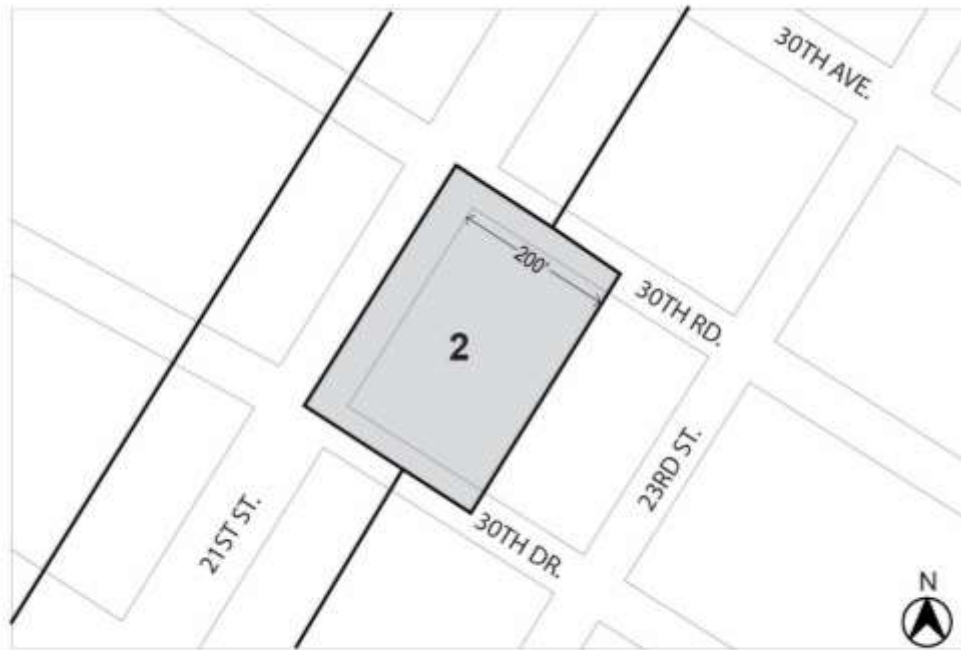
* * *


QUEENS

* * *

Queens Community District 1

Map 4 - [date of adoption]



 *Inclusionary Housing designated area*

 Mandatory Inclusionary Housing Program Area (see Section 23-154(d)(3))

Area 2 – [date of adoption] – MIH Program Option 1 and Option 2

Portion of Community District 1, Queens

* * *

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 248 & Res. No. 606

Report of the Committee on Land Use in favor of approving, as modified, Application No. C 180186 ZMK (3901 9th Avenue Rezoning) submitted by 39 Group Inc., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment to the Zoning Map, Section No. 22c, changing from an M1-2 District to an R7A District and establishing within the proposed R7A District a C2-4 District, for property located at Block 5583, Lots 6, 12, and 13 and p/o Lots 15, 16, and 17, Borough of Brooklyn, Community District 12, Council District 38.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2018 (Minutes, page 3909) and which same Land Use item was coupled with the resolution shown below and referred to the City Planning Commission, respectfully

REPORTS:

SUBJECT

BROOKLYN CB - 12

C 180186 ZMK

City Planning Commission decision approving an application submitted by 39 Group Inc pursuant to Sections 197-c and 201 of the New York City Charter for an amendment to the Zoning Map, Section No. 22c:

1. changing from an M1-2 District to an R7A District property bounded by 39th Street, New Utrecht Avenue, a line midway between 39th Street and 40th Street, and 9th Avenue; and
2. establishing within the proposed R7A District a C2-4 District bounded by 39th Street, New Utrecht Avenue, a line midway between 39th Street and 40th Street, and 9th Avenue;

as shown on a diagram (for illustrative purposes only) dated May 7, 2018, and subject to the conditions of CEQR Declaration E-479.

INTENT

To approve the amendment to the Zoning Map, Section No. 22c, in order to change from an M1-2 zoning district to an R7A/C2-4 district a portion of Brooklyn Block 5583, along with other related action to facilitate the development of a new six-story mixed use building containing approximately 40 residential units,

including 10 permanently affordable units and ground floor retail, in the Borough Park neighborhood of Brooklyn Community District 12.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: One

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 22, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Richards, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 606

Resolution approving the decision of the City Planning Commission on ULURP No. C 180186 ZMK, a Zoning Map amendment (L.U. No. 248).

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 26, 2018 its decision dated September 28, 2018 (the "Decision"), on the application submitted by the 39 Group, Inc, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 22c, changing from an M1-2 District to an R7A District and establishing a C2-4 District within the

proposed R7A District, which in conjunction with the related action would facilitate the development of a new six-story mixed-use building containing approximately 40 residential units, including 10 permanently affordable units, and ground floor retail, in the Borough Park neighborhood of Brooklyn Community District 12, (ULURP No. C 180186 ZMK), Community District 12, Borough of Brooklyn (the "Application");

WHEREAS, the Application is related to application N 180187 ZRK (Pre. L.U. No. 249), a zoning text amendment to designate a Mandatory Inclusionary Housing (MIH) area;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2018;

WHEREAS, the Council has considered the land use and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 7, 2018 (CEQR No. 18DCP107K), which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality and noise and would apply to the sites Block 5583, Lot 6 (Projected Development Site 1), Block 5583, Lots 12, 13, and 15 (Projected Development Site 2), and Block 5583, Lots 16 and 17 (Projected Development Site 3) (E-479) (the "Negative Declaration").

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Section 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, C 180186 ZMK, incorporated by reference herein, the Council approves the Decision of the City Planning Commission.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended by changing the Zoning Map, Section No. 22c:

1. changing from an M1-2 District to an R7A District property bounded by 39th Street, New Utrecht Avenue, a line midway between 39th Street and 40th Street, and 9th Avenue; and
2. establishing within the proposed R7A District a C2-4 District bounded by 39th Street, New Utrecht Avenue, a line midway between 39th Street and 40th Street, and 9th Avenue;

as shown on a diagram (for illustrative purposes only) dated May 7, 2018, and subject to the conditions of CEQR Declaration E-479, Community District 12, Borough of Brooklyn.

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER,

BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 249 & Res. No. 607

Report of the Committee on Land Use in favor of approving, as modified, Application No. N 180187 ZRK (3901 9th Avenue Rezoning) submitted by 39 Group Inc., pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing Area, Borough of Brooklyn, Community District 12, Council District 38.

The Committee on Land Use, to which the annexed Land Use item was referred on October 17, 2018 (Minutes, page 3909), respectfully

REPORTS:

SUBJECT

BROOKLYN CB - 12

N 180187 ZRK

City Planning Commission decision approving an application submitted by 39 Group Inc, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area.

INTENT

To approve the amendment to the text of the Zoning Resolution, in order to establish a Mandatory Inclusionary Housing area, which in conjunction with the related action would facilitate the development of a new six-story mixed-use building containing approximately 40 residential units, including 10 permanently affordable units, and ground floor retail in the Borough Park neighborhood of Brooklyn Community District 12.

PUBLIC HEARING

DATE: October 3, 2018

Witnesses in Favor: One

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 22, 2018

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission with modifications.

In Favor:

Constantinides, Lancman, Levin, Reynoso, Richards, Rivera, Torres, Grodenchik.

Against:

None

Abstain:

None.

COMMITTEE ACTION

DATE: October 24, 2018

The Committee recommends that the Council approve the attached resolution.

In Favor:

Salamanca, Gibson, Barron, Constantinides, Deutsch, Kallos, King, Koo, Lancman, Levin, Reynoso, Torres, Treyger, Grodenchik, Diaz, Rivera.

Against:

None

Abstain:

None.

FILING OF MODIFICATIONS WITH THE CITY PLANNING COMMISSIONS

The City Planning Commission filed a letter dated October 29, 2018, with the Council on October 30, 2018, indicating that the proposed modifications are not subject to additional environmental review or additional review pursuant to Section 197-c of the City Charter.

In connection herewith, Council Members Salamanca and Moya offered the following resolution:

Res. No. 607

Resolution approving with modifications the decision of the City Planning Commission on Application No. N 180187 ZRK (L.U. No. 249), for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area, Community District 12, Borough of Brooklyn.

By Council Members Salamanca and Moya.

WHEREAS, the City Planning Commission filed with the Council on September 28, 2018 its decision dated September 26, 2018 (the "Decision"), pursuant to Section 201 of the New York City Charter, regarding an application submitted by 39 Group, Inc., for an amendment of the text of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area, which in conjunction with the related action would facilitate the development of a new six-story mixed-use building containing approximately 40 residential units, including 10 permanently affordable units, and ground floor retail in the Borough Park neighborhood of Brooklyn Community District 12, (Application No. N 180187 ZRK), Community District 12, Borough of Brooklyn (the "Application");

WHEREAS, the Application is related to application C 180186 ZMK (Pre. L.U. No. 248), a zoning map amendment to change an M1-2 zoning district to an R7A/C2-4 zoning district;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2018;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration issued May 7, 2018 (CEQR No. 18DCP107K), which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality and noise and would apply to the sites Block 5583, Lot 6 (Projected Development Site 1), Block 5583, Lots 12, 13, and 15 (Projected Development Site 2), and Block 5583, Lots 16 and 17 (Projected Development Site 3) (E-479) (the “Negative Declaration”).

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

Pursuant to Section 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in the report, N 180187 ZRK, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission with the following modifications.

Matter underlined is new, to be added;

Matter ~~struck out~~ is to be deleted;

Matter within # # is defined in Section 12-10;

Matter ~~double struck out~~ is old, deleted by the City Council;

Matter double-underlined is new, added by the City Council;

* * * indicates where unchanged text appears in the Zoning Resolution

* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

BROOKLYN

* * *


Brooklyn Community District 12

* * *

Map 1 - [date of adoption]

[PROPOSED MAP]



 Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
Area 1 — [date of adoption] — MIH Program Option 1 ~~and Option 2~~

Portion of Community District 12, Brooklyn

* * *

RAFAEL SALAMANCA, Jr., *Chairperson*; PETER A. KOO, STEPHEN T. LEVIN, ANDY L. KING, VANESSA L. GIBSON, INEZ D. BARRON, COSTA G. CONSTANTINIDES, CHAIM M. DEUTSCH, BEN KALLOS, RORY I. LANCMAN, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, BARRY S. GRODENCHIK, RUBEN DIAZ, Sr., CARLINA RIVERA; Committee on Land Use, October 24, 2018.

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Resolution approving various persons Commissioners of Deeds

By the Presiding Officer –

Resolved, that the following named persons be and hereby are appointed Commissioners of Deeds for a term of two years:

Approved New Applicants

<i>Name</i>	<i>Address</i>	<i>District #</i>
Jewel Crawford	100 Debs Place #19G Bronx, New York 10475	12
Jeannette Vargas	42-56 157th Street #2 Flushing, New York 11355	20
Edmund H. Hunte	1086 President Street #31 Brooklyn, New York 11225	31
James R. Rhem	14-54 Point Breeze Place Queens, New York 11691	31
Bilal Malik	512 Rockaway Avenue #3F Brooklyn, New York 11212	41
Kershelle Germain	95 Rockaway Parkway #2 Brooklyn, New York 11212	41
Joseph T. Yacca	128 Tanglewood Drive Staten Island, New York 10308	51

Approved Reapplicants

<i>Name</i>	<i>Address</i>	<i>District #</i>
Inez Contreras	626 1st Ave #W33F New York, New York 10016	4
Barbara Hatten	316 W 112th St #2W New York, New York 10026	9
Gail Hatten	316 W 112th St #2W New York, New York 10026	9
Yamilett Pernet	80-24 242nd St Queens, New York 11426	23

Rose Barreto	41-10 12th St Queens, New York 11101	26
Cynthia Self	109-03 176th St Queens, New York 11433	27
Lisa Whitfield	111-73 Inwood St Queens, New York 11435	28
Ruben Abdurakhmanov	105-25 65th Ave #4A Queens, New York 11375	29
Sabrina Verterano	53-96 65th Place Maspeth, New York 11378	30
Andrea Clarke	246-08 134th Ave Queens, New York 11422	31
Maria Rodriguez	41-06 Rockaway Beach Blvd Queens, New York 11691	31
Damaris Olivieri	390 Bushwick Ave #11H Brooklyn, New York 11206	34
Marco Herrera-Carino	1151 Decatur St Brooklyn, New York 11207	37
Maritza Berrios	1501 Dekalb Ave Brooklyn, New York 11237	37
Colin Gardner	39 Garfield Place Brooklyn, New York 11215	39
Kenara Woods	210 E 51st Street #A17 Brooklyn, New York 11203	41
Cheryl King-Lawson	322 Wortman Ave Brooklyn, New York 11207	42
Amy Shu	1360 78th Street Brooklyn, New York 11228	43
Christian Gaeta	51 Elmira Street Staten Island, New York 10306	50

On motion of the Speaker (Council Member Johnson), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

ROLL CALL ON GENERAL ORDERS FOR THE DAY
(Items Coupled on General Order Calendar)

- (1) **Int 444-A -** Requiring all NYPD officers to receive sensitivity training to assist them in responding to victims of harassment and sexual assault.
- (2) **Int 465-A -** Conducting education and outreach regarding single-occupant toilet room requirements.
- (3) **Int 644-A -** Carbon monoxide detectors in commercial spaces.
- (4) **Int 781-A -** Case management system for cases investigated by the special victims division of the New York city police department.
- (5) **Int 784- A -** New York city police department to report on staffing levels for the special victims division.
- (6) **Int 785-A -** New York city police department to develop a comprehensive special victims training program.
- (7) **Int 836-A -** Approval processes for alternative automatic fire extinguishing systems, fire alarm systems, emergency alarm systems, fire department in-building auxiliary radio communication systems and fire protection plans.
- (8) **Int 899-A -** Permitting the use of campaign funds for certain childcare expenses.
- (9) **Int 925-A -** To for-hire vehicles and commuter vans with a seating capacity greater than 20.
- (10) **Int 1179 -** 424 East 115 Street, also known as Block 1708, Lot 38, in the borough of Manhattan.

- (11) **Int 1191 -** 515 West 143 Street, also known as Block 2075, Lot 17, in the borough of Manhattan.
- (12) **Int 1192 -** 527 West 151 Street, also known as Block 2083, Lot 16, in the borough of Manhattan.
- (13) **Int 1193 -** 526 West 158 Street, also known as Block 2116, Lot 19, in the borough of Manhattan.
- (14) **Int 1194 -** 525 West 151 Street, also known as Block 2083, Lot 17, in the borough of Manhattan.
- (15) **Int 1195 -** 157 West 123 Street, also known as Block 1908, Lot 1, in the borough of Manhattan.
- (16) **Int 1196 -** 167 West 133 Street, also known as Block 1918, Lot 7, in the borough of Manhattan.
- (17) **Int 1197 -** 67 St. Nicholas Avenue, also known as Block 1823, Lot 56, in the borough of Manhattan.
- (18) **Int 1198 -** 286 West 151 Street, also known as Block 2036, Lot 53, in the borough of Manhattan.
- (19) **Int 1203 -** 514F East 13 Street, also known as Block 406, Lot 13, in the borough of Manhattan.
- (20) **Int 1204 -** 2089 Amsterdam Avenue, also known as Block 211, Lot 65, in the borough of Manhattan.
- (21) **Int 1205 -** 2091 Amsterdam Avenue, also known as Block 211, Lot 66, in the borough of Manhattan.
- (22) **Int 1206 -** 500 West 174 Street, also known as Block 213, Lot 44, in the borough of Manhattan.

- (23) **Res 564 -** Increase in the annual expenditure and the setting of the date, time and place for the hearing of the local law increasing the annual expenditure for such districts.
- (24) **Res 579 -** The new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.
- (25) **L.U. 209 & Res 584 -** App. C **180386 PPQ** (26-32 Jackson Avenue) Queens, Community District 2, Council District 26.
- (26) **L.U. 210 & Res 585 -** App. C **180384 ZSQ** (26-32 Jackson Avenue) Queens, Community District 2, Council District 26).
- (27) **L.U. 211 & Res 586 -** App. C **180385 PPQ** (27-01 Jackson Avenue) Queens, Community District 2, Council District 26.
- (28) **L.U. 212 & Res 587 -** App. C **180382 ZSQ** (27-01 Jackson Avenue) Queens, Community District 2, Council District 26.
- (29) **L.U. 213 & Res 588 -** App. C **180383 ZSQ** (27-01 Jackson Avenue) Queens, Community District 2, Council District 26.
- (30) **L.U. 214 & Res 599 -** App. C **180263 ZSM** (110 East 16th Street) Manhattan, Community District 5, Council District 2.
- (31) **L.U. 215 & Res 600 -** App. C **180264 ZSM** (110 East 16th Street) Manhattan, Community District 5, Council District 2.
- (32) **L.U. 221 & Res 589 -** App. **20195045 HAQ** (Hunters Point South Parcel C – North Tower) Queens, Community District 2, Council District 26.
- (33) **L.U. 222 & Res 590 -** App. **20195046 HAQ** (Hunters Point South) Queens, Community District 2, Council District 26.
- (34) **L.U. 226 & Res 591 -** App. **20195063 HAK** (Sunset Park IV) Brooklyn, Community District 7, Council District 38.

- (35) L.U. 227 & Res 592 - App. **20195062 HAK** (Sunset Park III) Brooklyn, Community District 7, Council District 38.
- (36) L.U. 228 & Res 593 - App. **20195061 HAK** (Sunset Park II) Brooklyn, Community District 7, Council District 38.
- (37) L.U. 229 & Res 594 - App. **20195060 HAK** (Sunset Park I) Brooklyn, Community District 7, Council District 38.
- (38) L.U. 233 & Res 595 - App. **20195067 HAK** (Hopkinson/Park Place) Brooklyn, Community District 16, Council District 41.
- (39) L.U. 234 & Res 596 - App. **20195066 HAM** (21 Arden Street) Manhattan, Community District 12, Council District 10.
- (40) L.U. 235 & Res 601 - App. **C 180265 ZMQ** (69-02 Queens Boulevard) Queens, Community District 2, Council District 30.
- (41) L.U. 236 & Res 602 - App. **N 180266 ZRQ** (69-02 Queens Boulevard) Queens, Community District 2, Council District 30.
- (42) L.U. 237 & Res 603 - App. **C 180267 ZSQ** (69-02 Queens Boulevard) Queens, Community District 2, Council District 30.
- (43) L.U. 244 & Res 604 - App. **C 180085 ZMQ** (Variety Boys and Girls Club Rezoning) Queens, Community District 1, Council District 22.
- (44) L.U. 245 & Res 605 - App. **N 180086 ZRQ** (Variety Boys and Girls Club Rezoning) Queens, Community District 1, Council District 22.
- (45) L.U. 246 & Res 597 - App. **C 180211 ZMQ** (11-14 35th Avenue Rezoning) Queens, Community District 1, Council District 26.

- (46) **L.U. 247 & Res 598 -** Application No. **N 180212 ZRQ**
(11-14 35th Avenue Rezoning)
Queens, Community District 1,
Council District 26.
- (47) **L.U. 248 & Res 606 -** App. **C 180186 ZMK** (3901 9th
Avenue Rezoning) Brooklyn,
Community District 12, Council
District 38.
- (48) **L.U. 249 & Res 607 -** App. **N 180187 ZRK** (3901 9th
Avenue Rezoning) Brooklyn,
Community District 12, Council
District 38.
- (49) **L.U. 255 & Res 583 -** 645 Barretto Street, Block 2765, Lot
146; Bronx, Community District No.
2, Council District No. 17.
- (50) **Resolution approving various persons Commissioners of Deeds.**

At this point, the Public Advocate (Ms. James) left the Meeting and was replaced as the Acting President Pro Tempore and presiding officer by the Majority Leader (Council Member Cumbo).

The Majority Leader and Acting President Pro Tempore (Council Member Cumbo) put the question whether the Council would agree with and adopt such motion which was decided in the **affirmative** by the following vote:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Borelli, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Diaz, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Williams, Yeger, the Minority Leader (Council Member Matteo), the Majority Leader (Council Member Cumbo), and The Speaker (Council Member Johnson) – **51**.

The General Order vote recorded for this Stated Meeting was 51-0-0 as shown above with the exception of the votes for the following legislative items:

The following was the vote recorded for **Int. Nos. 465-A and 899-A:**

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Diaz, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Vallone, Van Bramer, Williams, Yeger, the Majority Leader (Council Member Cumbo), and The Speaker (Council Member Johnson) – **48**.

Negative – Borelli, Ulrich, and the Minority Leader (Council Member Matteo) - **3**.

The following was the vote recorded for **Int. No. 925-A**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Borelli, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Diaz, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Williams, Yeger, the Minority Leader (Council Member Matteo), the Majority Leader (Council Member Cumbo), and The Speaker (Council Member Johnson) – **50**.

Abstention – Miller – **1**.

The following was the vote recorded for **L.U. No. 209 & Res. No. 584; L.U. No. 210 & Res. No. 585; L.U. No. 211 & Res. No. 586; L.U. No. 212 & Res. No. 587; and L.U. No. 213 & Res. No. 588**:

Affirmative – Adams, Ampry-Samuel, Ayala, Borelli, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Diaz, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Miller, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Yeger, the Minority Leader (Council Member Matteo), the Majority Leader (Council Member Cumbo), and The Speaker (Council Member Johnson) – **48**.

Negative – Barron – **1**.

Abstention – Moya and Williams – **2**.

The following was the vote recorded for **L.U. No. 235 & Res. No. 601; L.U. No. 236 & Res. No. 602; and L.U. No. 237 & Res. No. 603**:

Affirmative – Adams, Ampry-Samuel, Ayala, Borelli, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Diaz, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Yeger, the Minority Leader (Council Member Matteo), the Majority Leader (Council Member Cumbo), and The Speaker (Council Member Johnson) – **49**.

Negative – Barron and Williams – **2**.

The following was the vote recorded for **L.U. No. 244 & Res. No. 604; L.U. No. 245 & Res. No. 605; L.U. No. 246 & Res. No. 597; and L.U. No. 247 & Res. No. 598**:

Affirmative – Adams, Ampry-Samuel, Ayala, Barron, Borelli, Brannan, Cabrera, Chin, Cohen, Constantinides, Cornegy, Deutsch, Diaz, Dromm, Espinal, Eugene, Gibson, Gjonaj, Grodenchik, Holden, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Menchaca, Miller, Moya, Perkins, Powers, Reynoso, Richards, Rivera, Rodriguez, Rose, Rosenthal, Salamanca, Torres, Treyger, Ulrich, Vallone, Van Bramer, Yeger, the Minority Leader (Council Member Matteo), the Majority Leader (Council Member Cumbo), and The Speaker (Council Member Johnson) – **50**.

Negative – Williams – **1**.

The following Introductions were sent to the Mayor for his consideration and approval:

Int. Nos. 444-A, 465-A, 644-A, 781-A, 784-A, 785-A, 836-A, 899-A, 925-A, 1179, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1203, 1204, 1205, and 1206.

RESOLUTIONS

Presented for voice-vote

The following are the respective Committee Reports for each of the Resolutions referred to the Council for a voice-vote pursuant to Rule 8.50 of the Council:

Report for voice-vote item Res. No. 84

Report of the Committee on Women in favor of approving a Resolution urging the New York State Legislature to pass and the Governor to sign the Reproductive Health Act.

The Committee on Women to which the annexed resolution was referred on January 31, 2018 (Minutes, page 424), respectfully

REPORTS:

I. INTRODUCTION

On Tuesday, October 30, 2018, the Committee on Women (“Committee”), chaired by Council Member Helen K. Rosenthal, held a hearing to consider Res. No. 84, sponsored by the Public Advocate Letitia James, a resolution urging the New York State Legislature to pass and the Governor to sign the Reproductive Health Act. The Committee’s first hearing on this resolution took place on Thursday, September 20, 2018. Witnesses invited to testify included the New York City (NYC) Commission on Gender Equity (CGE), as well as local legal services offices, activists, advocacy groups, health professionals and other interested stakeholders.

II. BACKGROUND

New York was the first state to reform its abortion law in 1970, three years before *Roe v. Wade*.¹ During the decades since that landmark Supreme Court decision, there have been numerous court decisions clarifying the scope of the right to abortion, yet New York’s laws have remained outdated.² While the state’s abortion statute allows abortion throughout a pregnancy when necessary to preserve a woman’s life, it does not allow abortion care after 24 weeks from the commencement of pregnancy to preserve a woman’s health or in cases of fetal non-viability.³ Thus, although the U.S. Constitution requires state law to allow for abortion in each of these circumstances, New York law is not aligned with Supreme Court jurisprudence and the law is inconsistent with current medical guidelines.⁴ Consequently, the law is not only constitutionally deficient, it is a barrier to effective and affordable care for women in New York.

¹ Jon Campbell, *How a Supreme Court Retirement is Fueling New York’s Abortion Debate*, DEMOCRAT AND CHRONICLE (Jun. 29, 2018), available at <https://www.democratandchronicle.com/story/news/politics/albany/2018/06/29/supreme-court-new-york-abortion-debate/745585002/>.

² Pew Research Forum, *A History of Key Abortion Rulings of the U.S. Supreme Court* (Jan. 16, 2013), available at <http://www.pewforum.org/2013/01/16/a-history-of-key-abortion-rulings-of-the-us-supreme-court/>.

³ New York Penal Law §125.05, §125.20, §125.40-60; New York Pub. Health Law §4164; FindLaw, *New York Abortion Laws* (last visited Sep. 17, 2018), available at <https://statelaws.findlaw.com/new-york-law/new-york-abortion-laws>.

⁴ Guttmacher Institute, *State Facts About Abortion: New York* (May 2018), available at <https://www.guttmacher.org/fact-sheet/state-facts-about-abortion-new-york>.

A.1748, sponsored by State Assembly Member Deborah Glick, and companion bill S.2796, sponsored by State Senator Liz Krueger, also known as the Reproductive Health Act (RHA), would align New York State law with constitutional law, move the regulation of abortion from the penal code into public health law, and ensure that every woman has the ability to make the personal family planning decisions that are best for her and her family.⁵

In the midst of a war on women's reproductive rights in our country at the state and federal level, which has significantly intensified during the Trump Administration, this resolution would urge the New York State Legislature to pass and the Governor to sign the RHA.

Update

On October 30, 2018, the Committee on Women adopted these resolutions by a vote of five in the affirmative, zero in the negative, and zero abstentions.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 84:)

Res. No. 84

Resolution urging the New York State Legislature to pass and the Governor to sign the Reproductive Health Act.

By the Public Advocate (Ms. James) and Council Members Brannan, Rosenthal, Ayala, Rivera, Lander, Kallos, Cohen, Constantinides, Lancman and Miller.

Whereas, In 1970, New York State was one of the first states in the nation to support the reproductive rights of women by pioneering legislation that decriminalized abortion; and

Whereas, This legislation was groundbreaking and crucial to ensuring the reproductive health and freedom of women; and

Whereas, In 1973, the United States Supreme Court legalized abortion throughout the country with the Roe v. Wade decision; and

Whereas, Following this ruling many states passed laws limiting women's ability to access the procedure in an effort to erode the rights granted by the Supreme Court; and

Whereas, According to the Guttmacher Institute, between 2011 to 2016, there have been 334 abortion restrictions adopted nationally, constituting 30% of all abortion restrictions enacted since the 1973 decision; and

Whereas, Furthermore, members of Congress who have anti-abortion positions have been trying for several years to pass a national ban on all abortions at or after 20 weeks of pregnancy; and

Whereas, In addition, President Donald Trump stated his intention to appoint a Supreme Court Justice who will help overturn Roe v. Wade; and

Whereas, The ability to access safe abortions is necessary so that women can plan their families without risking their health; and

Whereas, The Guttmacher Institute notes that improved contraceptive use has helped women to better avoid unintended pregnancies, and as a result, the national abortion rate declined to 17 per 1,000 women aged 15-44 in 2011, the lowest since 1973; and

Whereas, According to the New York City (NYC) Department of Health and Mental Hygiene, in 2013, almost 6 in 10 known pregnancies among NYC women were unintended; and

Whereas, While abortion rates have declined, women who are struggling financially experience higher levels of abortion; and

⁵ New York S.A. 1748 (Glick); New York S.S. 2796 (Krueger).

Whereas, In 2011, there were 225 abortion providers in New York state, and 94 of those were in clinics, which was a 10% decline in overall providers and a 9% decline in clinics from 2008; and

Whereas, According to the New York Civil Liberties Union, 7 out of 10 New Yorkers support a woman's right to choose; and

Whereas, The New York State legislation passed in 1970 is now outdated and needs revision; and

Whereas, On January 17, 2017 the New York State Assembly passed the Reproductive Health Act, as it has for the past several legislative sessions; and

Whereas, Despite having overwhelming support of New Yorkers, the New York State Senate continues to deny the passage of this legislation; and

Whereas, The Reproductive Health Act is legislation that would provide safeguards for New York's women in the face of eroding federal protections by codifying current federal law into state law; and

Whereas, The Reproductive Health Act would also take abortion out of the penal code, and regulate it as a matter of public health and medical practice; and

Whereas, It is critical that the New York State Legislature takes action to pass this legislation to explicitly outline these fundamental rights in state law; and

Whereas, The rights of women should include full control over their bodies and reproductive choices; and

Whereas, It is now more vital than ever for New York to take the lead and stand up for the health and freedom of its women; now, therefore, be it

Resolved, That the Council of the City of New York urges the New York State Legislature to pass and the Governor to sign the Reproductive Health Act.

HELEN K. ROSENTHAL, Chair; BRADFORD S. LANDER, LAURIE A. CUMBO, BEN KALLOS, DIANA AYALA; Committee on Women, October 30, 2018.

Pursuant to Rule 8.50 of the Council, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) called for a voice vote. Hearing those in favor, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) declared the Resolution to be adopted.

The 3 following Council Members formally noted their intent to vote negative on this item:
Council Members Borelli, Diaz, and the Minority Leader (Council Member Matteo).

The following 2 Council Members formally noted their intent to abstain from voting on this item:
Council Members Deutsch and Ulrich.

Adopted by the Council by voice-vote.

Report for voice-vote item Res. No. 178-A

Report of the Committee on Economic Development in favor of approving, as amended, a Resolution calling on the Federal Aviation Administration to amend the North Shore helicopter route to extend further west to cover Northeast Queens.

The Committee on Economic Development, to which the annexed resolution was referred on February 14, 2018 (Minutes, page 801), respectfully

REPORTS:

I. INTRODUCTION

On October 18, the Committee on Economic Development, chaired by Council Member Paul A. Vellone, will hold an oversight hearing entitled, “Freight NYC: Assessing the Economic Impact of the Freight NYC Initiative.” At this hearing the Committee will consider assessments of the Freight NYC initiative within the City’s freight distribution ecosystem. The Committee seeks to hear testimony from the New York City Economic Development Corporation (“NYCEDC”) and interested members of the public. The Committee will also conduct a vote on Proposed Res. No. 178-A, a resolution calling on the Federal Aviation Administration to amend the North Shore Helicopter route to extend further west to cover Northeast Queens. The Committee previously held a hearing on this resolution on April 18, 2018.

II. BACKGROUND

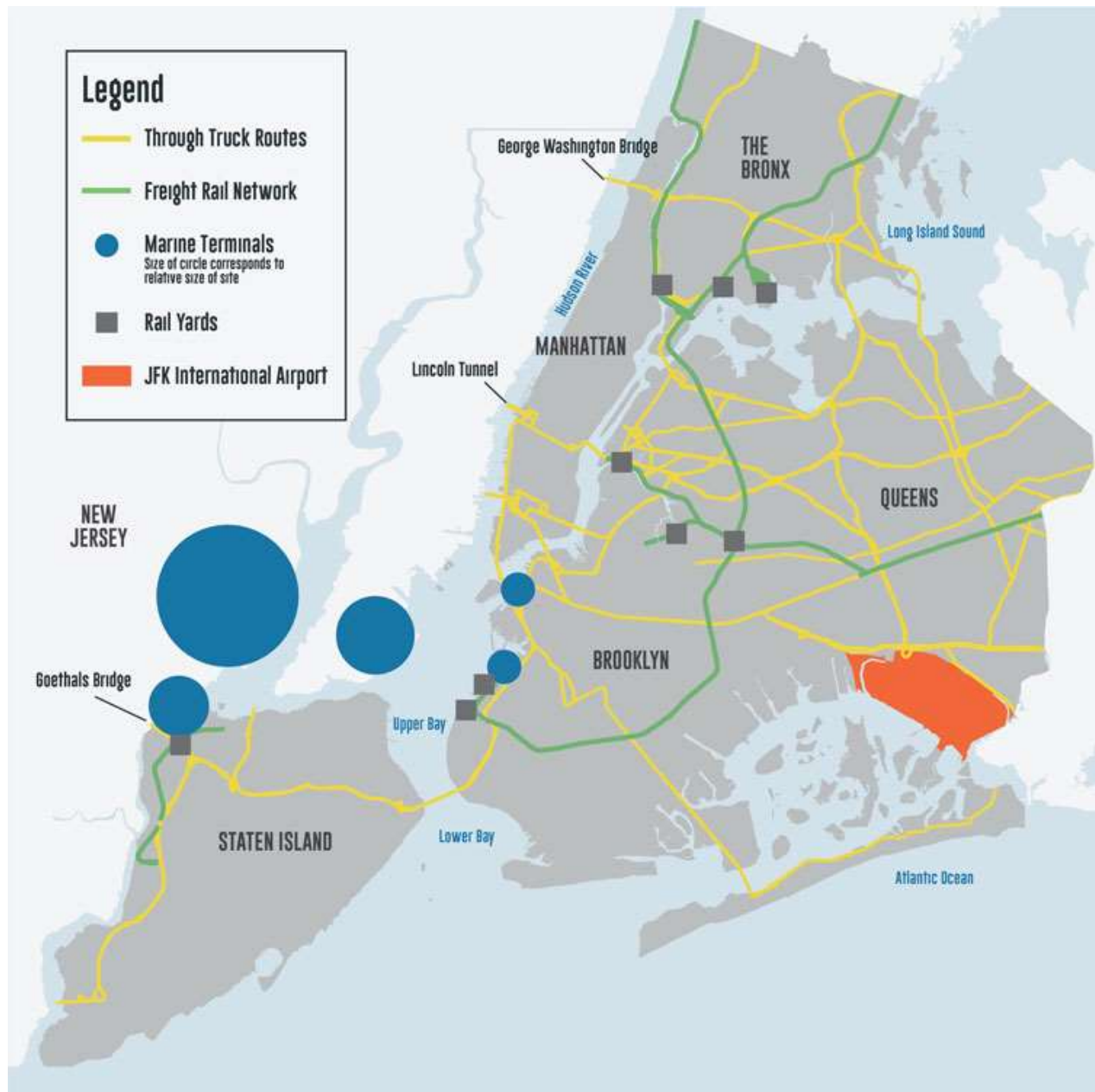
New York City is the largest consumer market in the United States, and nearly 200 million tons of freight passed through the City in 2016.¹ The City’s freight distribution system moves nearly \$720 billion in goods through the region annually.² NYCEDC estimates that over 308,000 jobs – 9 percent of private employment – in New York City are freight dependent. These jobs are also good-paying, with a \$52,000 average salary in the e-commerce industry, \$60,000 in rail, and \$62,000 in maritime.³

While its geography made it historically well-suited for maritime shipping, the City’s freight network now includes over 90 miles of rail freight lines, nine rail yards, 1,300 miles of truck highway routes, the JFK air cargo hub, over 170 million square-feet of warehouse and distribution space, as well as three marine terminals.

¹ New York City Economic Development Corporation, *Freight NYC: Goods for the Good of the City* (July 2018) at 3, https://www.nycedc.com/sites/default/files/filemanager/Programs/FreightNYC_book_DIGITAL.pdf. Hereafter NYCEDC, *Freight NYC*.

² Mayor Bill de Blasio, *New York Works: Creating Good Jobs* (June 2017) at 56, <https://newyorkworks.cityofnewyork.us/>. Hereafter Mayor de Blasio, *New York Works*.

³ NYCEDC, *Freight NYC* at 10-11.

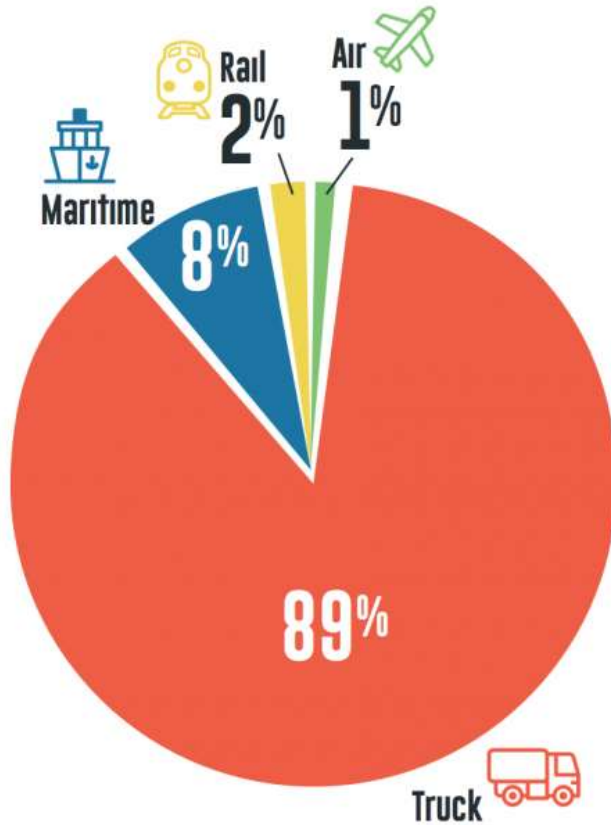


Source: NYCEDC

Today, despite these multi-modal resources for freight distribution, the vast majority of freight moves through New York City via truck. Nearly 90 percent of freight enters and passes through the City via truck, followed by maritime (8 percent), rail (2 percent), and air (1 percent).⁴

⁴ NYCEDC, *Freight NYC* at 12.

How Freight Moves Through NYC³⁶



Source: NYCEDC

The vast majority of rail freight volume in the region is in Northern New Jersey, where rail lines link to massive single-story distribution centers from which goods then travel by truck to points east of the Hudson River.⁵ Starting in the 1960s, as the interstate highway system expanded and maritime freight distribution shifted to container shipping, New York began disinvesting from its rail system, and regional freight operations shifted to New Jersey.⁶ Most of New York City's existing maritime and freight rail infrastructure dates to the early 20th Century, and thus cannot support modern rail and maritime freight distribution needs.⁷

Looking forward, total freight volumes are expected to increase by 68 percent between 2012 and 2045, and truck trips through New York City to Long Island are expected to increase by 85 percent by 2045.⁸

As the volume of freight grows in the coming decades, New York City's freight network faces several challenges. The over-reliance on trucking creates roadway congestion and pollution. In 2017, the City lost \$862 million in economic activity due to truck congestion and delays.⁹ Weight and height restrictions on many New York City roadways result in bottlenecks on the George Washington Bridge and Lincoln Tunnel, and force trucks to travel on circuitous routes through city streets.¹⁰ Trucks accounted for 10 percent of citywide

⁵ New York Metropolitan Transportation Council ("NYMTC"), *Regional Freight Plan 2018-2045* at 2-14, <https://www.nymtc.org/Regional-Planning-Activities/Freight-Planning>

⁶ Genn, Andrew. "Transforming NYC rail infrastructure for a better freight distribution system," *Global Railway Review*, August 17, 2018, <https://www.globalrailwayreview.com/article/72336/freight-nyc-better-distribution-system/>

⁷ NYCEDC, *Freight NYC* at 13.

⁸ *Id.* at 12.

⁹ *Id.*

¹⁰ *Id.*

transportation greenhouse gas emissions as of 2015.¹¹ The City's geography, once its greatest asset, is now an obstacle, as freight from New Jersey and other points west must cross two rivers with limited truck crossings to reach Long Island.¹² Finally, the City's maritime, rail, and freight distribution infrastructure is outdated. Most of the City's maritime and freight rail infrastructure is around one hundred years old, and its distribution spaces are old and do not meet the logistical needs of modern freight operations.¹³

III. FREIGHT NYC

Freight NYC is NYCEDC's \$100 million plan to modernize New York City's freight system and shift a significant portion of freight movement from trucking to maritime and rail distribution. It is part of New York Works, Mayor de Blasio's 2017 plan to create 100,000 good-paying jobs in New York City over five employment sectors in ten years.¹⁴ Freight NYC falls under the industrial and manufacturing sector, and NYCEDC has said that the initiative will create nearly 5,000 good-paying jobs over ten years.¹⁵ NYCEDC has outlined four main goals for Freight NYC:

- 1) **Create nearly 5,000 good-paying jobs over ten years.** These jobs will come from investments in maritime and rail freight infrastructure and modern distribution centers. NYCEDC estimates that maritime freight investments will create 400 new jobs, including longshore workers, marine terminal operators, and maritime distribution workers. Expanded rail freight will create 500 new jobs, including engineers, yardmasters, and rail distribution workers. Modern freight distribution hubs will create 4,000 jobs, including material handlers, warehouse associates, logistics coordinators, and Class A truck drivers.¹⁶
- 2) **Transform how freight enters New York City by investing in maritime and rail solutions.** These include developing barge terminals at Hunts Point Food Distribution Center in the Bronx and the South Brooklyn Marine Terminal ("SBMT") in Sunset Park, constructing new rail transloading facilities in Brooklyn and Queens, and expanding existing freight tracks to allow for more rail traffic.¹⁷ NYCEDC plans to develop up to five new transloading facilities in Brooklyn and Queens by 2020.¹⁸ SBMT is expected to be fully functioning by 2020.¹⁹
- 3) **Modernize and develop new distribution facilities.** NYCEDC plans to develop geographically dispersed modern freight hubs in Brooklyn (Brooklyn Army Terminal), Bronx (Bathgate, Hunts Point), Queens (Maspeth, JFK area), and Staten Island (West Shore and North Shore) and improve the rail infrastructure that connects these hubs.²⁰
- 4) **Improve air quality by supporting an environmentally sustainable resilient supply chain network.** NYCEDC intends to support clean fuel infrastructure at freight hubs and the expansion of New York City Department of Transportation ("NYC DOT")'s Hunts Point Clean Trucks Program to other truck hubs and industrial business zones. It also plans to pilot initiatives for tenants in City-owned properties to green their own supply chains.

In total, NYCEDC expects Freight NYC to create 5,000 jobs and eliminate 40 million truck miles, 71,500 metric tons of greenhouse gas emissions, and 30,000 pounds of particulate matter annually.²¹

¹¹ *Id.*

¹² *Id.* at 13.

¹³ *Id.* at 12-13.

¹⁴ Mayor de Blasio, *New York Works*

¹⁵ NYCEDC, *Freight NYC* at 1.

¹⁶ *Id.* at 16, 21, 24.

¹⁷ *Id.* at 16-22.

¹⁸ *Supra*, note 6.

¹⁹ Bhardwa, Prachi. "How to take New York City back to its maritime roots in 2018," *City & State*, September 12, 2018, <https://www.cityandstateny.com/articles/policy/infrastructure/new-york-city-maritime-roots-2018.html>

²⁰ NYCEDC, *Freight NYC* at 24.

²¹ NYCEDC, *Freight NYC* at 28-30.

IV. PROGRESS

Mayor de Blasio and NYCEDC announced Freight NYC in July of 2018, with the goal of completing its objectives in ten years. NYCEDC has released two Requests for Proposals for new distribution facilities – an urban distribution center at Brooklyn Army Terminal (“BAT”) and an air cargo and distribution facility near JFK Airport. Proposals for the BAT facility are due in November 2018, and for the JFK facility in December 2018.²² NYCEDC has also launched site feasibility studies for rail transload facilities in Brooklyn and Queens and the South Bronx marine highway barge landing.²³

In September, NYCEDC and the Port Authority of New York and New Jersey (“Port Authority”) announced the creation of the North Atlantic Marine Highway Alliance, an advisory body of public and private partners that will help develop a regional barge network, including the Hunts Point and SBMT barge terminals. The U.S. Department of Transportation (“USDOT”), through its America’s Marine Highway Program, is supporting this effort with a \$300,000 grant to NYCEDC, which will be matched by the City and potentially other advisory group members.²⁴

In an interview in September, NYCEDC’s President, James Patchett, said that NYCEDC “doesn’t foresee any obstacles at this time” with respect to staying within Freight NYC’s \$100 million budget or ten-year timeline.²⁵

V. NATIONAL AND REGIONAL INITIATIVES

While Freight NYC is a city initiative, it exists in tandem with regional and national efforts to expand and improve freight movement through the region. In many cases, Freight NYC intends to work in partnership with these initiatives and planning bodies.

A. Cross Harbor Tunnel

For decades, there have been efforts to build a freight rail tunnel under the Hudson River from New Jersey to Brooklyn. There are no Hudson River freight rail crossings in the New York metropolitan area; the closest crossing is the Alfred H. Smith Memorial Bridge in Selkirk, New York, 140 miles north of New York City. The limited freight that crosses the Hudson in New York City travels via barge.

In 1998, NYCEDC launched its Cross Harbor Freight Movement Project and commissioned a Major Investment Study to identify ways to improve freight movement in the region. The study recommended a cross harbor freight rail tunnel from Jersey City to Brooklyn (connecting to the Bay Ridge freight rail branch of the Long Island Rail Road at the 65th Street Rail Yard in Sunset Park) as the most beneficial and economically viable option.²⁶ In 2012, the 65th Street Rail Yard reopened and has the capacity to receive two freight trains worth of freight on barges from New Jersey.²⁷

The Port Authority has been seriously pursuing cross harbor freight solutions through its Cross Harbor Freight Program, which started in 2010. In 2014, the Tier I environmental impact statement advanced several alternatives for further analysis, including a cross harbor freight tunnel.²⁸ The Tier II environmental impact

²² NYCEDC, <https://www.nycedc.com/opportunity/brooklyn-army-terminal-urban-distribution-center> and <https://www.nycedc.com/opportunity/jfk-development-site>

²³ *Supra*, note 15.

²⁴ NYCEDC, “Port Authority and NYCEDC To Create Advisory Group To Implement A Regional Barge Network” [Press Release], September 28, 2018, <https://www.nycedc.com/press-release/port-authority-and-nycedc-create-advisory-group-implement-regional-barge-network>; NYCEDC, *Freight NYC* at 16; U.S. Department of Transportation (“USDOT”) Maritime Administration, America’s Marine Highway Program, <https://www.marad.dot.gov/ships-and-shipping/dot-maritime-administration-americas-marine-highway-program/>

²⁵ *Supra*, note 15.

²⁶ NYCEDC, *Cross Harbor Freight Movement Project* [printed brochure], April 2004.

²⁷ Geberer, Raanan. “65th Street Railyard reopens, adding train link to mainland,” *Brooklyn Eagle*, July 20, 2012.

<http://www.brooklyneagle.com/articles/65th-street-railyard-reopens-adding-train-link-mainland>

²⁸ The Port Authority of New York and New Jersey, Cross Harbor Freight Program, <https://www.panynj.gov/port/cross-harbor.html>

statement process began this year and is expected to be completed by 2022.²⁹ NYCEDC has stated that it is in full support of a cross harbor tunnel and views a tunnel as complementary to the Freight NYC initiative.³⁰

B. Metropolitan Rail Freight Council Action Plan

NYCEDC is a member of the Metropolitan Rail Freight Council (“MRFC”), a coalition of public and private organizations dedicated to promoting greater rail freight use in the New York City-New Jersey region. NYCEDC and the Port Authority coordinate MRFC activity on behalf of the Council. The MRFC Action Plan tracks the progress of rail freight initiatives in the region and facilitates collaboration between regional public and private partners. Active projects include 65th Street Rail Yard improvements, the cross harbor tunnel’s Tier II environmental review process, and NYCEDC’s activation of Hunts Point and SBMT barge terminals, discussed above.³¹

C. Federal programs

There are also federal initiatives to improve freight movement, including the Fixing America’s Surface Transportation (“FAST”) Act, which directs the USDOT to develop a National Freight Strategic Plan to maintain and improve the National Multimodal Freight Network. The FAST Act establishes freight project funding programs, including the National Highway Freight Program, which is authorized to dispense up to \$1.5 billion per year to states by 2020, and Fostering Advancement in Shipping and Transportation for Long-Term Achievement of National Efficiencies (“FASTLANE”), a discretionary grant program authorized to dispense up to \$4.5 billion between 2016 and 2020 for freight improvement projects around the county. The New York Metropolitan Transportation Council (“NYMTC”), the planning body for regional transportation policy, developed a Regional Freight Plan for 2018-2045 to guide projects under these federal programs.³²

America’s Marine Highway Program, originally established in 2007, is another USDOT program to develop and expand marine freight distribution infrastructure and better incorporate it into the U.S. surface transportation system. USDOT is authorized to dispense approximately \$7 million in grants per year through this program.³³ As discussed above, NYCEDC has already received a \$300,000 grant through this program to develop barge terminals in the Bronx and Brooklyn.

D. State incentives for e-commerce distribution

In September, Amazon opened an 855,000 square-foot fulfillment center in Staten Island, its first in New York City. Empire State Development, New York State’s economic development arm, incentivized Amazon to locate there with large tax breaks in exchange for creating jobs. While the facility will create new jobs and generate economic activity, it will also increase truck traffic, a result seemingly at odds with Freight NYC’s goal to reduce truck traffic in the City. According to NYCEDC, “there was no coordination between the agency and the Empire State Development Corporation on the new Amazon fulfillment center.” Critics argue that state job growth initiatives aimed at e-commerce distribution centers are at odds with the goal to reduce truck freight and will begin to undermine local initiatives like Freight NYC.³⁴

²⁹ Williams, Zach. “Is there light at the end of the NYC freight rail tunnel?” *City & State*, September 14, 2018, <https://www.cityandstateny.com/articles/policy/infrastructure/nyc-freight-rail-tunnel-update.html>

³⁰ *Supra*, note 15.

³¹ Metropolitan Rail Freight Council, *Metropolitan Rail Freight Action Plan* (May 2017), <https://www.nycedc.com/sites/default/files/filemanager/Programs/MRFC-Action-Plan.pdf>

³² *Supra*, note 5 at 1-1.

³³ USDOT Maritime Administration, America’s Marine Highway Program, <https://www.marad.dot.gov/ships-and-shipping/dot-maritime-administration-americas-marine-highway-program/>

³⁴ Parrott, Max. “New Staten Island Amazon facility could exacerbate truck traffic,” *City & State*, September 28, 2018, <https://www.cityandstateny.com/articles/policy/transportation/new-staten-island-amazon-facility-could-exacerbate-truck-traffic.html>

VI. CONCLUSION

The Committee looks forward to hearing testimony from representatives from NYCEDC and members of the freight distribution industry on the progress of Freight NYC, its relation to regional and national freight programs, and opportunities for improvement.

VII. PROPOSED RES. NO. 178-A

In 2008, the Federal Aviation Administration (“FAA”) created the so-called North Shore Helicopter Route (“NSHR”) to alleviate the noise caused by charter helicopters flying from New York City’s heliports to destinations on Eastern Long Island and Connecticut. The NSHR directs charter helicopters to follow a flight path mainly over Long Island Sound instead of directly above residential communities. The NSHR currently begins roughly 20 miles east of New York City, at a waypoint off shore of Huntington in Suffolk County, and ends at Orient Point in the North Fork area of eastern Long Island. Notably, the NSHR does not require helicopters to fly over water when transiting the residential neighborhoods of Northeast Queens.

In November 2015, the New York City Council heard a resolution calling for the FAA to redirect the NSHR to include offshore waypoints starting in eastern Queens. In July 2016, the FAA ruled to extend the existing NSHR for another four years and the current version of the NSHR rule will expire on August 6, 2020.

Specifically, Proposed Res. No. 0178-A calls upon the Federal Aviation Administration to amend the North Shore Helicopter Route to extend further west to cover Northeast Queens, in an effort to mitigate noise pollution by helicopter traffic in the affected communities.

More information about this resolution is available with materials for the April 18, 2018 hearing, which can be accessed online at <https://legistar.council.nyc.gov>.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Res. No. 178-A:)

Res. No. 178-A

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

By Council Members Vallone, Constantinides, Rosenthal and Menchaca.

Whereas, In 2007, U.S. Senator Charles Schumer and Congressman Tim Bishop conducted a meeting with the Federal Aviation Administration (FAA), local helicopter operators and airport proprietors to address noise complaints stemming from helicopter operations along the north shore of Long Island, NY; and

Whereas, In 2008, as a result of this meeting, the FAA established a voluntary route that helicopter pilots could take over the north shore of Long Island, NY (the “North Shore helicopter route”); and

Whereas, In 2012, in response to concerns from a large number of residents disturbed by the level of noise from helicopters operating over Long Island, the FAA adopted a rule generally mandating use of the North Shore helicopter route; and

Whereas, Such rule was scheduled to lapse in 2 years unless the FAA determined that a permanent rule was merited; and

Whereas, In 2014, the FAA published a rule that extends the requirement for the mandatory North Shore helicopter route for an additional two years, and in July 2016 ruled on another extension, this time for four years until August 2020; and

Whereas, According to the FAA’s North Shore helicopter route training, the mandatory route the helicopters have to fly only extends along the shore of Long Island; and

Whereas, There are four heliports in the city of New York that accept charter flights flying to and from Long Island that are required to fly along the North Shore helicopter route; and

Whereas, The North Shore helicopter route does not extend west of Long Island to cover areas of the City of New York that are also impacted by helicopters flying between the city of New York to Long Island, NY; and

Whereas, In August 2015, Senator Charles Schumer sent a letter to urge the FAA Administrator to address the noise pollution caused by heavy helicopter traffic throughout Northeast Queens, including Whitestone and Malba Garden; and

Whereas, The letter specified that the FAA could apply its authority and create or make changes to helicopter flight patterns to redirect their flight paths, whenever possible, to all-water routes; and

Whereas, In March 2018, Congress members from Queens and Long Island who belong to the multi-state Quiet Skies Caucus secured a provision in the omnibus appropriations bill that directs the FAA to reexamine its methods of measuring aircraft noise to alleviate excessive airplane noise over parts of Queens; now, therefore, be it

Resolved, That the Council of the city of New York calls on the Federal Aviation Administration to amend the North Shore helicopter route to extend further west to cover Northeast Queens.

PAUL A. VALLONE, Chairperson; ADRIENNE E. ADAMS, INEZ D. BARRON, ROBERT E. CORNEGY, Jr., PETER A. KOO, BRADFORD S. LANDER, CARLOS MENCHACA, KEITH POWERS, DONOVAN J. RICHARDS, CARLINA RIVERA, HELEN K. ROSENTHAL; Committee on Economic Development, October 18, 2018.

Pursuant to Rule 8.50 of the Council, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) called for a voice-vote. Hearing no objections, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

Report for voice-vote item Res. No. 203-A

Report of the Committee on Cultural Affairs, Libraries and International Intergroup Relations in favor of approving, as amended, a Resolution establishing February 4 as Rosa Parks Day to commemorate the Civil Rights leader.

The Committee on Cultural Affairs, Libraries and International Intergroup Relations, to which the annexed resolution was referred on March 7, 2018 (Minutes, page 1010), respectfully

REPORTS:

Introduction

On Monday, October 29, 2018, the Committee on Cultural Affairs, Libraries and International Intergroup Relations, chaired by Council Member Jimmy Van Bramer held a hearing to consider Res. No. 203-A, a resolution establishing February 4 as Rosa Parks Day to commemorate the Civil Rights leader; Res. No. 285, a resolution calling up the U.S. Secretary of the Interior to recognize the historical significance of Roberto Clemente's place of death in Loiza, Puerto Rico, by adding it to the National Register of Historic Places; Res. No. 420, a resolution declaring November 11 as Polish Independence Day in New York City (NYC); Res. No. 421, a resolution declaring October 11 as Casimir Pulaski Day in NYC; and Res. No. 422, a resolution declaring October 15 as Tadeusz Kosciuszko Day in NYC. This was the second hearing on these resolutions. The first hearing was on October 16, 2018 and witness testimony in support of Res. No. 285, was made in a

statement by Bernie Williams, retired major league baseball player and read into the record by Thomas C. Brasuell, Vice, President, Community Affairs, Major League Baseball.

Background

In recent years, the Committee has focused on creating a comprehensive cultural plan for the City to better understand and resource our cultural activities. One of the major driving forces behind the City's strong programs, however, is our diversity and the culture that people not only create here, but bring to NYC based on their rich histories. The five resolutions heard on October 16 honored that element and background, while recognizing just a few of the people that have helped to create such a strong, diverse and progressive city. They ranged from the heroic Rosa Parks, who famously refused to surrender her seat to a white passenger on a Montgomery bus, and Roberto Clemente, who used his extraordinary talent and career in baseball as a way to help others—especially underprivileged Puerto Ricans—make their lives better, to Tadeusz Kosciuszko, who came to the United States at from Poland in 1776 to assist in the fight for American Independence from England, eventually became Chief Engineer of the Continental Army, and who dedicated his American estate to freeing and educating African-American slaves. Indeed, they represent not only the strength of this city, but of our country.

Update

On October 29, 2018, the Committee on Cultural Affairs, Libraries and International Intergroup Relations adopted these resolutions by a vote of three in the affirmative, zero in the negative, and zero abstentions.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Res. No. 2093-A:)

Res. No. 203-A

Resolution establishing February 4 as Rosa Parks Day to commemorate the Civil Rights leader.

By Council Members Eugene, Kallos, Lander, Cohen, Constantinides and Miller.

Whereas, Rosa Parks, was born Rosa Louise McCauley in Tuskegee, Alabama on February 4, 1913; and

Whereas, As a prominent Civil Rights activist, Rosa Parks was a long-time member of the Montgomery chapter of the National Association for the Advancement of Colored People (NAACP) and served as the chapter's secretary; and

Whereas, On December 1, 1955, Rosa Parks famously refused to surrender her seat to a white passenger on a Montgomery, Alabama bus, which lead to a city-wide boycott of buses; and

Whereas, In 1900, Montgomery passed a city ordinance to segregate bus passengers by race, and created a white-only section in the front and a "colored" section for black people in the rear of the bus; and

Whereas, According to the law, no passenger would be required to move or give up their seat and stand if the bus was crowded and no other seats were available, though by custom Montgomery bus drivers adopted the practice of requiring black riders to move when there were no white-only seats available; and

Whereas, While returning home from her job as an assistant tailor at a department store, Rosa Parks and four other African-Americans were asked to give up their seats to white passengers who were standing; and

Whereas, After refusing to give up her seat, Rosa Parks was arrested and convicted of disorderly conduct and violating Montgomery's racial segregation laws; and

Whereas, Her act of civil disobedience resulted in the Montgomery Bus Boycott, led by Martin Luther King Jr. where African Americans refused to ride city buses and instead walked or organized carpools; and

Whereas, 42,000 African Americans boycotted the Montgomery city buses for 381 days, beginning on December 5, 1955, until the bus segregation laws were changed on December 21, 1956; and

Whereas, The United States Supreme Court ruled on November 12, 1956 that the Montgomery segregation law was unconstitutional, and on December 20, 1956, Montgomery officials were ordered to desegregate buses; and

Whereas, Rosa Parks is the recipient of many awards and accolades for her efforts on behalf of racial harmony, including the Springarn Award, the NAACP's highest honor for civil rights contributions, the Presidential Medal of Freedom, the Nation's highest civilian honor, and the first International Freedom Conductor Award from the National Underground Railroad Freedom Center; and

Whereas, In 1999, President Bill Clinton honored Rosa Parks, on behalf of Congress, honoring her contributions to the United States and declaring her "the first lady of civil rights" and the "mother of the freedom movement"; and

Whereas, Her birthday, February 4, and the day she was arrested, December 1, have each been celebrated as "Rosa Parks Day" commemorated in California, Missouri, Ohio, and Oregon; and

Whereas, On December 1, 2005, transit authorities in New York City, Washington, D.C and other American cities symbolically left the seats behind bus drivers empty to commemorate Rosa Parks; and

Whereas, Within such a culturally diverse city that honors civil rights leaders, the Council should recognize Rosa Parks' contributions; now, therefore, be it

Resolved, That the Council of the City of New York establishes February 4 as Rosa Parks Day to commemorate the Civil Rights leader.

JAMES G. VAN BRAMER, Chairperson; KAREN KOSLOWITZ, LAURIE A. CUMBO; Committee on Cultural Affairs, Libraries and International Intergroup Relations, October 29, 2018.

Pursuant to Rule 8.50 of the Council, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) called for a voice-vote. Hearing no objections, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

Report for voice-vote item Res. No. 285

Report of the Committee on Cultural Affairs, Libraries and International Intergroup Relations in favor of approving a Resolution calling upon the United States Secretary of the Interior to recognize the historical significance of Roberto Clemente's place of death in Loíza, Puerto Rico, by adding it to the National Register of Historic Places.

The Committee on Cultural Affairs, Libraries and International Intergroup Relations, to which the annexed resolution was referred on April 11, 2018 (Minutes, page 1480), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Cultural Affairs, Libraries and International Intergroup Relations for Res. No. 203-A printed in the voice-vote Resolutions section of these Minutes)

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 285:)

Res. No. 285

Resolution calling upon the United States Secretary of the Interior to recognize the historical significance of Roberto Clemente's place of death in Loíza, Puerto Rico, by adding it to the National Register of Historic Places.

By Council Members Rivera, Miller, Menchaca, Adams, Ayala, Ampry-Samuel, Eugene, Cornegy, Barron, Rosenthal, Chin, Lander, Cohen and Constantinides.

Whereas, Roberto Clemente, born August 18, 1934 in Carolina, Puerto Rico, was a renowned Major League Baseball (MLB) right fielder who played for the Pittsburgh Pirates ("Pirates") from 1955 to 1972; and

Whereas, Roberto Clemente was first scouted in 1952 by the Brooklyn Dodgers, who signed him 15 months later and assigned him to Triple A Montreal for the 1954 season before the Pirates, utilizing the Major-Minor League Rule 5, claimed him for their team; and

Whereas, While playing for the Pirates, Roberto Clemente hit a remarkable .317 over 18 seasons, collecting 3,000 hits, and placing in the Pirate's Top Ten in every offensive and defensive category; and

Whereas, Roberto Clemente, an All-Star for 12 seasons, the National League (NL) batting leader for four years, and a Gold Glove Award winner for 12 consecutive seasons, was the first Latino to help win a World Series as a starter (in 1960), to receive an NL Most Valuable Player (MVP) Award (in 1966), and to receive a World Series MVP Award (in 1971); and

Whereas, As a Black Puerto Rican in MLB less than a decade after Jackie Robinson broke baseball's color barrier, Roberto Clemente faced discrimination for being a "double outsider;" he (as well as his Black teammates) were barred from dining in segregated restaurants or staying the same hotel with the rest of the team during spring training in Florida, while the press relied on Latin stereotypes, mocked his accent by quoting him with phonetic spelling, and ignored his requests to not Anglicize his name in print; and

Whereas, Roberto Clemente challenged the stereotypes that had marginalized native Spanish speakers in the United States (U.S.) and often spoke out against prejudice; he became known as a strong voice for the growing contingent of Latino players in the major leagues, advocated for Latino civil rights, and was a close associate of Rev. Dr. Martin Luther King Jr.; and

Whereas, Rather than join the rest of the league to play Winter League Baseball in Puerto Rico during the 1958-59 off-season, Roberto Clemente enlisted in the U.S. Marine Corps Reserve and served for six years as an infantryman; and

Whereas, Not only was Roberto Clemente an exemplary American baseball player and a hero to all Boricuas, he was deeply involved in Puerto Rican charities relating to young people and sports; and

Whereas, On December 31, 1972, Roberto Clemente tragically died at the age of 38 when a plane he chartered to bring food and relief supplies to earthquake-ravaged Nicaragua crashed near Piñones, in Loíza, Puerto Rico shortly after takeoff; and

Whereas, In 1973, Roberto Clemente was inducted posthumously as the first Latino player into the National Baseball Hall of Fame; and

Whereas, Since September 17, 2002, MLB has observed Roberto Clemente Day annually at every ballpark across both leagues, to commemorate the lasting memory of one of baseball's greatest ambassadors; and

Whereas, In honor of his memory, The Roberto Clemente Award is given annually to the MLB player who "best exemplifies the game of baseball, sportsmanship, community involvement and the individual's contribution to his team," as voted on by baseball fans and members of the media; and

Whereas, According to the Hunter College Center for Puerto Rican Studies at the City University of New York, New York state is home to over one million Puerto Ricans, the largest population of Puerto Ricans on the U.S. mainland and, in the wake of the devastation caused by Hurricanes Irma and Maria, an additional estimated 11,000 Puerto Ricans have migrated to New York state; and

Whereas, New York City is home to the Roberto Clemente State Park, which hosts Roberto Clemente Week annually to celebrate his life with a series of special events in the Bronx and the Roberto Clemente Family Guidance Center in Manhattan; and

Whereas, The National Register of Historic Places is the official list of the Nation’s historic places worthy of preservation; and

Whereas, Roberto Clemente was an American baseball legend who embodied the values of a model citizen; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the United States Secretary of the Interior to recognize the historical significance of Roberto Clemente’s place of death in Loíza, Puerto Rico, by adding it to the National Register of Historic Places.

JAMES G. VAN BRAMER, Chairperson; KAREN KOSLOWITZ, LAURIE A. CUMBO; Committee on Cultural Affairs, Libraries and International Intergroup Relations, October 29, 2018.

Pursuant to Rule 8.50 of the Council, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) called for a voice-vote. Hearing no objections, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

Report for voice-vote item Res. No. 358

Report of the Committee on Education in favor of approving a Resolution calling upon the City of New York to eliminate the disparity in compensation paid to teachers, staff and directors at community-based EarlyLearn NYC centers, as compared to the compensation paid to Department of Education instructors for similar employment.

The Committee on Education, to which the annexed resolution was referred on May 23, 2018 (Minutes, page 1972), respectfully

REPORTS:

Introduction

On October 30, 2018, the Committee on Education, chaired by Council Member Mark Treyger, will consider Resolution Number 358 (“Res. 358”), sponsored by Council Member Laurie Cumbo, calling upon the City to eliminate the disparity in compensation paid to teachers, staff and directors at community-based EarlyLearn NYC centers, as compared to the compensation paid to Department of Education instructors for similar employment. Representatives from the Department of Education (“DOE”), the Administration for Children’s Services (“ACS”), unions, parents, advocates, and other members of the public testified at that hearing.

RES. 358

In New York City, early childhood teachers at community-based organizations (“CBOs”) earn significantly less than their counterparts at DOE schools.³⁵ This disrupts the system significantly where

³⁵ *Supra* note 83.

privately-run CBOs are unable to attract and retain experienced, high-quality staff, and students, parents and CBO directors are forced to adapt to consistent staff fluctuation, as teachers leave CBOs for DOE positions.³⁶ Res. 358 calls upon the City to eliminate the disparity in compensation paid to teachers, staff and directors at community-based EarlyLearn NYC centers, as compared to the compensation paid to Department of Education instructors for similar employment.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 358:)

Res. No. 358

Resolution calling upon the City of New York to eliminate the disparity in compensation paid to teachers, staff and directors at community-based EarlyLearn NYC centers, as compared to the compensation paid to Department of Education instructors for similar employment.

By Council Members Cumbo, Treyger, Levin, Kallos, Lander, Cohen, Constantinides, Cornegy, King, Rose, Grodenchik and Miller.

Whereas, According to the Center for Public Education (“CPE”), an initiative of the National School Boards Association, a large and growing body of research shows that investing in high-quality early childhood education yields benefits for children, schools and communities; and

Whereas, The CPE describes the short and long-term benefits of high-quality Pre-K programs, as well as the potential cost savings and benefits to communities, with the long-term cost benefits of such programs ranging from an estimated \$2 to \$4 for every dollar spent; and

Whereas, As discussed in a November 2015 report by the Office of Public Advocate Letitia James, entitled “Policy Report: Child Care in New York City, Part II, Investing in Child Care” (PA Report), “the research on the relationship of child care to labor force outcomes is clear: affordable and quality care is positively linked to economic and social mobility”; and

Whereas, The PA Report further informs us that “the cost of child care in New York City is increasing by an average of \$1,612 each year [and] the average family spends \$16,250 per year for an infant, \$11,648 for a toddler and \$9,620 for a school-age child, making child care unaffordable for many low and middle income families”; and

Whereas, The City of New York provides free and subsidized early care and education to young children through the Administration for Children’s Services’ (ACS) EarlyLearn NYC programs, as well as through Department of Education (DOE) pre-kindergarten (pre-K) programs; and

Whereas, EarlyLearn NYC includes center-based and home-based child care programs, which serve children from six-weeks through four-years-old; Head Start programs, which serve children ages three through four-years-old; and pre-kindergarten programs for four-year-olds offered in partnership with DOE under the Universal Pre-Kindergarten (UPK) program; and

Whereas, UPK programs are located throughout New York City public schools and DOE-operated pre-K centers, as well as in charter schools and community-based organizations (CBOs); and

Whereas, Mayor Bill de Blasio ran for office on a platform that included expanded pre-K and early childhood programs, and has in fact worked very hard to implement this plan; and

Whereas, The Mayor’s pre-K expansion efforts have been very successful, with current pre-K enrollment at nearly 70,000 students, more than triple the approximately 20,000 students enrolled prior to Mayor de Blasio’s Administration; and

Whereas, However, the PA Report states that EarlyLearn NYC providers have seen their capacity drop from 48,971 seats in 2012 (the year before EarlyLearn NYC was implemented) to 35,256 slots in 2015, and has dropped even further to 32,344 as of March 2016; and

³⁶ *Id.*

Whereas, The rate of compensation for pre-K teachers employed by the DOE is much higher than the rate of compensation paid to EarlyLearn NYC teachers who work at CBOs; and

Whereas, Capital New York (CNY) reported on November 30, 2015 that “the pay disparity issue has divided many...and threatens to damage the continued expansion of the program in future years”; and

Whereas, Further, the CNY article reports that the disparities are vast and that “DOE pre-K teachers can make up to \$91,000 with a master’s degree and 20 years of experience, while CBO teachers with identical credentials can earn up to \$50,000”; and

Whereas, According to the DOE’s teacher salary schedule effective May 1, 2017, a DOE-employed teacher of pre-K or any other grade receives a salary in a range from \$54,000 for a first-step new teacher, rising to as much as \$113,762 after 22 years with a master’s degree and 30 additional credits; and

Whereas, A March 2016 press release by Campaign for Children states that “[a] certified teacher with five years of experience in a community based organization contracted by the city’s Administration for Children’s Services (ACS) makes \$41,700, while a teacher with the same credentials and experience in the public schools earns about \$17,000 more...[and] with 10 years of experience, this gap widens to \$34,000”; and

Whereas, CBO providers have said that they have lost students and some of their best teachers to DOE schools; and

Whereas, DNAinfo reports in a January 2016 article that “[m]any programs have seen a brain drain of their best teachers....[as] the DOE [is] not only higher paying, but gives teachers off during the summer and shorter days”; and

Whereas, The PA Report recommends that the City should ensure immediate pay equity between DOE and ACS EarlyLearn NYC Directors, Assistant Directors, Family Child Care Coordinators and teachers; and

Whereas, Further, in April 2017, Mayor de Blasio announced DOE’s 3-K for All initiative, which also includes shifting management of all EarlyLearn programs from ACS to DOE, but there has been no announcement as yet regarding pay parity between pre-K/3-K and EarlyLearn teachers; and

Whereas, Accordingly, the salaries for the two groups of dedicated teachers should be the same, as the work is the same and the benefits to children are the same; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the City of New York to eliminate the disparity in compensation paid to teachers, staff and directors at community-based EarlyLearn NYC centers, as compared to the compensation paid to Department of Education instructors for similar employment.

MARK TREYGER, *Chairperson*; DANIEL DROMM, BRADFORD S. LANDER, Jr., STEPHEN L. LEVIN, DEBORAH L. ROSE, ANDY L. KING, INEZ D. BARRON, ANDREW COHEN, ROBERT E. CORNEGY CHAIM M. DEUTSCH, BEN KALLOS, MARK D. LEVINE, BARRY S. GRODENCHIK, ALICKA AMPRY-SAMUEL, JUSTIN L. BRANNAN, JOSEPH C. BORELLI; Committee on Education, October 30, 2018.

Pursuant to Rule 8.50 of the Council, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) called for a voice-vote. Hearing no objections, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

Report for voice-vote item Res. No. 420

Report of the Committee on Cultural Affairs, Libraries and International Intergroup Relations in favor of approving a Resolution declaring November 11 as Polish Independence Day in the city of New York.

The Committee on Cultural Affairs, Libraries and International Intergroup Relations, to which the annexed resolution was referred on June 28, 2018 (Minutes, page 2610), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Cultural Affairs, Libraries and International Intergroup Relations for Res. No. 203-A printed in the voice-vote Resolutions section of these Minutes)

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 420:)

Res. No. 420

Resolution declaring November 11 as Polish Independence Day in the city of New York.

By Council Members Holden, Van Bramer, Gjonaj, Ulrich, Vallone, Rivera, Kallos, Lander and Constantinides.

Whereas, In 966, Duke Mieszko I, who ruled several Western Slavic tribes, consolidated his power and symbolically created the state of Poland; and

Whereas, In 1025, Boleslaw I, the son of Duke Mieszko I, established the Kingdom of Poland by expanding the region's territory and expanding the influence of Christianity; and

Whereas, The BBC states that up until 1772, Poland went through different regime changes, including being ruled by: the kings from the royal line of Mieszko from 966 to the end of the 14th century, the elected kings of the newly created Polish-Lithuania Commonwealth in the late 1500s, the Polish Golden Age's newly formed democratic monarchy in the 16th century, and outside influences from Russia, Prussia, Sweden, and the Ukraine in the mid-17th century; and

Whereas, The Encyclopedia Britannica indicates that the election of Stanislaw II August Poniatowski in 1764 resulted in political and social reform, which followed in civil war and 3 major partitions of Poland by Russia, Prussia, and Austria; and

Whereas, In 1795, due to the civil war and partitions, an Independent Poland ceased to exist; and

Whereas, After Poland lost its independence, there was a complete lack of public political activity, however, after years had passed, Polish nationalism and the fight for Polish Independence began to grow rapidly; and

Whereas, The Adam Mickiewicz Institute notes that from 1795 to 1918, there were many uprisings and armed protests for Polish Independence, such as the Kosciuszko Insurrection in 1794, the November Insurrection in 1830 and the Uprising of January in 1863; and

Whereas, According to the BBC, from 1864 to 1914, the Polish national movement, in the then-partitioned Poland, shifted focus from armed protest to strengthening what was left of Poland through education, culture, and political parties, which fostered social reform and pushed for stronger advocacy for Polish Independence at the courts of the enemies of former Poland; and

Whereas, On November 11, 1918, due to World War I's end and the subsequent changes to Europe's political map, Poland regained independence and was restored as a country; and

Whereas, Since regaining independence in 1918, Poland has been involved in numerous important events, including: being invaded by Nazi Germany in 1939 which began World War II; being forced to adopt communism by the Soviet Union as the People's Republic of Poland in 1945; the Solidarity movement in the

1980s that resulted in the deterioration of communism and the establishment of the Third Polish Republic; and becoming a recognized role model for countries that experienced political transformation after the revolutions of 1989; and

Whereas, Poland's Ministry of Foreign Affairs indicates that Poland has celebrated Independence Day since 1920, with November 11 receiving the status of a state holiday in 1937; and

Whereas, According to data from the American Community Survey, there are approximately 200,342 people of Polish ancestry within New York City; and

Whereas, New York City is often called America's most Polish town, with many Polish restaurants, markets, and cultural institutes existing within the city; and

Whereas, Along with the culture, New York City has also recognized and celebrated Polish history, including its' commemoration of exemplary Polish leaders, such as Casimir Pulaski with the 80th annual Pulaski Day Parade on Fifth Avenue, and Tadeusz Kosciuszko with the naming of the Kosciuszko Bridge which connects Greenpoint, Brooklyn, often called Little Poland, to Maspeth, Queens; and

Whereas, Declaring November 11 as Polish Independence Day in New York City will strengthen Polish-American pride, while commemorating the anniversary of the restoration of Poland's independence in 1918 and Poland's rich history; now, therefore, be it

Resolved, That the Council of the City of New York declare November 11 as Polish Independence Day in the city of New York.

JAMES G. VAN BRAMER, Chairperson; KAREN KOSLOWITZ, LAURIE A. CUMBO; Committee on Cultural Affairs, Libraries and International Intergroup Relations, October 29, 2018.

Pursuant to Rule 8.50 of the Council, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) called for a voice-vote. Hearing no objections, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

Report for voice-vote item Res. No. 421

Report of the Committee on Cultural Affairs, Libraries and International Intergroup Relations in favor of approving a Resolution declaring October 11 as Casimir Pulaski Day in the city of New York.

The Committee on Cultural Affairs, Libraries and International Intergroup Relations, to which the annexed resolution was referred on June 28, 2018 (Minutes, page 2611), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Cultural Affairs, Libraries and International Intergroup Relations for Res. No. 203-A printed in the voice-vote Resolutions section of these Minutes)

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 421:)

Res. No. 421

Resolution declaring October 11 as Casimir Pulaski Day in the city of New York.

By Council Members Holden, Van Bramer, Gjonaj, Ulrich, Vallone, Rivera, Kallos, Lander and Constantinides.

Whereas, Casimir Pulaski was born in Warsaw, Poland, on March 6, 1745; and

Whereas, At the age of fifteen, Casimir Pulaski joined his father, Count Josef Pulaski, and other members of the Polish nobility, to oppose the Russian and Prussian interference in Polish affairs; and

Whereas, The Polish American Center states that Casimir Pulaski, after fighting throughout Europe in defense of Polish liberty, was forced to flee to Paris, where he met Benjamin Franklin and became a strong supporter of the American colonists within the American Revolution; and

Whereas, In 1777, Casimir Pulaski arrived in Philadelphia, meeting George Washington, and volunteering his services to help the American colonists fight England; and

Whereas, The National Park Service asserts that on September 15, 1777, the American congress promoted Pulaski to the rank of Brigadier General in command of the Four Horse Brigades, due to his vast military experience and successes; and

Whereas, According to the Polish American Center, Casimir Pulaski became known as the “Father of the American Cavalry,” demanding much of his men and training them in tested cavalry tactics, many of which he used in his fight for freedom in Poland; and

Whereas, In May 1778, Pulaski began to form an independent cavalry unit later known as the Pulaski Legion, of which he personally financed in order to assure his forces had the finest equipment and received the best training; and

Whereas, Casimir Pulaski and his Legion were instrumental in protecting America’s independence, including being involved in action along the New Jersey coast in October 1778, defending Charleston, South Carolina in May 1779, and fighting in the Siege of Savannah in Georgia in October 1779; and

Whereas, On October 11, 1779, Casimir Pulaski died, due to being mortally wounded during the Siege of Savannah; and

Whereas, Casimir Pulaski is a Polish-American hero who came from Poland to assist the American colonists during their fight with the British in the American Revolution, and is an integral part of American and Polish history; and

Whereas, A national day in observance of Casimir Pulaski was established in 1929 when the United States Congress passed a resolution (Public Resolution 16 of 1929) designating October 11 as General Pulaski Memorial Day, with a proclamation for the observance being issued every year since 1929, except in 1930; and

Whereas, New York City has an annual Pulaski Day Parade on Fifth Avenue which is held on the first Sunday of October and closely coincides with the nationally held General Pulaski Memorial Day, while other cities, such as Chicago, Illinois, Grand Rapids, Michigan and Buffalo, New York have celebrated Casimir Pulaski with parades, and/or days of commemoration;

Whereas, The declaration of October 11 as Casimir Pulaski Day in New York City will strengthen Polish-American pride, as well as celebrate and commemorate a man who is an integral part of American and Polish history; now, therefore, be it

Resolved, That the City of New York declare October 11 as Casimir Pulaski Day.

JAMES G. VAN BRAMER, Chairperson; KAREN KOSLOWITZ, LAURIE A. CUMBO; Committee on Cultural Affairs, Libraries and International Intergroup Relations, October 29, 2018.

Pursuant to Rule 8.50 of the Council, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) called for a voice-vote. Hearing no objections, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

Report for voice-vote item Res. No. 422

Report of the Committee on Cultural Affairs, Libraries and International Intergroup Relations in favor of approving a Resolution declaring October 15 as Tadeusz Kosciuszko Day in the city of New York.

The Committee on Cultural Affairs, Libraries and International Intergroup Relations, to which the annexed resolution was referred on June 28, 2018 (Minutes, page 2612), respectfully

REPORTS:

(For text of report, please see the Report of the Committee on Cultural Affairs, Libraries and International Intergroup Relations for Res. No. 203-A printed in the voice-vote Resolutions section of these Minutes)

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 422:)

Res. No. 422

Resolution declaring October 15 as Tadeusz Kosciuszko Day in the city of New York.

By Council Members Holden, Van Bramer, Gjonaj, Ulrich, Vallone, Yeger, Rivera, Kallos, Lander and Constantinides.

Whereas, Tadeusz Kosciuszko, was born on February 4, 1746 in the village of Mereczowszczyzna, part of the formerly known Commonwealth of Poland-Lithuania; and

Whereas, At an early age, Tadeusz Kosciuszko decided upon a career in the military, enrolling in the newly formed Szkola Rycersk (Academy of Chivalry), a school created by King Stanislaw II to train a well-educated cadre of officers and state officials; and

Whereas, The Institute of World Politics states that Tadeusz Kosciuszko graduated from Szkola Rycersk in 1765 with the rank of Captain, and went on to study military engineering; and

Whereas, In 1774, according to a biography by New York City's Department of Transportation (DOT), Tadeusz Kosciuszko returned to a drastically changed Poland, of which major parts had been annexed and its army had been forced to reduce to 10,000 soldiers; and

Whereas, The Adam Mickiewicz Institute indicates that Tadeusz Kosciuszko emigrated to America in June 1776, after being recruited by Benjamin Franklin to fight for American Independence from England; and

Whereas, According to The Institute of World Politics, Tadeusz Kosciuszko became the Chief Engineer of the entire Continental Army by the end of 1776;

Whereas, Tadeusz Kosciuszko played an integral role in the American war effort, showcasing his talent in constructing defensive fortifications, most notably seen in his fortifying of Philadelphia, Saratoga, Fort Ticonderoga, and West Point; and

Whereas, The Encyclopedia Britannica indicates that at the end of the American Revolution, the United State Congress promoted Tadeusz Kosciuszko to Brigadier General in the United State Army, and awarded him with United States citizenship; and

Whereas, DOT asserts that in March 1794, Tadeusz Kosciuszko returned to Poland to lead a failed revolt against the combined troops of Russia, Prussia and Austria, leading to the division of Poland, and Kosciuszko's imprisonment and future exile from Poland; and

Whereas, In Tadeusz Kosciuszko's last twenty years of life, he set up a will that would dedicate his American estate's worth to freeing and educating African-American slaves and remained active in political discourse regarding Polish Independence; and

Whereas, Tadeusz Kosciuszko died on October 15, 1817, being placed in a crypt in Wawel Cathedral, a pantheon of Polish kings and national heroes; and

Whereas, Tadeusz Kosciuszko was a Polish-American hero who was an integral part of Polish and American history, being vital in the establishment of American Independence from England, while arduously working for independence for his native country Poland; and

Whereas, Tadeusz Kosciuszko is commemorated by having monuments, stamps, streets, and parks named after him, with the most notable being the Kosciuszko Mound at Krakow, the Thaddeus Kosciuszko National Memorial in Philadelphia, and the Kosciuszko Bridge in New York City; and

Whereas, Declaring October 15 as Tadeusz Kosciuszko Day in the city of New York will strengthen Polish-American pride, and commemorate a Polish-American hero; now, therefore, be it,

Resolved, That the City of New York declares October 15 as Tadeusz Kosciuszko Day.

JAMES G. VAN BRAMER, Chairperson; KAREN KOSLOWITZ, LAURIE A. CUMBO; Committee on Cultural Affairs, Libraries and International Intergroup Relations, October 29, 2018.

Pursuant to Rule 8.50 of the Council, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) called for a voice-vote. Hearing no objections, the Majority Leader and Acting President Pro Tempore (Council Member Cumbo) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

INTRODUCTION AND READING OF BILLS

Int. No. 1177

By Council Member Ampry-Samuel.

A Local Law to amend the New York city building code, in relation to requesting access to adjoining property for a construction or demolition project

Be it enacted by the Council as follows:

Section 1. Section 3309.1.1 of the New York city building code, as amended by local law number 141 for the year 2013, is amended to read as follows:

3309.1.1 [Notification]Request for access. Where a construction or demolition project will require access to adjoining property in accordance with this section, a written [notification] *request for access* shall be [provided] *sent by certified mail, return receipt requested*, to the adjoining property owner at least 60 calendar days prior to the commencement of work. Such [notification] *request* shall describe the nature of work, estimated schedule and duration, details of inspections or monitoring to be performed on the adjoining property, protection to be installed on the adjoining property, and contact information for the project *and shall notify the adjoining property owner that the adjoining property owner has the right to retain counsel to review the request*. Where no response is received, a second written [notification] *request* shall be [made] *sent by certified mail, return receipt requested*, no more than 45 calendar days, and not less than 30 calendar days, prior to the commencement of work. *A copy of each request and proof of delivery of such request must be retained on the building site and made available for inspection by the department.*

§ 2. This local law takes effect 90 days after it becomes law.

Referred to the Committee on Housing and Buildings.

Int. No. 1178

By Council Members Ayala and Rivera.

A Local Law to amend the administrative code of the city of New York, in relation to notice of the application of pesticides by city agencies

Be it enacted by the Council as follows:

Section 1. Subdivision a of section 17-1207 of the administrative code of the city of New York, as added by local law number 37 for the year 2005, is amended to read as follows:

a. Any city agency or contractor applying pesticides on property owned or leased by the city shall post a notice at publicly accessible locations on such site at least [twenty-four] 72 hours prior to any such application, in a form and manner prescribed by the commissioner, provided, however, that applications requiring immediate action for public health reasons, such as severe rodent infestations, where mosquito larvae are present, or where populations of infected mosquitoes are present shall require that notice be placed concurrently with such application. Such notice shall include, but not be limited to:

- (1) Date of posting, proposed date of pesticide application and two alternative dates to the proposed date of application when, due to weather conditions, the pesticide application on the proposed date is precluded;
- (2) Address of pesticide application and, if known, specific sites to which the pesticide is to be applied;
- (3) Pest to be controlled and method of pesticide application;
- (4) Common trade names of the pesticide, if applicable;

(5) United States environmental protection agency registration number of the pesticide, the active ingredient(s) contained in the pesticide and [information on how to obtain further information about the products applied, such as] *a prominent statement that reads: "You may wish to take precautions to minimize pesticide exposure to yourself, family members, pets or family possessions. Further information about the product or products being applied, including any warnings that appear on the labels of such pesticide or pesticides that are pertinent to the protection of humans, animals or the environment, can be obtained by calling the National Pesticides Telecommunications Network at 1-800-858-7378 or the New York State Department of Health Center for Environmental Health Info line at 1-800-458-1158";* and

(6) Name and telephone number of the city agency or contractor responsible for the application.

§ 2. This local law takes effect 30 days after it becomes law.

Referred to the Committee on Health.

Preconsidered Int. No. 1179

By Council Member Ayala.

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 424 East 115 Street, also known as Block 1708, Lot 38, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 424 East 115 Street, also known as Block 1708, Lot 38, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Int. No. 1180

By Council Members Ayala, Chin, Brannan and Ampry-Samuel.

A Local Law to amend the administrative code of the city of New York, in relation to mental health first aid training for senior center caseworkers

Be it enacted by the Council as follows:

Section 1. Chapter 2 of title 21 of the administrative code of the city of New York is amended by adding a new section 21-209 to read as follows:

§ 21-209 *Mental health training for senior center case workers. a. Definitions. For the purposes of this section, the following term has the following meaning:*

Caseworker. The term “caseworker” means an individual providing case management and assistance services to seniors at a city-funded senior center.

b. Caseworkers at senior centers shall complete, at a minimum, the mental health first aid training course for older adults offered by the department of health and mental hygiene and shall receive supplemental refresher training regarding the same at least once every three years.

§ 2. This local law takes effect 90 days after it becomes law.

Referred to the Committee on Aging.

Int. No. 1181

By Council Member Cohen

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the use of dogs or cats as security in certain contracts

Be it enacted by the Council as follows:

Section 1. Chapter 5 of title 20 of the administrative code of the city of New York is amended by adding a new subchapter 21 to read as follows:

*SUBCHAPTER 21
PROHIBITION ON THE USE OF DOGS OR CATS AS SECURITY*

§ 20-840 *Prohibited terms. No contract for the purchase of any permanent or temporary right or interest in a dog or a cat, or the financing of such purchase, shall include any provisions which authorize the use of a dog or a cat as security where such dog or cat may be repossessed by the seller, lessor or lender contingent on the purchaser making payments under such contract, provided that nothing in this section shall be construed to prohibit the purchase of a dog or a cat through an unsecured personal loan, nor be construed to limit the enforcement of other laws, rights or remedies which are otherwise available under any other law.*

§ 20-841 *Enforcement. a. Penalty. Any seller, lessor or lender who violates section 20-840 of this subchapter shall be subject to a civil penalty of no more than \$500, in addition to any other penalty, remedy or relief provided for by law.*

b. Effect on contract. Any provision prohibited by section 20-840 of this subchapter contained in any contract shall be unenforceable, provided that nothing in this section shall be construed to render unenforceable any lawful provisions contained in any contract.

§ 2. This local law takes effect immediately.

Referred to the Committee on Consumer Affairs and Business Licensing

Int. No. 1182

By Council Members Constantinides, Brannan and Ampry-Samuel.

A Local Law to amend the administrative code of the city of New York in relation to identifying all vacant and underutilized municipally-owned sites that would be suitable for the development of renewable energy and assessing the renewable-energy generation potential and feasibility of such sites.

Be it enacted by the Council as follows:

Section 1. Chapter 8 of title 24 of the administrative code is amended by adding a new section 24-806.1 to read as follows:

§ 24-806.1 *Renewable energy generation on vacant city-owned lots. On or before December 31, 2019, and every three years thereafter, the department shall submit to the mayor and council a report identifying all vacant and underutilized municipally-owned sites that would be suitable for the development of renewable energy. Such report must contain an assessment of the feasibility of renewable energy generation, including a cost-benefit analysis of solar or wind energy generation on such sites, including consideration of all vacant and underutilized municipally-owned sites, closed- and capped-solid waste landfills and brownfields. A draft of such study shall be submitted to the mayor and the speaker of the council no less than ninety days before the submission of the final report. In the event that the study concludes that no greater use may be made from vacant and underutilized sites, including closed and capped landfills and brownfields the department shall explain its reasons therefor. For every report for which there are no recommendations made with respect to the opportunities to generate solar or wind energy from vacant and underutilized sites including closed and capped landfills and brownfields in New York City, the department shall undertake another study in three years to examine this issue again and ascertain whether generation of solar or wind energy from vacant and underutilized sites, including closed and capped landfills and brownfields in New York City is more feasible at that time.*

§2. This local law shall take effect immediately.

Referred to the Committee on Environmental Protection.

Int. No. 1183

By Council Members Diaz, Yeger and Ampry-Samuel

A Local Law to amend the New York city charter, in relation to the office of administrative trials and hearings dismissing violations in the interests of justice

Be it enacted by the Council as follows:

Section 1. Subdivision 5 of section 1049 of chapter 45-A of the New York city charter is amended to read as follows:

5. During the course of an adjudication and upon the request of an agency or any party, or upon the administrative law judge's or hearing officer's own initiative, an administrative law judge or hearing officer may dismiss a notice of violation [for a specified violation, as defined by paragraph (b) of subdivision 4 of this section], when dismissal is appropriate in the interest of justice, within the meaning of this subdivision.

(a) An administrative law judge or hearing officer may dismiss a notice of violation in the interest of justice when, even though there may be no basis for dismissal as a matter of law, such dismissal is appropriate as a matter of discretion due to the existence of one or more compelling factors, considerations, or circumstances clearly demonstrating that finding the respondent in violation of the provision at issue would constitute or result in injustice. In determining whether such compelling factor, consideration, or circumstance

exists, the administrative law judge or hearing officer must, to the extent applicable, examine and consider, individually and collectively, the following:

- (i) the seriousness and circumstances of the violation;
- (ii) the extent of harm caused by the violation;
- (iii) the evidence supporting or refuting the violation charged, whether admissible or inadmissible at a hearing;
- (iv) the history, character, and condition of the respondent;
- (v) the purpose and effect of imposing upon the respondent a civil penalty [authorized by one of the provisions listed in this section];
- (vi) the impact of a dismissal on the safety or welfare of the community;
- (vii) the impact of a dismissal upon the confidence of the public in the office of administrative trials and hearings and in the implementation of laws by the city of New York;
- (viii) the position of the relevant city agency regarding the proposed dismissal with reference to the specific circumstances of the respondent and the violation charged; and
- (ix) any other relevant fact indicating that a decision to sustain the alleged violation would or would not serve a useful purpose.

(b) The administrative law judge or hearing officer's determination shall be limited to a consideration of the factors described in paragraph (a), and shall not include a consideration of the administrative law judge or hearing officer's judgment as to whether, as a matter of policy, certain conduct should be prohibited.

(c) Upon dismissing a violation in the interest of justice, the administrative law judge or hearing officer must set forth the reasons therefor upon the record.

§ 2. This local law takes effect 120 days after it becomes law.

Referred to the Committee on Governmental Operations.

Int. No. 1184

By Council Member Dromm.

A Local Law to amend the administrative code of the city of New York, in relation to books in city correctional facilities

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 9 of the administrative code of the city of New York is amended by adding a new section 9-155 to read as follows:

§ 9-155 *Access to publications.* a. *The commissioner shall provide inmates with access to a library containing new or used publications from publishers, organizations, and outside donors. Such access shall be offered within 48 hours of the inmate's admission whether or not affirmatively requested by the inmate.*

b. *Such library shall offer a variety of fiction and non-fiction publications, which shall not be censored unless they contain instructions on the manufacture or use of dangerous weapons or explosives, plans for escape, or other materials that may compromise the safety and security of the facility.*

c. *Publications offered to inmates shall be maintained in good condition.*

d. *Inmates shall be permitted to borrow such publications to read outside the library.*

e. *Such library shall be open during from at least 8:00 a.m to 9:00 p.m., and access by inmates shall not be restricted except during lockdown times.*

f. *No later than December 1, 2019, and on or before December 1 annually thereafter, the department shall report to the mayor and the council, and post on its website, the number of publications provided in each facility under the jurisdiction of the department, the source of such publications and, if such publications were censored, the reason for their censorship.*

§ 2. This local law takes effect 120 days after it becomes law, provided that the commissioner of correction shall take all necessary action, including the promulgation of rules, before such effective date.

Referred to the Committee on Criminal Justice.

Preconsidered Res. No. 579

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

By Council Member Dromm.

Whereas, On June 14, 2018 the Council of the City of New York (the “City Council”) adopted the expense budget for fiscal year 2019 with various programs and initiatives (the “Fiscal 2019 Expense Budget”); and

Whereas, On June 6, 2017 the City Council adopted the expense budget for fiscal year 2018 with various programs and initiatives (the “Fiscal 2018 Expense Budget”); and

Whereas, On June 14, 2016 the City Council adopted the expense budget for fiscal year 2017 with various programs and initiatives (the “Fiscal 2017 Expense Budget”); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2019, Fiscal 2018, and Fiscal 2017 Expense Budgets by approving the new designation and changes in the designation of certain organizations receiving local, aging, and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2019, Fiscal 2018, and Fiscal 2017 Expense Budgets by approving new Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding pursuant to certain initiatives; now, therefore, be it

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 3; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-Poverty Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 4; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Boroughwide Needs Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 5; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Speaker’s Initiative to Address Citywide Needs in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 6; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the A Greener NYC Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 7; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 8; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural After-School Adventure (CASA) Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 9; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 10; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DoVE) Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 11; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 12; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Neighborhood Development Grant Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 13; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Cleanup Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 14; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 15; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the SU-CASA Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 16; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Art a Catalyst for Change Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 17; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Coalition Theaters of Color Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 18; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Adult Literary Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 19; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Naturally Occurring Retirement Communities (NORCs) Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 20; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 21; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Crisis Management System Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 22; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Worker Cooperative Business Development Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 23; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Low Wage Worker Support Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 24; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving funding pursuant to the Stabilizing NYC Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 25; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to Communities of Color Nonprofit Stabilization Fund Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 26; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the LGBTQ Inclusive Curriculum Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 27; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Center for Court Innovation Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 28; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Ending the Epidemic Initiative in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 29; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 30; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 31; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of a certain organization receiving aging discretionary funding in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 32; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 33; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving youth discretionary funding in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 34; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Speaker's Initiative to Address Citywide Needs in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 35; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Cultural After-School Adventure (CASA) Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 36; and be it further

Resolved, That the City Council the change in the designation of a certain organization receiving funding pursuant to the Cultural After-School Adventure (CASA) Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 37; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 38; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 39; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Food Pantries Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 40; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Adult Literacy Initiative in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 41; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Crisis Management System Initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 42; and be it further

Resolved, That the City Council amends the description for the Description/Scope of Services for certain organizations receiving local and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2019 Expense Budget, as set forth in Chart 43; and be it further

Resolved, That the City Council amends the description for the Description/Scope of Services for certain organizations receiving local discretionary funding and funding for certain initiatives in accordance with the Fiscal 2018 Expense Budget, as set forth in Chart 44; and be it further

Resolved, That the City Council amends the description for the Description/Scope of Services for certain organizations receiving youth discretionary funding and funding for a certain initiative in accordance with the Fiscal 2017 Expense Budget, as set forth in Chart 45; and be it further

Resolved, That the City Council sets forth the organizations that will receive equipment, specifically an automated external defibrillator, funded by the Beating Hearts Initiative as designated in Schedule C for Fiscal 2019, as set forth in Chart 46.

Adopted by the Council (preconsidered and approved by the Committee on Finance; for Exhibits, please see the attachment to the resolution following the Report of the Committee on Finance for Res. No. 579 printed in these Minutes).

Int. No. 1185

By Council Members Espinal, Brannan, Moya, Levine, Rivera and Gibson.

A Local Law to amend the administrative code of the city of New York, in relation to requiring nightlife establishments to post signage informing patrons about harassment and to train employees about harassment among patrons

Be it enacted by the Council as follows:

Section 1. Section 10-177 of the administrative code of the city of New York, as added by local law 214 for the year 2017, is amended to read as follows:

§ 10-177 Security measures at certain eating or drinking establishments.

a. Definitions. For the purposes of this section, the following terms have the following meanings:

Harassment. The term "harassment" means the offenses as defined by sections 240.25 and 240.26 of the penal law.

Nightlife establishment. The term "nightlife establishment" has the same meaning as is ascribed to such term in section 20-d of the New York city charter.

Security guard. The term "security guard" means a person as defined by subdivision 6 of section 89-f of the general business law.

Security guard company. The term "security guard company" means a company licensed to provide security guards under contract to other entities pursuant to article 7 of the general business law.

b. Digital video surveillance cameras. a. The owner of an eating or drinking establishment that (i) operates pursuant to a permitted use under use group 12, section 32-21 of the zoning resolution, as indicated in such establishment's certificate of occupancy or place of assembly certificate of operation; and (ii) is required to have a license to sell liquor at retail pursuant to the alcohol beverage control law, shall equip all entrances and exits used by patrons with digital video surveillance cameras that comply with the following provisions:

1. The video surveillance cameras shall be digital in nature and shall be of sufficient number, type, placement, and location to view and record all activity in front of and within 15 feet of either side of each entrance or exit;

2. The video surveillance cameras shall be sufficiently light sensitive and provide sufficient image resolution (supported by additional lighting if necessary) to produce easily discernible images recorded at all times;

3. The video surveillance cameras shall record at a minimum speed of [fifteen] 15 frames per second;

4. The video surveillance camera images shall be capable of being viewed through use of appropriate technology, including but not limited to, a computer screen or closed circuit television monitor;

5. The video surveillance camera or the system affiliated with such camera shall be capable of transferring the recorded images to a portable form of media, including but not limited to, compact disc, digital video disc, universal serial bus, secure digital card, or portable hard drive;

6. The video surveillance cameras shall not have an audio capability;

7. The video surveillance cameras shall be maintained in good working condition;

8. The video surveillance cameras shall be in operation and recording continuously during all hours of operation and for two hours after such establishment closes;

9. The recordings made by video surveillance cameras installed and maintained pursuant to this section shall be indexed by dates and times and preserved for a minimum of 30 days so that they may be made available to the police department and other government agencies acting in furtherance of a criminal investigation or a civil or administrative law enforcement purpose;

10. All recordings made by video surveillance cameras installed and maintained pursuant to this section while in the possession of such establishment shall be stored in a locked receptacle located in a controlled access area or, if such video recordings are in digital format, in a password-protected digital storage, to which only authorized personnel have access, or shall otherwise be secured so that only authorized personnel may access such video recordings. All personnel authorized to access such video recordings must certify in writing that they have been informed on the appropriate use and retention of recordings as set forth in this section, and on the legal issues associated with video surveillance and the use and retention of recordings. Such establishment shall keep a log of all instances of requests for, access to, dissemination and use of and recorded materials made by video surveillance cameras installed and maintained pursuant to this section; and

11. Signage shall be posted to notify the public of the use of video surveillance equipment so that the public has sufficient warning that surveillance is in operation.

c. Security guards. 1. An eating or drinking establishment that (i) operates pursuant to a permitted use under use group 12, section 32-21 of the zoning resolution, as indicated in such establishment's certificate of occupancy or place of assembly certificate of operation; (ii) is required to have a license to sell liquor at retail pursuant to the alcohol beverage control law; and (iii) employs or retains the services of one or more security guards or a security guard company, shall maintain and make available during all hours of operation, proof that each such security guard is registered pursuant to article 7-A of the general business law or that such security guard company is licensed pursuant to article 7 of the general business law.

2. Such establishment shall maintain a roster of all security guards working at any given time when such establishment is open to the public, and shall require each security guard to maintain on his or her person proof of registration at all times when on the premises.

3. There shall be a rebuttable presumption that a person employed or whose services are retained at such establishment whose job functions include (i) the monitoring or guarding of the entrance or exit of such nightclub to manage ingress and egress to such establishment for security purposes during the hours of operation of such establishment and/or (ii) protection of such establishment from disorderly or other unlawful conduct by such patrons is a security guard, provided, however, that such rebuttable presumption shall not apply to the owner of such establishment.

4. Any violation of this subdivision may be reported to the state liquor authority.

d. Signage informing patrons about harassment. 1. Every nightlife establishment shall conspicuously post signage, either behind the bar or in the establishment's bathrooms, informing patrons about harassment.

2. Such signage shall include, but not be limited to, the following:

i. That the establishment is a harassment free space;

ii. That a patron subject to harassment while at the establishment may report the harassment to the establishment's security or support staff; and

iii. A list of government resources about harassment, as determined by the office of nightlife and the department of consumer affairs.

3. The department of consumer affairs shall determine the signage's size and the establishment shall determine the signage's style.

e. Training regarding harassment among patrons. 1. Every nightlife establishment with five or more employees shall annually conduct a harassment training for all employees employed within the city of New York, which shall include, but not be limited to, the following:

- i. An explanation of harassment as a form of unlawful conduct under the penal law;*
- ii. How to identify harassment among patrons and the proper protocol to intervene;*
- iii. The responsibilities of an employee when a patron reports harassment, including the measures that an employee must take to address the report of harassment;*
- iv. Information about bystander intervention, including but not limited to, resources that explain how to engage in bystander intervention; and*
- v. Government resources about harassment, as determined by the office of nightlife and the department of consumer affairs.*

2. Such training shall be required after 90 days of initial hire for all employees who work more than 80 hours in a calendar year who perform work on a full-time or part-time basis.

3. The establishment shall keep a record of all trainings, including a signed employee acknowledgment, for at least three years and make such records available for department of consumer affairs' inspection upon request.

4. The office of nightlife shall make available on its website an online harassment training, which the establishment may use to satisfy the training requirement.

[d.]f. Exemptions. This section does not apply to:

1. Premises owned, occupied and used exclusively by a membership corporation, club society or association, provided such membership corporation, club, society or association was in actual existence prior to January 1, 1926[.];

2. Premises owned, occupied and used exclusively by a religious, charitable, eleemosynary or educational corporation or institution[.]; and

3. Premises licensed pursuant to subchapters one and three of chapter two of title 20.

[e.] g. An eating or drinking establishment that is required to comply with subdivisions b and c of this section shall make available to the police department, upon request, such establishment's certificate of occupancy or place of assembly certificate of operation.

[f.] h. Penalties. Any violation of [this section] subdivisions b and c shall be subject to a civil penalty of not more than \$1,000 for each such violation, except that the use or dissemination of recordings made by video surveillance cameras installed and maintained pursuant to subdivision b of this section in violation of the penal law or section 50 of the civil rights law shall result in a civil penalty of not less than \$5,000 nor more than \$50,000. Any violation of subdivision d shall be subject to a civil penalty of not more than \$500 for each such violation, enforced by the department of consumer affairs.

*§ 2. Section 10-177*2 of the administrative code of the city of New York is renumbered section 10-178.*

*§ 3. Section 10-177*3 of the administrative code of the city of New York is renumbered section 10-179.*

§ 4. Section 10-178 of the administrative code of the city of New York is renumbered section 10-180.

§ 5. This local law takes effect 120 days after it becomes law.

Referred to the Committee on Consumer Affairs and Business Licensing.

Int. No. 1186

By Council Members Espinal, Brannan, Moya, Levine, Rivera, Gibson and Rose.

A Local Law to amend the charter of the city of New York, in relation to requiring the Office of Nightlife to post information on its website for nightlife establishments, including resources and trainings about harassment among patrons

Be it enacted by the Council as follows:

Section 1. Paragraph seven of subdivision c of section 20-d of the New York city charter, as added by local law number 178 for the year 2017, is renumbered and a new paragraph seven is added of such subdivision to read as follows:

c. Powers and duties. The director shall have the power and duty to:

1. Serve as a liaison to nightlife establishments in relation to city policies and procedures affecting the nightlife industry and, in such capacity, shall:

(a) Conduct outreach to nightlife establishments and provide information and assistance to such establishments in relation to existing city policies and procedures for responding to complaints, violations and other enforcement actions, and assist in the resolution of conditions that lead to enforcement actions;

(b) Serve as a point of contact for nightlife establishments and ensure adequate access to the office that is responsive to the nature of the nightlife industry; and

(c) Work with other city agencies to refer such establishments to city services that exist to help them in seeking to obtain relevant licenses, permits or approvals from city agencies;

2. Advise and assist the mayor and the heads of city agencies that have powers and duties relating to nightlife establishments including, but not limited to, the department of consumer affairs, the police department, the fire department, the department of health and mental hygiene, the department of city planning, the department of buildings and the department of small business services, on issues relating to the nightlife industry;

3. Review information obtained from 311 or other city agencies on complaints regarding and violations issued to nightlife establishments and develop recommendations to address recurring problems or trends, in consultation with industry representatives, advocates, city agencies, community boards and residents;

4. Serve as the intermediary between city agencies, including law enforcement agencies, residents and the nightlife industry to pursue, through policy recommendations, long-term solutions to issues related to the nightlife industry;

5. Review and convey to the office of labor standards information relating to nightlife industry workforce conditions and upon request, assist such office in developing recommendations to address common issues or trends related to such conditions;

6. Promote an economically and culturally vibrant nightlife industry, while accounting for the best interests of the city and its residents;

7. *Provide information on the office's website for nightlife establishments including, but not limited to, resources and online trainings about harassment among patrons; and*

[7.] 8. Perform other relevant duties as the mayor may assign.

§ 2. This local law takes effect thirty days after it becomes law.

Referred to the Committee on Consumer Affairs and Business Licensing.

Int. No. 1187

By Council Members Gjonaj, Brannan and Holden.

A Local Law to amend the administrative code of the city of New York, in relation to towing vehicles that lack license plates or registration stickers

Be it enacted by the Council as follows:

Section 1. Subdivision a of section 16-128 of the administrative code of the city of New York is amended to read as follows:

§ 16-128 Removal of [incumbrances] *encumbrances* from streets. a. The commissioner shall remove, or cause to be removed any vehicle, box, barrel, bale of merchandise or other movable property or article or thing whatsoever found upon any street, in accordance with regulations adopted by the [board of estimate]

department of sanitation. A vehicle shall be removed within 24 hours, where practicable, but not more than 72 hours after the department of sanitation has received notice of such an encumbrance.

§ 2. Subchapter 2 of chapter 1 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-169.3 to read as follows:

§ 19-169.3 Removal of improperly parked motor vehicles. a. Except as may otherwise be provided by law, rule or regulation, any vehicle that is parked in violation of paragraph (a) of subdivision 1 of section 402 of the vehicle and traffic law or subdivision (j) of section 4-08 of title 34 of the rules of the city of New York shall be removed by a tow truck of the towing company participating in the rotation tow program within 24 hours when directed to do so by the police department if not already removed by the department of sanitation. The police department shall direct the towing company to remove the vehicle as soon as practicable upon notification from the department of sanitation or from the city or, in the case of vehicles parked in violation of paragraph (3) of subdivision (j) of section 4-08 of title 34 of the rules of the city of New York only, discovery or notification from the general public, the department of sanitation or from the city.

b. A person who removes a vehicle pursuant to section 19-169.3 may collect charges from the owner or other person in control of such vehicle, payable before the vehicle is released, in accordance with the provisions of subdivision c of section 20-519. No charge may be collected for removal or storage of a vehicle pursuant to this section by a person who is not licensed to engage in towing pursuant to subchapter 31 of chapter 2 of title 20 of the code.

§ 3. Subdivision a of section 20-519 of the administrative code of the city of New York, as amended by local law number 110 for the year 1993, is amended to read as follows:

a. 1. The commissioner shall establish a program to be known as the "rotation tow program" for the purpose of removing evidence vehicles, vehicles suspected of having been stolen or abandoned other than vehicles described in subdivision two of section twelve hundred twenty-four of the vehicle and traffic law, the removal pursuant to section 19-169 of the code of vehicles blocking a private driveway, [and] the removal pursuant to section 24-221 of the code of vehicles with certain alarm devices, *and the removal pursuant to section 19-169.3.*

2. The commissioner, after consultation with the police commissioner, shall divide the city into zones and shall create for each zone a list in random order of persons licensed to engage in towing who have been approved by the commissioner for participation in the rotation tow program. The commissioner may in his or her discretion create from such list separate lists for the removal of evidence vehicles, stolen and abandoned vehicles, the removal pursuant to section 19-169 of the code of vehicles blocking a private driveway, [and] the removal pursuant to section 24-221 of the code of vehicles with certain alarm devices[, respectively] *and the removal pursuant to section 19-169.3.* At any time subsequent to the initial establishment of zones and lists, the commissioner may, after consultation with the police commissioner, modify the zones and reformulate the lists to ensure sufficient towing services throughout the city. Where more than one towing company has been placed on a list of towing companies authorized to remove vehicles in a particular zone, the police department shall summon towing companies from such list on a rotating basis. Any towing company approved for participation in such program after such lists are initially established shall be placed on any such list at the point immediately preceding the last towing company summoned by the police department pursuant to this section. Such lists shall be available at the department for public inspection.

§ 4. Subdivision b of section 20-519 of the administrative code of the city of New York, as amended by local law number 110 for the year 1993, is amended to read as follows:

b. 1. Any vehicle that is suspected of having been stolen or abandoned other than vehicles described in subdivision two of section twelve hundred twenty-four of the vehicle and traffic law, any vehicle that is blocking a private driveway and subject to removal pursuant to section 19-169 of the code, [and] any vehicle with certain alarm devices which is subject to removal pursuant to section 24-221 of the code *and any vehicle subject to removal pursuant to section 19-169.3* shall be removed by a tow truck of the towing company participating in the rotation tow program when directed to do so by the police department. If such vehicle appears to have a missing or altered vehicle identification number, the police may direct its removal to the police property clerk. All other vehicles shall be towed to the storage facility of such responding company which meets such specifications as the commissioner shall establish by rule, and shall at all times be stored within such storage facility while the vehicle is in the custody of the towing company. Such storage facility shall be the premises listed on the license of the towing company responding to the police department's

direction to remove a vehicle or the premises approved by the commissioner for use by such towing company. Such premises shall be owned, operated or controlled by such towing company and shall not be used by any other towing company. The police department shall expeditiously make every reasonable effort to notify the owner and the national automobile theft bureau or the insurer, if any, of any vehicle that is suspected of having been stolen or abandoned of the vehicle's location and the procedure for retrieval. During the period commencing on the eighth day after the vehicle is removed to such storage facility and ending on the thirtieth day after such removal, such towing company shall transfer any vehicle which has not been claimed into the custody of the police department property clerk.

2. An evidence vehicle shall be removed by a towing company participating in the rotation tow program when directed to do so by the police department. Such vehicle shall be towed to a location designated by a police officer.

3. No tow truck operator shall knowingly remove a vehicle suspected of having been stolen or abandoned or an evidence vehicle without authorization by the police department. No tow truck operator shall knowingly remove a vehicle blocking a private driveway subject to removal pursuant to section 19-169 of the code except as authorized in such section. No tow truck operator shall knowingly remove a vehicle with certain alarm devices subject to removal pursuant to section 24-221 of the code except as authorized in such section. *No tow truck operator shall knowingly remove a vehicle parked in violation of paragraph (a) of subdivision 1 of section 402 of the vehicle and traffic law or subdivision (j) of section 4-08 of title 34 of the rules of the city of New York pursuant to section 19-169.3 except as authorized in such section.*

§ 5. Subdivision c of section 20-519 of the administrative code of the city of New York, paragraph 1 of such subdivision as amended by local law number 41 for the year 2011 and paragraph 2 of such subdivision as amended by local law number 110 for the year 1993, are amended to read as follows:

1. Notwithstanding any other provision of law, the towing company shall be entitled to charge the owner or other person claiming a vehicle that is suspected of having been stolen or abandoned or a vehicle with certain alarm devices subject to removal pursuant to section 24-221 of the code *or a vehicle subject to removal pursuant to section 19-169.3* which was directed to be towed by the police department pursuant to this section and which is claimed before the end of the thirtieth day after such vehicle is removed by such towing company amounts not in excess of the following: one hundred twenty-five dollars for the towing of a vehicle registered at a weight of ten thousand pounds or less; one hundred and forty dollars for the towing of a vehicle registered at a weight of more than ten thousand pounds; twenty-five dollars per day for the first three days and twenty-seven dollars for the fourth day of storage and each day thereafter. Upon the transfer of an unclaimed vehicle into the custody of the police department property clerk, the towing company shall be entitled to charge the police department amounts not in excess of the following: sixty dollars plus tolls for the towing of a vehicle suspected of having been stolen or abandoned, a vehicle that was blocking a private driveway and was removed pursuant to section 19-169 of the code, [or] a vehicle with certain alarm devices that was removed pursuant to section 24-221 of the code[,] *or a vehicle subject to removal pursuant to section 19-169.3* to a storage facility and subsequent transfer of such vehicle into the custody of such property clerk during the period of time specified in paragraph one of subdivision b of this section; five dollars per day for the first three days of storage of such vehicle and eight dollars for the fourth day of storage and each day thereafter, provided that in no event shall any towing company be entitled to charge the police department for storage charges incurred after the tenth day of storage. The towing company shall be entitled to charge the police department an amount not in excess of sixty dollars plus tolls for the towing of an evidence vehicle to a location designated by a police officer.

2. The police department shall be entitled to charge an owner or other person who claims a vehicle that is suspected of having been stolen or abandoned, a vehicle that was blocking a private driveway and was removed pursuant section 19-169 of the code, [or] a vehicle with certain alarm devices that was removed pursuant to section 24-221 of the code [,] *or a vehicle subject to removal pursuant to section 19-169.3* which is in the custody of the police department property clerk the charges for towing and storage permitted to be charged by the towing company pursuant to paragraph one of this subdivision, plus tolls, in addition to the fees for storage with the police department property clerk provided by subdivision i of section 14-140 of the code. No vehicle which is in the custody of the police department property clerk which had blocked a private

driveway and was removed pursuant to section 19-169 of the code, *or which was parked in violation of paragraph (a) of subdivision 1 of section 402 of the vehicle and traffic law or subdivision (j) of section 4-08 of title 34 of the rules of the city of New York* shall be released to the owner or other person claiming such vehicle unless such owner or other person shall, in addition to paying such charges to the police department property clerk as provided for in this subdivision, present to such property clerk a receipt from the towing company which removed the vehicle indicating payment to such company of the following amount: the charges for towing and storage which would have been due to the towing company pursuant to paragraph eight of subdivision c of section 19-169 *or subdivision b of section 19-169.3* of the code had such owner or other person claimed the vehicle from such towing company less the amount paid to the police department for the towing and storage of such vehicle by such company.

§ 6. This local law takes effect 120 days after it becomes law, except that the commissioner of sanitation and the police commissioner shall take such measures as are necessary for the implementation of this local law, including the promulgation of rules, before such date.

Referred to the Committee on Transportation.

Int. No. 1188

By Council Members Gjonaj, Brannan, Holden and Yeger.

A Local Law to amend the administrative code of the city of New York, in relation to penalizing the removal of license plates and registration stickers from motor vehicles and increasing the penalty for leaving, abandoning, dismantling or removing components from motor vehicles

Be it enacted by the Council as follows:

Section 1. Subdivisions f, g and h of section 16-122 of the administrative code of the city of New York are amended to read as follows:

f. It shall be unlawful for any person to dismantle, or to remove any component part of any motor vehicle in any marginal or public street or any public area, *whether or not such vehicle is owned by such person. For the purposes of this subdivision, the term "component" includes any sign or sticker affixed to a vehicle displaying a series of letters or numbers and indicating that the vehicle has been registered with a state-level government agency that administers vehicle registration and driver licensing.*

g. Any person convicted of a violation of the provisions of subdivision e or f of this section shall be punished by a fine of not less than [one hundred dollars] \$500, or imprisonment for not more than one year.

h. Any person violating the provisions of subdivision b or c of this section shall be liable and responsible for a civil penalty of not less than [twenty-five dollars] \$100 nor more than [one hundred dollars] \$500.

§ 2. This local law takes effect 90 days after it becomes law.

Referred to the Committee on Transportation.

Int. No. 1189

By Council Members Levin, Ayala and Cohen.

A Local Law to amend the administrative code of the city of New York, in relation to requiring pharmacies enrolled in a city program to dispense opioid antagonists under a standing order of the department of health and mental hygiene to post signs announcing their enrollment and that patients may procure opioid antagonists at such pharmacy

Be it enacted by the Council as follows:

Section 1. Section 20-712 of the administrative code of the city of New York, as amended by local law number 25 for the year 2003, is amended to read as follows:

(e) “*Opioid antagonist*” means naloxone or other medication approved by the New York state department of health and the federal food and drug administration that, when administered, negates or neutralizes, in whole or in part, the pharmacological effects of an opioid in the human body.

§ 2. Subchapter 3 of chapter 5 of title 20 of the administrative code of the city of New York is amended by adding a new section 20-713.2 to read as follows:

§ 20-713.2 *Display of information relating to opioid antagonists.* a. Sign indicating enrollment in a program to dispense an opioid antagonist required. Any pharmacy enrolled in a program to dispense an opioid antagonist to anyone who requests it, without a patient-specific prescription, pursuant to a citywide non-patient specific prescription issued by the department of health and mental hygiene must conspicuously post, at or adjacent to each counter over which prescription drugs are sold, a sign indicating, in large type, that the pharmacy is enrolled in such program and that patients may procure opioid antagonists at such pharmacy.

b. *Rulemaking.* The commissioner of consumer affairs, in consultation with the commissioner of health and mental hygiene, shall promulgate such rules and regulations as are necessary to enforce this section.

§ 3. Section 20-715 of the administrative code of the city of New York, as amended by local law number 25 for the year 2003, is amended to read as follows:

§ 20-715 Penalties. Any person who [shall violate] *violates* the provisions of section 20-713, section 20-713.1, *section 20-713.2* or regulations promulgated pursuant to this subchapter shall pay a civil penalty of not less than [two hundred fifty dollars] \$250 nor more than [five hundred dollars] \$500 for the first offense and for each succeeding offense a penalty of not less than [five hundred dollars] \$500 nor more than [seven hundred fifty dollars] \$750 for each such violation and shall, upon conviction thereof, be punished by a fine of not less than [two hundred fifty dollars] \$250 nor more than [five hundred dollars] \$500 for the first offense and for each succeeding offense a fine of not less than [five hundred dollars] \$500 nor more than [seven hundred fifty dollars] \$750 for each such violation. For the purposes of this section, if on any single day the current selling price list is not displayed in accordance with section [20.713] *20-713* or regulations promulgated pursuant to this subchapter, or the required signage is not displayed in accordance with section [20.713.1] *20-713.1, section 20-713.2* or regulations promulgated pursuant to this subchapter, it shall be considered a single violation.

§ 4. This local law takes effect 120 days after it becomes law, except that the commissioner of consumer affairs shall take such measures as are necessary for the implementation of this local law, including the promulgation of rules, before such date.

Referred to the Committee on Health.

Int. No. 1190

By Council Members Levin, Ayala, Levine, Brannan, Cohen and Ampry-Samuel.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of social services and the department of homeless services to provide drug treatment services

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 21 of the administrative code of the city of New York is amended by adding a new section 21-129.1 to read as follows:

§ 21-129.1 Drug treatment services. a. Definitions. For the purposes of this section, the following terms have the following meanings:

Buprenorphine. The term “buprenorphine” means a semi-synthetic opioid medication used to treat opioid addiction that can be prescribed for take home use.

HASA facility. The term “HASA facility” means single room occupancy hotels or congregate facilities managed by a provider under contract or similar agreement with the department.

b. The department shall provide drug treatment services at all HASA facilities.

c. Such services shall include, but not be limited to:

1. Individual counseling by a certified mental health professional;

2. Group counseling by a certified peer educator;

3. On-site access to buprenorphine or other widely accepted medication to combat opioid addiction pursuant to state and federal law; and

4. On-site access to at least one physician or physician assistant familiar with treating opioid misuse and certified to prescribe buprenorphine or other widely accepted medication to combat opioid addiction pursuant to state and federal law, unless a HASA facility can demonstrate that a nearby healthcare facility can provide access to such physician, by demonstrating that:

(a) Healthcare providers from the healthcare facility regularly visit the HASA facility and provide treatment services to its residents; and

(b) A coordinator is designated to communicate between the HASA facility and the healthcare facility to ensure ease of service to residents seeking treatment.

d. The department shall post conspicuously on its website, in simple and understandable terms, the drug treatment and counseling services available at each HASA facility.

Section 2. Chapter 3 of title 21 of the administrative code of the city of New York is amended by adding a new section 21-323 to read as follows:

§ 21-323 Drug treatment services. a. Definitions. For the purposes of this section, the following terms have the following meanings:

Buprenorphine. The term “buprenorphine” means a semi-synthetic opioid medication used to treat opioid addiction that can be prescribed for take home use.

Shelter. The term “shelter” means temporary emergency housing provided to homeless individuals by the department or by a provider under contract or similar agreement with the department.

b. The department shall provide drug treatment services at all shelters.

c. Such services shall include, but not be limited to:

1. Individual counseling by a certified mental health professional;

2. Group counseling by a certified peer educator;

3. On-site access to buprenorphine or other widely accepted medication to combat opioid addiction pursuant to state and federal law; and

4. On-site access to at least one physician or physician assistant familiar with treating opioid misuse and certified to prescribe buprenorphine or other widely accepted medication to combat opioid addiction pursuant to state and federal law, unless a shelter can demonstrate that a nearby healthcare facility can provide access to such physician, by demonstrating that:

(a) Healthcare providers from the facility regularly visit the shelter and provide treatment services to its residents; and

(b) A coordinator is designated to communicate between the shelter and the healthcare facility to ensure ease of service to residents seeking treatment.

d. The department shall post conspicuously on its website, in simple and understandable terms, the drug treatment and counseling services available at each shelter.

§ 3. This local law takes effect 180 days after it becomes law.

Referred to the Committee on General Welfare.

Preconsidered Int. No. 1191

By Council Member Levine.

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 515 West 143 Street, also known as Block 2075, Lot 17, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 515 West 143 Street, also known as Block 2075, Lot 17, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Preconsidered Int. No. 1192

By Council Member Levine.

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 527 West 151 Street, also known as Block 2083, Lot 16, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 527 West 151 Street, also known as Block 2083, Lot 16, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Preconsidered Int. No. 1193

By Council Member Levine.

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 526 West 158 Street, also known as Block 2116, Lot 19, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 526 West 158 Street, also known as Block 2116, Lot 19, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Preconsidered Int. No. 1194

By Council Member Levine.

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 525 West 151 Street, also known as Block 2083, Lot 17, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 525 West 151 Street, also known as Block 2083, Lot 17, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Preconsidered Int. No. 1195

By Council Member Perkins.

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 157 West 123 Street, also known as Block 1908, Lot 1, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 157 West 123 Street, also known as Block 1908, Lot 1, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Preconsidered Int. No. 1196

By Council Member Perkins.

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 167 West 133 Street, also known as Block 1918, Lot 7, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 167 West 133 Street, also known as Block 1918, Lot 7, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Preconsidered Int. No. 1197

By Council Member Perkins.

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 67 St. Nicholas Avenue, also known as Block 1823, Lot 56, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 67 St. Nicholas Avenue, also known as Block 1823, Lot 56, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Preconsidered Int. No. 1198

By Council Member Perkins

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 286 West 151 Street, also known as Block 2036, Lot 53, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 286 West 151 Street, also known as Block 2036, Lot 53, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Int. No. 1199

By Council Members Powers, Lancman, Brannan, Cohen, Dromm, Yeger, Treyger, Ampry-Samuel, Rosenthal and Gibson.

A Local Law to amend the administrative code of the city of New York, in relation to removing fees associated with credit card bail payments and in relation to allowing online bail payment to be made by direct deposit and electronic check

Be it enacted by the Council as follows:

Section 1. Subdivision 3 of section 11-105 of the administrative code of the city of New York, as amended by chapter 309 of the laws of 1996, is amended to read as follows:

3. Notwithstanding any other provision of law to the contrary, any agency or department of the city which, pursuant to an agreement entered into under this section, accepts credit cards as a means of payment of fines, civil penalties, taxes, fees, rent, rates, charges or other amounts owed by a person to the city shall be authorized to charge and collect from any person offering a credit card as a means of payment of a fine a reasonable and uniform fee as a condition of accepting such credit card in payment of a fine, civil penalty, tax, fee, rent, rate, charge or other amount. Such fee shall not exceed the cost incurred by the agency or department in connection with such credit card transaction, which cost shall include any fee payable by the city to the financing agency. *Notwithstanding the foregoing, no such fee may be assessed on a payment of cash bail.*

§ 2. Section 9-148 of the administrative code of the city of New York, as added by local law number 123 for the year 2017, is amended by adding new subdivisions e and f to read as follows:

e. For cash bail payments paid or posted online, the department shall make available an option for payment to be made by direct deposit or electronic check.

f. Definitions. As used in this section, the following terms have the following meanings:

Direct deposit. The term "direct deposit" means any electronic funds transfer from the account of a payer into the account of a payee.

Electronic check. The term "electronic check" means any transfer of funds originated by check, draft or similar paper instrument, which is initiated through an electronic terminal, telephonic instrument or computer so as to order, instruct or authorize a financial institution to debit or credit an account.

Electronic funds transfer. The term "electronic funds transfer" means any transfer of funds, other than a transaction originated by check, draft or similar paper instrument, which is initiated through an electronic terminal, telephonic instrument or computer so as to order, instruct or authorize a financial institution to debit or credit an account.

Payee. The term "payee" means the department or any agency or department of the city authorized to collect cash bail payments.

Payer. The term "payer" means any person making a cash bail payment.

§ 3. This local law takes effect immediately.

Referred to the Committee on Criminal Justice.

Int. No. 1200

By Council Members Powers, Torres, Brannan, Cohen, Yeger and Diaz.

A Local Law to amend the administrative code of the city of New York, in relation to the establishment of a property tax credit for donations made to the charitable gifts reserve fund

Be it enacted by the Council as follows:

Section 1. Subchapter 2 of chapter 2 of title 11 of the administrative code of the city of New York is amended by adding a new part 6 to read as follows:

Part 6.
Other Exemptions, Abatements and Credits.

§11-279 Tax credit for contributions to certain funds.

§11-279 Tax credit for contributions to certain funds. a. As used in this section, the following terms have the following meanings:

Associated credit year. The term “associated credit year” shall mean the twelve month period during which the owner of the property has made a contribution to the charitable gifts reserve fund that ends on the last day prescribed by law on which property taxes may be paid without interest or penalties, provided that where such taxes are payable in installments, such twelve month period shall end on the last day prescribed by law on which the first installment of such taxes may be paid without interest or penalties.

Charitable gifts reserve fund. The term “charitable gifts reserve fund” shall mean the fund established by section 1528 of the charter.

b. There shall be allowed a credit against real property taxes equal to ninety-five percent of the amount contributed by one or more of the owners of such property during the associated credit year to the charitable gifts reserve fund.

c. The credit authorized by this section shall be administered as follows:

1. The administrator of the charitable gifts reserve fund or its designated agent, upon receiving a contribution to the fund during a credit year, shall furnish the property owner with a written acknowledgement in duplicate. Such acknowledgement shall be provided on a form prescribed by the commissioner of taxation and finance and shall specify the amount of the contribution, the name and address of the donor, the date the contribution was received, the authorized signature of the administrator or agent, and such other information as the commissioner of taxation and finance shall require.

2. After receiving such an acknowledgement, the property owner may present it to the commissioner of finance on or before the last day prescribed by law on which taxes may be paid without interest or penalty, together with a credit claim on a form prescribed by the commissioner of taxation and finance. Such credit claim form shall contain the name of the property owner or owners, the date and amount of the contributions made to the account during the associated credit year, the address of the property to which the credit claim relates, and such other information as the commissioner of taxation and finance shall require. Notwithstanding any provision of law, the commissioner of finance shall thereupon be authorized and directed to grant the property owner a tax credit equal to ninety-five percent of the amount of the contributions made during the associated credit year as specified on the acknowledgement, and to reduce the tax liability on the parcel accordingly, provided that such credit may not exceed the property taxes due or paid. Where taxes are payable in installments, if the credit exceeds the amount of the first installment, the excess shall be applied to future installments until exhausted. Where a property owner submits a credit claim form to the commissioner of finance prior to the commissioner of finance’s receipt of the tax warrant, the associated property tax bill shall reflect a reduction in the tax liability equal to the credit authorized by this section.

3. If the property owner fails to present the acknowledgment and credit claim form to the commissioner of finance on or before the last day prescribed by law on which taxes may be paid without interest or penalty, such property owner may present the same to the comptroller, or to a member of the comptroller’s staff. Such officer shall thereupon be authorized and directed to grant the property owner a refund of property taxes in the amount of the credit, which amount shall be equal to ninety-five percent of the total contributions made during the associated credit year, provided that such refund shall not exceed the property taxes that have been paid on the property and provided further, that no interest shall be payable on such refund if paid within forty-five days of the receipt of the acknowledgment and credit claim form. The owner of the property may file such refund claim with the authorized officer at any time during the three year period beginning immediately after the last day such taxes were payable without interest or penalty.

d. The department may promulgate any rules necessary to implement the provisions of this section.

§ 2. This local law takes effect on the same date as a local law amending the New York city charter, in relation to the establishment of a charitable gifts reserve fund takes effect.

Referred to the Committee on Finance.

Res. No. 581

Resolution calling on the New York State Legislature to pass, and the Governor to sign, S.08673/A.8774A, which would require that State correctional facilities provide incarcerated individuals with access to methadone, buprenorphine, and naltrexone for the duration of incarceration.

By Council Member Powers.

Whereas, Correctional Health Services, a component of the New York City Health & Hospital Corporation, is responsible for providing medical care to incarcerated individuals within the City of New York; and

Whereas, According to data maintained by Correctional Health Services, approximately 1 in 6 individuals in New York City jails have an opioid use disorder and 97% of frequently incarcerated individuals suffer from a substance use disorder; and

Whereas, The National Institute on Drug Abuse has indicated that methadone, buprenorphine, and naltrexone have been proven to help reduce opioid-use, treat disorder-related symptoms, and reduce the risk of criminal behavior associated with drug use; and

Whereas, Correctional Health Services has reported a high post-release mortality rate for incarcerated individuals with opioid use disorder and a significant reduction in overdose induced deaths for those who receive medicated treatment for substance abuse disorders; and

Whereas, It is of great importance to support meaningful efforts to facilitate recovery for those with opiate-use disorders so that incarcerated individuals have an opportunity to live productive lives upon release; and

Whereas, Medicated treatment is a necessary component of a multi-faceted approach to treating substance-use disorders and reducing the risk of relapse, and individuals who receive medicated treatment prior to release are more likely to engage in treatment after release than those who only participate in counseling while incarcerated, and;

Whereas, Individuals detained in Department of Correction facilities are often deprived of beneficial medical treatment due to the possibility of being sentenced to incarceration in state prison; and now, therefore, be it

Resolved, That the Council of the City of New York calls on the New York State Legislature to pass, and the Governor to sign, S.08673/A.8774A, which would require that State correctional facilities provide incarcerated individuals with access to methadone, buprenorphine, and naltrexone for the duration of incarceration.

Referred to the Committee on Criminal Justice.

Int. No. 1201

By Council Members Richards and Yeger.

A Local Law to amend the administrative code of the city of New York, in relation to requiring truck owners to verify a renter's identity in person prior to renting a truck

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-175.6 to read as follows:

§ 19-175.6 *Truck rental requirements. a. Definitions. As used in this section, the following terms have the following meanings:*

Automobile. The term “automobile” means a motor vehicle with four or more wheels that is manufactured primarily for operation on public streets, roads and highways.

Curb weight. The term “curb weight” means the weight of an automobile including all necessary fluids and components but not including drivers, passengers or cargo.

Owner. The term “owner” means a person, or such person’s duly authorized agent, who owns a truck that is rented or offered for rent to a renter.

Passenger automobile. Except as otherwise provided in the definition of truck, the term “passenger automobile” means an automobile manufactured primarily for use in the transportation of not more than 10 individuals.

Renter. The term “renter” means a person who rents a truck, sport utility vehicle or van from an owner.

Truck. The term “truck” means:

1. An automobile that is not a passenger automobile; or

2. An automobile with a curb weight of 6,000 pounds or more.

b. An owner shall not rent a truck to a prospective renter unless the following requirements have been met:

1. The prospective renter possesses a valid driver’s license issued under section 501 of the vehicle and traffic law or the laws of another state or country; and

2. The owner has inspected the driver’s license of the prospective renter and has compared and verified the signature thereon with the signature of such prospective renter written in the owner’s presence.

c. Any person who violates this section shall be punishable by a fine of not more than \$250, imprisonment for not more than ten days, or both.

§ 2. This local law takes effect 120 days after it becomes law.

Referred to the Committee on Transportation (Editor’s Note: Int. No. 1201 was re-assigned to the Committee on Public Safety on November 2, 2018).

Int. No. 1202

By Council Members Rivera, Brannan, Cohen, Dromm and Maisel.

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the trafficking of wild birds

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 17 of the administrative code of the city of New York is amended by adding a new section 17-200 to read as follows:

§ 17-200 *Prohibited acts with respect to wild birds.* a. *Definitions.* For purposes of this section, the following terms have the following meanings:

Take. The term “take” means to harry, bait, net, snare, trap, capture, hunt, shoot, injure or kill.

Wild bird. The term “wild bird” means any bird that commonly lives in the wild or that lives in an undomesticated state.

b. *Prohibited acts.* No person other than an exempt person may:

1. Intentionally take or attempt to take any wild bird;

2. Knowingly possess, receive, transport, buy or sell, or attempt to possess, receive, transport, buy or sell, any wild bird, living or dead, taken in violation of paragraph 1 of this subdivision; or

3. Take or attempt to take, or possess or attempt to possess, any wild bird with the intent to take the bird by shooting or to use it for any unlawful purpose, or take, possess, receive, transport, buy or sell, or attempt to take, possess, receive, transport, buy or sell, any wild bird with the intent that another person may take the bird by shooting or use it for any unlawful purpose.

c. Penalty. 1. Any person convicted of any prohibited act set forth in subdivision b of this section is guilty of a misdemeanor and subject to a fine of no more than \$1,000, or imprisonment for no more than one year, or both, for each violation.

2. The penalties provided in this section shall not preclude the imposition of any other penalty provided for by law.

d. Exempt persons. The penalties provided for in this section shall not apply to any person authorized by law, or by permit, license, or privilege issued or granted by the department of environmental conservation, the department, or any other authorized agency or officer, to take, possess, receive, transport, buy or sell any wild bird, provided such person has not violated the terms of the provision of law or permit, license, or privilege which authorized the person to take, possess, receive, transport, buy or sell such wild bird.

§ 2. This local law takes effect 60 days after it becomes law, except that the department of health and mental hygiene shall take such measures as are necessary for the implementation of this local law, including the promulgation of rules, before such date.

Referred to the Committee on Health.

Preconsidered Int. No. 1203

By Council Member Rivera.

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 514F East 13 Street, also known as Block 406, Lot 13, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 514F East 13 Street, also known as Block 406, Lot 13, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Preconsidered Int. No. 1204

By Council Member Rodriguez

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 2089 Amsterdam Avenue, also known as Block 211, Lot 65, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 2089 Amsterdam Avenue, also known as Block 211, Lot 65, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Preconsidered Int. No. 1205

By Council Member Rodriguez.

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 2091 Amsterdam Avenue, also known as Block 211, Lot 66, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 2091 Amsterdam Avenue, also known as Block 211, Lot 66, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Preconsidered Int. No.1206

By Council Member Rodriguez.

A Local Law in relation to the disapproval of a determination by the department of housing preservation and development to approve the transfer of the property located at 500 West 174 Street, also known as Block 213, Lot 44, in the borough of Manhattan

Be it enacted by the Council as follows:

Section 1. In accordance with the provisions of section 11-412.2 of the administrative code of the city of New York, the determination by the department of housing preservation and development to authorize the transfer by the department of finance of the property located at 500 West 174 Street, also known as Block 213, Lot 44, in the borough of Manhattan, to transferees selected by the department of housing preservation and development, is hereby disapproved.

§ 2. In the event that the mayor disapproves this local law, the determination of the department of housing preservation and development to authorize the transfer of the property as set forth in section one of this local law shall not be deemed approved until the council shall have failed to repass such local law in accordance with section thirty-seven of the of the charter or the period within which such repassing may occur has elapsed. In the event that such local law is repassed in accordance with section thirty-seven of the charter, such determination of the department of housing preservation and development shall be deemed to be disapproved.

§ 3. This local law takes effect immediately and shall be deemed to have been in full force and effect on the date it was first passed by the council.

Adopted by the Council (preconsidered and approved by the Committee on Housing and Buildings).

Int. No. 1207

By Council Members Rose and Brannan.

A Local Law to amend the administrative code of the city of New York, in relation to reporting on the gender pay gap in the teenage labor force

Be it enacted by the Council as follows:

Section 1. Chapter 12 of title 20 of the administrative code of the city of New York is amended by adding a new section 20-1213 to read as follows:

§ 20-1213 Teenage Gender Pay Gap Report. a. Within 18 months of the effective date of the local law that added this section, and every three years thereafter, the office, in consultation with the department of youth and community development, the department of education and any other appropriate agency, shall prepare and post on its website and submit to the mayor and the council a report on the gender pay gap in the teenage labor force within the city of New York. Such report shall include, but need not be limited to:

- 1. An examination of trends and potential solutions relating to the gender pay gap among teenagers;*
- 2. An examination of how the gender pay gap among teenagers potentially translates into greater wage gaps in the overall labor force;*
- 3. An examination and estimate of overall lifetime earnings and lost lifetime earnings attributable to the gender pay gap for women, including women of color, inclusive of earnings from informal jobs as teenagers and formal careers;*
- 4. An examination of the gender pay gap among teenagers in all work experiences, including informal work experiences, such as babysitting and other freelance jobs, as well as formal work experiences, such as retail, restaurant, and customer service positions;*

5. A comparison of the types of tasks typically performed by teenage women within certain informal jobs such as babysitting, retail and restaurant positions, and positions in customer service and the types of tasks performed by teenage men in such positions;
6. A comparison of the average amount earned by teenage men and women, respectively, in certain informal jobs such as babysitting, retail and restaurant positions, and positions in customer service;
7. Interviews and surveys with workers and employers relating to early gender-based pay discrepancies; and
8. Recommendations for:
 - (a) Addressing pay inequality for teenage women, including teenage women of color;
 - (b) Addressing any disadvantages experienced by teenage women with respect to work experience and professional development;
 - (c) The development of standards and best practices for workers and employees to ensure better pay for teenage women and the prevention of early inequalities in the workplace; and
 - (d) Increasing awareness of teenage women on pay rates and employment rights in order to reduce greater inequalities in the overall labor force.

§ 2. This local law takes effect immediately.

Referred to the Committee on Civil Service and Labor.

Int. No. 1208

By Council Members Rosenthal and Brannan.

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting employers from posting job listings without minimum salary information

Be it enacted by the Council as follows:

Section 1. Section 8-107 of the administrative code of the city of New York is amended by adding a new subdivision 28 to read as follows:

28. *Employment; minimum salary in job listings. It is an unlawful discriminatory practice for an employer, employment agency, employee or agent thereof to post a listing for employment within the city of New York, in any media, without stating the minimum salary for such position.*

§ 2. This local law takes effect 120 days after it becomes law.

Referred to the Committee on Civil and Human Rights.

Int. No. 1209

By Council Members Rosenthal and Ampry-Samuel.

A Local Law to amend the administrative code of the city of New York, in relation to permitting pregnant incarcerated individuals in department of correction custody to utilize doula and midwife services in the delivery room

Be it enacted by the Council as follows:

Section 1 Chapter 1 of title 9 of the administrative code of the city of New York is amended by adding a new section 9-156 to read as follows:

§ 9-156 Doula and Midwife Access in Delivery Rooms. a. Definitions. For purposes of this section, the following terms have the following meanings:

Doula. The term “doula” means a trained person who provides continuous physical, emotional, and informational support to a pregnant person and the family before, during or shortly after childbirth, for the purpose of assisting a pregnant person through the birth experience; or a trained person who supports the family of a newborn during the first days and weeks after childbirth, providing evidence-based information, practical help, and advice to the family on newborn care, self-care, and nurturing of the new family unit.

Midwife. The term “midwife” means means an individual who is licensed or certified to practice midwifery in New York state.

b. All pregnant incarcerated individuals, in labor and in the custody of the department, upon request, shall be permitted to utilize doula or midwife services and care in the delivery room, unless so permitting would substantially impact the safety or security of such individual, in which case such doula or midwife service and care shall be permitted at the point such safety or security risk has abated. The department shall submit to the speaker of the council on or before August 1, 2019, and annually thereafter, a report in a machine-readable format providing an explanation for cases where the department has determined that it is not possible or practicable to permit doula or midwife services and care in the delivery room.

§ 2. This local law takes effect immediately.

Referred to the Committee on Criminal Justice.

Res. No. 582

Resolution calling on New York State to include dangerousness as a factor to consider in bail determinations

By Council Members Cohen and Yeger.

Whereas, New York state’s bail statute, Criminal Procedure Law section 510.30, details the reasons a judge can set bail; and

Whereas, Danger to the community is not one of the factors in CPL 510.30, and

Whereas, Under the Bail Reform Act of 1984, dangerousness is a permissible factor in federal bail law; and

Whereas, New York is one of only three states to not allow a judge to consider dangerousness; and

Whereas, Mayor Bill de Blasio, Manhattan District Attorney Cyrus R. Vance Jr., and former Chief Judge Jonathan Lippman have all called on the legislature to add dangerousness to the bail statute; and

Whereas, Permitting judges to consider the danger posed by those accused of crimes is necessary to ensure the public safety of the city and state of New York; be it

Resolved, That the Council of the City of New York calls upon New York State to include dangerousness as a factor in bail determinations.

Referred to the Committee on Justice System.

Int. No. 1210

By Council Members Salamanca, Brannan and Yeger.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of sanitation to report on the number and location of public litter baskets

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 16 of the administrative code of the city of New York is amended by adding a new section 16-143 to read as follows:

§ 16-143 Litter basket report. The department shall provide the council and each community board with a report on public litter baskets within 30 days of the beginning of each quarter. Such report shall identify, by council district and community district, the number of litter baskets maintained by the department for the public disposal of litter that were in use at the end of the previous quarter, as well as each such litter basket's location. All data shall be reported in a machine-readable format.

§ 2. This local law takes effect 60 days after it becomes law.

Referred to the Committee on Sanitation and Solid Waste Management.

Int. No. 1211

By Council Members Salamanca, Levin, Cornegy, Brannan, Lander, Reynoso, Torres, Barron, Williams, Ayala, Diaz, Gibson, Levine, Cabrera, Lancman, Espinal, Adams, Moya, Rivera, Kallos, Rosenthal, Rodriguez, King, Ampry-Samuel, Eugene, Menchaca, Chin, Cumbo and Van Bramer.

A Local Law to amend the administrative code of the city of New York, in relation to requiring developers who receive city financial assistance for housing development projects to set aside a certain of created or preserved dwelling units for homeless individuals and families

Be it enacted by the Council as follows:

Section 1. Title 26 of the administrative code of the city of New York is amended by added a new chapter 21 to read as follows:

CHAPTER 21

SET ASIDES IN HOUSING DEVELOPMENT PROJECTS FOR HOMELESS INDIVIDUALS AND FAMILIES

§ 26-2101 Definitions. As used in this chapter, the following terms have the following meanings:

City financial assistance. The term "city financial assistance" means any loans, grants, tax credits, tax exemptions, discretionary tax abatements, subsidies, mortgages, debt forgiveness, land conveyances for less than appraised value, land value, or other thing of value allocated, conveyed or expended by the city.

Developer. The term "developer" means an individual, sole proprietorship, partnership, joint venture, corporation or other entity that receives city financial assistance for a housing development project.

Housing development project. The term "housing development project" means construction, rehabilitation or alteration of any residential building, residential facility or residential structure by a developer which (1) creates at least fifteen dwelling units and is funded in whole or in part by city financial assistance other than benefits approved or administered in accordance with sections 421-a or 489 of the New York state real property tax law or other similar programs; or (2) preserves at least fifteen dwelling units, at least one of which is vacant, and is funded in whole or in part by city financial assistance other than benefits approved or administered in accordance with sections 421-a or 489 of the New York state real property tax law or other similar programs

§ 26-2102 Set Asides. Any developer who receives city financial assistance for a housing development project after the effective date of this chapter must set aside a minimum of fifteen percent of the created or preserved dwelling units for homeless individuals and families.

§ 2. This local law takes effect 180 days after it becomes law.

Referred to the Committee on Housing and Buildings.

Int. No. 1212

By Council Members Torres, Brannan and Yeger.

A Local Law in relation to requiring an evaluation of measures the city or state of New York can implement to mitigate the impact on taxpayers of the limitation on the deduction for non-business state and local taxes for federal income tax purposes

Be it enacted by the Council as follows:

Section 1. The department of finance, or other office or agency designated by the mayor, shall conduct an evaluation of measures the city or state of New York can implement to mitigate the impact on taxpayers of the limitation on the deduction for non-business state and local taxes, as set forth in section 11042 of the tax cuts and jobs act of 2017, as enacted by public law 115-97. Such evaluation shall include recommendations regarding the feasibility, practicability, and costs of each of the measures identified. The department of finance, or other office or agency designated by the mayor, shall report the findings and recommendations of such evaluation to the speaker of the council and the mayor by no later than December 31, 2018.

§ 2. This local law takes effect immediately.

Referred to the Committee on Finance.

Int. No. 1213

By Council Members Torres, Brannan and Yeger.

A Local Law to amend the New York city charter, in relation to the establishment of a charitable gifts reserve fund

Be it enacted by the Council as follows:

Section 1. The New York city charter is amended by adding a new section 1528 as follows:

§ 1528. *Charitable Gifts Reserve Fund. 1. There is hereby established in the joint custody of the commissioner of finance and the comptroller a fund pursuant to section 6-t of the general municipal law to be known as the "charitable gifts reserve fund."*

2. Such fund may receive unrestricted charitable monetary contribution and the moneys in such fund shall be deposited and secured in the manner proved by section 10 of the general municipal law. The comptroller may invest the moneys in such fund in the manner provided by section 11 of the general municipal law. Any interest earned or capital gain realized on the money so deposited or invested shall accrue to and become part of such fund. The separate identity of such fund shall be maintained whether its assets consist of cash or investments or both.

3. Within sixty days of the close of the fiscal year, the funds contained within the charitable gifts reserve fund shall be transferred to the general fund so that the funds may be used for charitable purposes.

4. The department of finance shall promulgate rules establishing a procedure for contributions to the charitable gifts reserve fund, which shall include the provision of a written acknowledgement of the gift to the contributor.

§ 2. This local law takes effect 120 days after it becomes law.

Referred to the Committee on Finance.

Preconsidered L.U. No. 255

By Council Member Dromm:

645 Barretto Street, Block 2765, Lot 146; Bronx, Community District No. 2, Council District No. 17.

Adopted by the Council (preconsidered and approved by the Committee on Finance).

L.U. No. 256

By Council Member Salamanca:

Application No. C 180418 PCK (DOT Brooklyn Fleet Services Workshop) submitted by the Department of Transportation and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the site selection and acquisition of property located at 25 14th Street (Block 1031, Lots 1, 62, 67, and 71) for a fleet vehicle maintenance and repair facility, Borough of Brooklyn, 39th Council District, Community District 6.

Referred to the Committee on Land Use and the Subcommittee on Landmarks, Public Siting and Maritime Uses.

L.U. No. 257

By Council Member Salamanca:

Application No. 20195170 HAM (Clinton URA Site 7) submitted by the Department of Housing Preservation and Development (HPD) for the amendment of paragraphs 2 and 3 of Resolution 527 of the year 2014, which approved an exemption from real property taxes pursuant to Article XI of the Private Housing Finance law, to authorize HPD to extend the completion date and to extend the tax exemption to the commercial space in the Exemption Area while it is under construction, for property located at 538-548 West (Block 1081, p/o Lot 1), Borough of Manhattan, Council District 3, Community District 4.

Referred to the Committee on Land Use and the Subcommittee on Planning, Dispositions and Concessions.

L.U. No. 258

By Council Member Salamanca:

Application No. 20195171 HAX (590 Southern Blvd. HDFC) submitted by the Department of Housing Preservation and Development for the approval an exemption from real property taxes pursuant to Article XI of the Private Housing Finance Law for property located at 590 Southern Boulevard (Block 2603, Lot 24), Borough of the Bronx, Council District 8, Community District 2.

Referred to the Committee on Land Use and the Subcommittee on Planning, Dispositions and Concessions.

L.U. No. 259

By Council Member Salamanca:

Application No. N 180349 ZRY (Citywide M1 Hotel Text Amendment) submitted by the New York City Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, to modify Article IV, Chapter 2 (Use Regulations), and related Sections, to create a special permit for new hotels, motels, tourist cabins and boatels in M1 Districts, and to establish APPENDIX K (Excluded Areas in M1 Districts).

Referred to the Committee on Land Use and the Subcommittee on Zoning & Franchises.

L.U. No. 260

By Council Member Salamanca:

Application No. 20195059 TCM submitted pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of By The Glass, Inc., d/b/a UVA for renewal of a revocable consent to maintain, operate, and use an unenclosed sidewalk café located at 1486 Second Avenue, Borough of Manhattan, Council District 5, Community District 8.

Referred to the Committee on Land Use and the Subcommittee on Zoning & Franchises.

L.U. No. 261

By Council Member Salamanca:

Application No. 20195169 TCM submitted pursuant to Section 20-225 of the Administrative Code of the City of New York, concerning the petition of Three Decker Restaurant, LTD., d/b/a Three Decker Restaurant, for the renewal of a revocable consent to construct and/or maintain, operate and use an enclosed sidewalk café located at 1746 2nd Avenue, Borough of Manhattan, Council District 5, Community District 8.

Referred to the Committee on Land Use and the Subcommittee on Zoning & Franchises.

L.U. No. 262

By Council Member Salamanca:

Application No. 20195056 TCK submitted pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of 931 Manhattan Café LLC, d/b/a Citroen, for a new revocable consent to maintain, operate, and use an unenclosed sidewalk café located at 931 Manhattan Avenue, Borough of Brooklyn, Council District 33, Community District 1.

Referred to the Committee on Land Use and the Subcommittee on Zoning & Franchises.

L.U. No. 263

By Council Member Salamanca:

Application No. 20195103 TCM submitted pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of 27 East Restaurant Holdings LLC, d/b/a Fleming By Le Bilboquet, for a new revocable consent to maintain, operate, and use an unenclosed sidewalk café located at 27 East 62nd Street, Borough of Manhattan, Council District 4, Community Board 8.

Referred to the Committee on Land Use and the Subcommittee on Zoning & Franchises.

<http://legistar.council.nyc.gov/Calendar.aspx>

A N N O U N C E M E N T S

Thursday, November 1 2018

Subcommittee on Zoning & Franchises

Francisco Moya, Chairperson

LU 259 - By Council Member Salamanca - Application No. N **180349 ZRY (M1 Hotel Text Amendment)** submitted by the New York City Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, to modify Article IV, Chapter 2 (Use Regulations), and related Sections, to create a special permit for new hotels, motels, tourist cabins and boatels in M1 Districts, and to establish APPENDIX K (Excluded Areas in M1 Districts).

AND SUCH OTHER BUSINESS AS MAY BE NECESSARY

Council Chambers – City Hall.....9:30 a.m.

Subcommittee on Landmarks, Public Siting & Maritime Uses

Adrienne Adams, Chairperson

See Land Use Calendar

Committee Room – 250 Broadway, 16th Floor.....11:00 a.m.

*Subcommittee on Planning, Dispositions & Concessions

Ben Kallos, Chairperson

See Land Use Calendar

Committee Room – 250 Broadway, 16th Floor.....2:00 p.m.

Monday, November 5 2018

Subcommittee on Landmarks, Public Siting & Maritime Uses

Adrienne Adams, Chairperson

See Land Use Calendar

Committee Room – City Hall.....10:45 a.m.

Committee on Land Use

Rafael Salamanca, Jr., Chairperson

All items reported out of the Subcommittees

AND SUCH OTHER BUSINESS AS MAY BE NECESSARY

Committee Room – City Hall.....11:00 a.m.

Thursday, November 8 2018

Committee on Higher Education

Inez Barron, Chairperson

Oversight - Career Services and Job Placement at the City University of New York.

Committee Room – 250 Broadway, 14th Floor.....10:00 a.m.

★ *Deferred*

Committee on Land Use

Rafael Salamanca, Jr., Chairperson

~~All items reported out of the Subcommittees~~

~~AND SUCH OTHER BUSINESS AS MAY BE NECESSARY~~

~~Committee Room – City Hall.....11:00 a.m.~~

Tuesday, November 13 2018

Committee on Housing and Buildings

Robert Cornegy, Jr., Chairperson

Int 1004 - By Council Members Lander, Cabrera, Espinal, Barron and Yeger (by request of the Mayor) - **A Local Law** to establish a demonstration program to facilitate the creation and alteration of habitable apartments in basements and cellars of certain one- and two-family dwellings.

Council Chambers – City Hall.....10:00 a.m.

Committee on Consumer Affairs & Business Licensing

Rafael L. Espinal, Chairperson

Int 930 - By Council Members Brannan, Espinal, Menchaca, Cornegy, Levine, Powers, Yeger, Van Bramer, Holden, Lancman and Rivera - **A Local Law** to amend the administrative code of the city of New York, in relation to the disclosure of service fee charges associated with tickets to entertainment events in New York city.

Int 1185 - By Council Member Espinal - **A Local Law** to amend the administrative code of the city of New York, in relation to requiring nightlife establishments to post signage informing patrons about harassment and to train employees about harassment among patrons.

Int 1186 - By Council Member Espinal - **A Local Law** to amend the charter of the city of New York, in relation to requiring the Office of Nightlife to post information on its website for nightlife establishments, including resources and trainings about harassment among patrons.

Res 580 - By Council Member Espinal - **Resolution** calling on the New York State Division of Criminal Justice Services, Office of Public Safety to update its mandatory security guard training curriculum to include sexual harassment prevention and bystander intervention training for all security guards who work in nightlife establishments.

Committee Room – 250 Broadway, 14th Floor.....1:00 p.m.

★ *Note Topic Deferred*

Committee on Youth Services jointly with the

Deborah Rose, Chairperson

Committee on Juvenile Justice

Andy King, Chairperson

Oversight - Reentry Programs for Formerly Incarcerated Youth.

~~★**Int 239** – By The Public Advocate (Ms. James) and Council Member Levine – **A Local Law** to amend the administrative code of the city of New York, in relation to requiring optional HIV/AIDS tests when anyone is released from a department of juvenile justice facility or a corrections facility.~~

~~Committee Room – City Hall.....1:00 p.m.~~

Wednesday, November 14 2018

Committee on Finance

Daniel Dromm, Chairperson

Int 1144 - By Council Member Dromm (by request of the Mayor) - **A Local Law** to amend the administrative code of the city of New York, in relation to authorizing an increase in the amount to be expended annually in fourteen business improvement districts.

AND SUCH OTHER BUSINESS AS MAY BE NECESSARY

Committee Room – City Hall.....10:00 a.m.

Stated Council Meeting..... *Ceremonial Tributes – 1:00 p.m.*

..... *Agenda – 1:30 p.m.*

During the Communication from the Speaker segment of the Meeting, the Speaker (Council Member Johnson) noted that October was National Disability Employment Awareness Month when the contribution of workers with disabilities are celebrated with pride. He then acknowledged Anastasia Somoza as the Council’s first ever disabilities civil and human rights liaison in the Community Engagement Division. The Speaker (Council Member Johnson) also noted that Caitlin Fahey, counsel to the Committee on Housing and Buildings, was soon leaving the Council. He praised her and wished her best wishes. The Speaker (Council Member Johnson) asked for a round of applause for both Anastasia and Caitlin (*applause*).

Whereupon on motion of the Speaker (Council Member Johnson), the Majority Leader and the Acting President Pro Tempore (Council Member Cumbo) adjourned these proceedings to meet again for the Stated Meeting on Wednesday, November 14, 2018.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council

