

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Wednesday, January 8, 2014

12:00 PM

CHARTER MEETING - Meeting in Recess

Council Chambers - City Hall

City Council

Melissa Mark-Viverito, Speaker

Members: Maria Del Carmen Arroyo, Inez D. Barron, Fernando Cabrera, Margaret S. Chin, Andrew Cohen, Costa G. Constantinides, Robert E. Cornegy, Jr., Elizabeth S. Crowley, Laurie A. Cumbo, Chaim M. Deutsch, Inez E. Dickens, Daniel Dromm, Rafael L. Espinal, Jr., Mathieu Eugene, Julissa Ferreras-Copeland, Daniel R. Garodnick, Vincent J. Gentile, Vanessa L. Gibson, David G. Greenfield, Vincent M. Ignizio, Corey D. Johnson, Ben Kallos, Andy L. King, Peter A. Koo, Karen Koslowitz, Rory I. Lancman, Brad S. Lander, Stephen T. Levin, Mark Levine, Alan N. Maisel, Steven Matteo, Darlene Mealy, Carlos Menchaca, Rosie Mendez, I. Daneek Miller, Annabel Palma, Antonio Reynoso, Donovan J. Richards, Ydanis A. Rodriguez, Deborah L. Rose, Helen K. Rosenthal, Ritchie J. Torres, Mark Treyger, Eric A. Ulrich, James Vacca, Paul A. Vallone, James G. Van Bramer, Mark S. Weprin, Jumaane D. Williams and Ruben Wills

1. The City Clerk raps the gavel three times and states:
"I call the Meeting to order."

The City Clerk and Clerk of the Council (Mr. McSweeney) rapped the gavel three times and called the Meeting to order.

2. The City Clerk states:
"Will the Clerk please read the call for today's Charter Meeting."

3. The Clerk reads:

The City Clerk (Mr. McSweeney) then read the Call for the Charter Meeting.

M 0001-2014 December 19, 2013

**Honorable Michael McSweeney
City Clerk and Clerk of the Council
141 Worth Street
New York, New York 10013**

Dear City Clerk McSweeney:

Pursuant to Section 42 of the New York City Charter, the Charter meeting of the 2014 Council of the city of New York will be held on Wednesday, January 8, 2014 at 12:00 noon, in the Council Chambers, second floor, City Hall, New York, New York.

Sincerely,

**Christine C. Quinn
Speaker**

Attachments: Call For Charter Meeting Letter, Hearing Transcript - Charter Meeting 1-8-14, Minutes of the Charter Meeting - January 8, 2014

This Communication was Rcvd, Ord, Prnt, Fld by Council

The City Clerk (Mr. McSweeney) ordered the Call for the the Charter be Received, Ordered, Printed and Filed.

4. The City Clerk then states:
“Pursuant to Section 42 of the New York City Charter, I hereby call this meeting to order and direct the Clerk to read the communication from the Board of Elections stating the list of elected City Council Members.”

The Clerk reads:

The City Clerk (Mr. McSweeney) then stated that pursuant to Section 42 of the New York City Charter, he was calling the Meeting to order and read the communication from the Board of Elections stating the list of elected City Council Members.

M 0002-2014

December 12, 2013

Honorable Michael McSweeney
City Clerk and Clerk of the Council
141 Worth Street
New York, New York 10013

Dear Mr. McSweeney:

The Commissioners of Elections at their meeting held on Tuesday, December 3, 2013 certified the November 5, 2013 General Election for Members of the City Council.

The Following have been elected:

1st Margaret S. Chin
2nd Rosie Mendez
3rd Corey D. Johnson
4th Daniel R. Garodnick
5th Ben Kallos
6th Helen K. Rosenthal
7th Mark Levine
8th Melissa Mark-Viverito
9th Inez E. Dickens
10th Ydanis A. Rodriguez
11th Andrew Cohen
12th Andy L. King
13th James Vacca
14th Fernando Cabrera
15th Ritchie J. Torres
16th Vanessa L. Gibson
17th Maria Del Carmen Arroyo
18th Annabel Palma
19th Paul A. Vallone
20th Peter A. Koo
21st Julissa Ferreras
22nd Costa G. Constantinides
23rd Mark S. Weprin
24th Rory I. Lancman
25th Daniel Dromm
26th James G. Van Bramer

27th I. Daneek Miller
28th Ruben Wills
29th Karen Koslowitz
30th Elizabeth S. Crowley
31st Donovan J. Richards
32nd Eric A. Ulrich
33rd Stephen T. Levin
34th Antonio Reynoso
35th Laurie A. Cumbo
36th Robert E. Cornegy, Jr.
37th Rafael L. Espinal, Jr.
38th Carlos Menchaca
39th Bradford S. Lander
40th Mathieu Eugene
41st Darlene Mealy
42nd Inez D. Barron
43rd Vincent J. Gentile
44th David G. Greenfield
45th Jumaane D. Williams
46th Alan N. Maisel
47th Mark Treyger
48th Chaim M. Deutsch
49th Deborah L. Rose
50th Steven Matteo
51st Vincent M. Ignizio

Yours very truly,

Michael J. Ryan
Executive Director

Attachments: Board of Elections Letter, Hearing Transcript - Charter Meeting 1-8-14,
Minutes of the Charter Meeting - January 8, 2014

This Communication was Rcvd, Ord, Prnt, Fld by Council

5. The City Clerk will then state:
"I will now perform the formal ceremony of the duly elected Council Members taking their oath of office."

The City Clerk (Mr. McSweeney) performed the formal ceremony of swearing in the duly elected Council Members by taking their Oath of Office.

6. The City Clerk will then request:
"Will the Clerk call the Roll for the purpose of ascertaining the presence of a quorum."
After ascertaining from the Clerk that there is a quorum, the City Clerk will then announce:
"We have a quorum."

The City Clerk (Mr. McSweeney) then called the Roll for the purpose of ascertaining the presence of a quorum.

Present: Speaker Mark-Viverito, Arroyo, Barron, Cabrera, Chin, Cohen, Constantinides, Cornegy Jr., Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal Jr., Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Ignizio, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Matteo, Mealy, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Van Bramer, Weprin, Williams and Wills

7. The City Clerk will state:
"Please rise for today's invocation delivered by Minister Jason S. Riffe Abyssinian Baptist Church, 132 Odell Clarke Place, New York, NY 10031"

The City Clerk will recognize Council Member Dickens

Council Member Dickens will make the motion to spread the invocation in full upon the record.

The City Clerk states:
"So ordered."

The Invocation was delivered by Minister Jason S. Riffe Abyssinian Baptist Church, 132 Odell Clarke Place, New York, NY 10031.

8. The City Clerk will recognize Council Member Dickens:

Council Member Dickens moved to spread the Invocation in full on the record.

At this point, Council Member Chin moved pursuant to Section 46 of the New York City Charter, the 2010-2013 Rules of the Council, as amended, be continued and in effect until new rules shall be adopted or said rules shall be otherwise amended or modified.

M 0003-2014 By Council Member Chin:

"Motion that pursuant to Section 46 of the New York City Charter, the 2010-2013 Rules of the Council as amended, be continued and in effect until new rules shall be adopted or said rules shall be otherwise amended or modified."

Attachments: Rules of the Council, Hearing Transcript - Charter Meeting 1-8-14, Minutes of the Charter Meeting - January 8, 2014

A motion was made that this Communication be Approved, by Council approved by Roll Call.

Affirmative: 51 - Speaker Mark-Viverito, Arroyo, Barron, Cabrera, Chin, Cohen, Constantinides, Cornegy Jr., Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal Jr., Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Ignizio, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Matteo, Mealy, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Van Bramer, Weprin, Williams and Wills

The City Clerk (Mr. McSweeney) announced the results for the vote of M-3 as 51-0-0..

9. NOMINATION OF THE SPEAKER

At this point, the City Clerk (Mr. McSweeney) opened the floor for nominations for Speaker.

Council Member Torres nominated Council Member Mark-Viverito for Speaker.

Council Members Barron, Dromm, Cornegy, Ferreras, and Garodnick seconded the nomination.

The City Clerk (Mr. McSweeney) asked if there were any other nominations - hearing none, the City Clerk closed the nominations.

M 0004-2014

The City Clerk will then open the floor for nominations for Speaker. All nominations shall use the following form:

“I hereby nominate for the Office of the Speaker of the Council of the City of New York, Pursuant to Section 44 of the New York City Charter, for the term commencing January 1, 2014 and terminating December 31, 2017, Council Member Melissa Mark-Viverito.”

Although not required by the Rules, the City Clerk will ask if there is a second to the nomination.

After the nomination has been seconded the City Clerk will then ask:

“Are there any other nominations?”

If so, the same procedure as listed above shall be followed.

After all nominations have been made the City Clerk will state:

“I now close the nominations.”

The City Clerk will call the roll and announce the results and declare:

“The Council Member duly elected as the Speaker of the Council of the City of New York for the term commencing January 1, 2014 and terminating December 31, 2017 is Council Member Melissa Mark-Viverito.”

At the Speaker’s discretion, the designation of an Acting President Pro-Tempore may be made at this point.

Attachments: Hearing Transcript - Charter Meeting 1-8-14, Minutes of the Charter Meeting - January 8, 2014

A motion was made that this Communication be Approved, by Council approved by Roll Call.

Affirmative: 51 - Speaker Mark-Viverito, Arroyo, Barron, Cabrera, Chin, Cohen, Constantinides, Cornegy Jr., Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal Jr., Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Ignizio, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Matteo, Mealy, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Van Bramer, Weprin, Williams and Wills

At this point, the City Clerk (Mr. McSweeney) announced the results of the Roll Call for M-4 and declared:

"The Council Member duly elected as the Speaker of the Council of the City of New York for the term commencing January 1, 2014 and terminating December 31, 2017 is Council Member Melissa Mark-Viverito."

At this point, the newly-elected Speaker (Council Member Mark-Viverito) spoke to all assembled in the Chambers.

At the discretion of Speaker (Council Member Mark-Viverito), the Public Advocate (Ms. James) was then designated as the Acting President Pro Tempore. At this point, the Public Advocate (Ms. James) assumed the Chair as the acting Presiding Officer.

10. MESSAGES & PAPERS FROM THE MAYOR

M 0005-2014 Communication from the Mayor (Michael R. Bloomberg) – Mayors veto and disapproval message of Introductory Number 172-A, A Local Law to amend the administrative code of the city of New York, in relation to exemptions from the payment of fees for fire department permits, inspections and performance tests.

Attachments: Mayor's Veto Notice, Mayor's Veto Message, Hearing Transcript - Charter Meeting 1-8-14, Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 2-4-14, Minutes of the Charter Meeting - January 8, 2014

This Mayor's Message was Referred to Comm by Council to the Committee on Finance

M 0006-2014 Communication from the Mayor (Michael R. Bloomberg) – Mayors veto and disapproval message of Introductory Number 859-A, A Local Law to amend the administrative code of the city of New York, in relation to requiring the police department to submit to the council reports of crime in all parks and playgrounds within the City that are greater than one acre in size.

Attachments: Mayor's Veto Notice, Mayor's Veto Message, Hearing Transcript - Charter Meeting 1-8-14, Committee Report, Hearing Transcript, Committee Report - Stated Meeting, Hearing Transcript - Stated Meeting 2-4-14, Minutes of the Charter Meeting - January 8, 2014

This Mayor's Message was Referred to Comm by Council to the Committee on Public Safety

M 0007-2014 **Communication from the Mayor (Michael R. Bloomberg) – Mayors veto and disapproval message of Introductory Number 867-A, A Local Law to amend the administrative code of the city of New York, in relation to the creation of a voluntary master environmental hazard remediation technician registration program.**

Attachments: Mayor's Veto Notice, Mayor's Veto Message, Hearing Transcript - Charter Meeting 1-8-14, Committee Report 1/28/14, Hearing Transcript 1/28/14, Committee Report - Stated Meeting, Hearing Transcript - Stated Meeting 2-4-14, Minutes of the Charter Meeting - January 8, 2014

This Mayor's Message was Referred to Comm by Council to the Committee on Environmental Protection

M 0008-2014 **Communication from the Mayor (Michael R. Bloomberg) – Mayors veto and disapproval message of Introductory Number 933-A, A Local Law to amend the administrative code of the city of New York, in relation to creating an animal abuse registry.**

Attachments: Mayor's Veto Notice, Mayor's Veto Message, Hearing Transcript - Charter Meeting 1-8-14, Committee Report, Hearing Transcript, Committee Report - Stated Meeting, Hearing Transcript - Stated Meeting 2-4-14, Minutes of the Charter Meeting - January 8, 2014

This Mayor's Message was Referred to Comm by Council to the Committee on Health

M 0009-2014 **Communication from the Mayor (Michael R. Bloomberg) – Mayors veto and disapproval message of Introductory Number 1055-A, 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 information concerning vehicle collisions in which a driver left the scene of the collision.**

Attachments: Mayor's Veto Notice, Mayor's Veto Message, Hearing Transcript - Charter Meeting 1-8-14, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 2-4-14, Minutes of the Charter Meeting - January 8, 2014

This Mayor's Message was Referred to Comm by Council to the Committee on Transportation

M 0010-2014 Communication from the Mayor (Michael R. Bloomberg) – Mayors veto and disapproval message of Introductory Number 1208-A, A Local Law to amend the administrative code of the city of New York, in relation to the provision of sick time earned by employees.

Attachments: Mayor's Veto Notice, Mayor's Veto Message, Hearing Transcript - Charter Meeting 1-8-14, Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 2-4-14, Minutes of the Charter Meeting - January 8, 2014

This Mayor's Message was Referred to Comm by Council to the Committee on Civil Service and Labor

11. PETITIONS & COMMUNICATIONS

M 0011-2014 We, the undersigned members of the Minority (Republican) Delegation of the Council of the City of New York, hereby designate and appoint Vincent M. Ignizio as Minority Leader of the New York City Council, pursuant to Rule 4.10 of the Rules of the Council of the City of New York for a term commencing on January 1, 2014. Signed Vincent M. Ignizio, Eric Ulrich, Steven Matteo

Attachments: Designation of Minority Leader Letter, Hearing Transcript - Charter Meeting 1-8-14, Minutes of the Charter Meeting - January 8, 2014

This Petition was Rcvd, Ord, Prnt, Fld by Council

At this point, the newly-elected Minority Leader (Council Member Ignizio) briefly spoke to those assembled in the Chambers.

12. The Acting President Pro-Tempore will then recognize the Speaker

The Public Advocate (Ms. James) recognized the Speaker (Council Member Mark-Viverito).

The Speaker (Council Member Mark-Viverito) made the following nominations to the Committee on Rules, Priveleges and Elections:

*Brad S. Lander, Chair
Ydanis A. Rodriguez
Margaret S. Chin
Deborah Rose
Donovan J. Richards
Rafael Espinal
The Speaker (Council Member Mark-Viverito)*

M 0012-2014 **By the Speaker:**

“I nominate the following Council Members as Members of the Committee on Rules, Privileges and Elections of the City Council:

Chair: Council Member Lander

**Committee Members: Speaker Mark-Viverito
Council Member Richards
Council Member Espinal, Jr.
Council Member Chin
Council Member Rose
Council Member Rodriguez**

“For this roll call, the question on the floor is whether the Council would agree with and adopt such nominations.”

The Acting President Pro-Tempore will then state:

“Will the Clerk call the Roll.”

The City Clerk will announce the results of the vote.

Attachments: Hearing Transcript - Charter Meeting 1-8-14, Minutes of the Charter Meeting - January 8, 2014

A motion was made that this Petition be Approved, by Council approved by Roll Call.

Affirmative: 51 - Speaker Mark-Viverito, Arroyo, Barron, Cabrera, Chin, Cohen, Constantinides, Cornegy Jr., Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal Jr., Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Ignizio, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Lander, Levin, Levine, Maisel, Matteo, Mealy, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Van Bramer, Weprin, Williams and Wills

13. Communication from the Speaker
See Attached

14. RECESS OR ADJOURNMENT

At this point, the Speaker (Council Member Mark-Viveroto) asked for a recess of the Charter Meeting subject to call.