

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Wednesday, January 3, 2001

1:30 PM

Charter Meeting

Council Chambers - City Hall

City Council

Peter F. Vallone, Speaker

Members: Michael J. Abel, Herbert E. Berman, Tracy Boyland, Adolfo Carrion, Jr., Una Clarke, Lucy Cruz, Noach Dear, Stephen DiBrienza, Martin Malave-Dilan, June M. Eisland, Ronnie M. Eldridge, Pedro G. Espada, Stephen J. Fiala, Kenneth K. Fisher, Wendell Foster, Kathryn E. Freed, Martin Golden, Julia Harrison, Lloyd Henry, Karen Koslowitz, Howard L. Lasher, Sheldon S. Leffler, Guillermo Linares, Margarita Lopez, Helen M. Marshall, Walter L. McCaffrey, Stanley E. Michels, A. Gifford Miller, Eva S. Moskowitz, Michael C. Nelson, Jerome X. O'Donovan, James Oddo, Thomas V. Ognibene, William Perkins, Mary Pinkett, Morton Povman, Madeline Provenzano, Christine C. Quinn, Philip Reed, Annette M. Robinson, Victor L. Robles, Angel Rodriguez, John D. Sabini, Archie W. Spigner, Al Stabile, Lawrence A. Warden, Juanita E. Watkins, Thomas White, Jr., Priscilla A. Wooten

Public Advocate (Mr. Green)

1. Roll Call

Present,

Speaker Vallone, Abel, Berman, Carrion, Clarke, Dear, DiBrienza, Eisland, Eldridge, Espada, Fisher, Freed, Golden, Henry, Koslowitz, Lasher, Leffler, Linares, Marshall, Malave-Dilan, McCaffrey, Michels, Miller, Moskowitz, Nelson, Oddo, Perkins, Pinkett, Provenzano, Quinn, Reed, Robinson, Robles, Rodriguez, Sabini, Spigner, Warden, Watkins, White, Wooten and Ognibene

Excused,

Boyland, Cruz, Foster, Harrison, Lopez, O'Donovan, Povman and Stabile

The presence of a quorum was announced by the Public Advocate (Mr. Green)

2. Invocation

The Invocation was delivered by Rabbi Jonathan Glass, Civic Center Synagogue, 49 White Street, New York, N.Y. 10013

Council Member Freed moved that the invocation be spread in full upon the Minutes and adopted.

3. Adoption of Minutes

Council Member Espada moved that the Minutes of the Stated Meeting of December 5, 2000 be adopted and printed.

4. Messages and Papers from the Mayor

5. Communications from City, County, and Borough Offices

6. Petitions and Communications

M 0982-2001 Communication from Council Member Jose Rivera - Submitting his resignation as a member of the New York City Council effective January 1, 2001.

M 0983-2001 Motion to file certain legislation.

7. Land Use Call-Ups

M 0984-2001

By Council Member Reed:

Pursuant to Rule 11.20b of the Council and Section 20-226(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Transportation approving an unenclosed sidewalk cafe located at 364-366 West 110th Street, Spoonbread, Inc., d/b/a Spoonbread Too in Manhattan's Council District no 8 shall be subject to review by the Council. (Application no. 20015006 TCM)

Affirmative, 42 -

Speaker Vallone, Abel, Berman, Carrion, Clarke, Dear, DiBrienza, Eisland, Eldridge, Espada, Speaker Fiala, Fisher, Freed, Golden, Henry, Koslowitz, Lasher, Leffler, Linares, Marshall, Malave-Dilan, McCaffrey, Michels, Miller, Moskowitz, Nelson, Oddo, Perkins, Pinkett, Provenzano, Quinn, Reed, Robinson, Robles, Rodriguez, Sabini, Spigner, Warden, Watkins, White, Wooten and Ognibene

Excused, 8 -

Boyland, Cruz, Foster, Harrison, Lopez, O'Donovan, Povman and Stabile

8. Communications from the Speaker
 9. Discussion of General Orders
 10. Report of Special Committees
 11. Reports of Standing Committees
- Report of the Committee on Finance

Int 0860-2001

A Local Law in relation to the date of submission by the mayor of a preliminary management report and the date prior to which the council shall conduct public hearings and the date by which the council shall submit a report or reports pertaining thereto, the date of submission by the director of management and budget and the director of city planning of a draft ten-year capital strategy, the date of submission by the city planning commission of a report on the draft ten-year capital strategy, the date of submission by the mayor of the preliminary certificate regarding debt and reserves and appropriations and expenditures for capital projects, the date of submission by the mayor of the preliminary budget, the date of publication by the director of the independent budget office of a report on revenues and expenditures, the date of submission by the community boards of statements in regard to the preliminary budget, the date of submission by the commissioner of finance of an estimate of the assessed valuation of real property and statement of real property taxes due, expected to be received, and uncollected, the date of submission by the mayor of a tax benefit report, the date of submission by the borough boards of statements on budget priorities, the date of submission by the council of estimates of the financial needs of the council, the date of submission by the borough presidents of proposed modifications of the preliminary budget, the date of publication by the director of the independent budget office of a report analyzing the preliminary budget, and the date by which the council shall hold hearings and submit recommendations in regard to the preliminary budget, relating to the fiscal year two thousand two.

Attachments: Committee Report, Fiscal Impact Statement, Hearing Transcript, Local Law with Message of Necessity

Enactment No: 2001/004

12. General Order Calendar

Int 0813-2000

A Local Law to amend the administrative code of the city of New York, in relation to authorizing the commissioner of consumer affairs to require that the engines of sight-seeing buses comply with emission standards as a condition of licensing.

Attachments: Committee Report - Int. No. 813, Committee Report - Int. No. 813-A, Fiscal Impact Statement, Local Law

Enactment No: 2001/003

Res 1655-2000 **Resolution determining that the enactment of Proposed Int. No. 813-A will not have a significant adverse effect on the environment.**

Attachments: Committee Report

T1999-86 **Commissioner of Deeds**

Coupled on General Order

Finance

Int 0860-2001 **A Local Law in relation to the date of submission by the mayor of a preliminary management report and the date prior to which the council shall conduct public hearings and the date by which the council shall submit a report or reports pertaining thereto, the date of submission by the director of management and budget and the director of city planning of a draft ten-year capital strategy, the date of submission by the city planning commission of a report on the draft ten-year capital strategy, the date of submission by the mayor of the preliminary certificate regarding debt and reserves and appropriations and expenditures for capital projects, the date of submission by the mayor of the preliminary budget, the date of publication by the director of the independent budget office of a report on revenues and expenditures, the date of submission by the community boards of statements in regard to the preliminary budget, the date of submission by the commissioner of finance of an estimate of the assessed valuation of real property and statement of real property taxes due, expected to be received, and uncollected, the date of submission by the mayor of a tax benefit report, the date of submission by the borough boards of statements on budget priorities, the date of submission by the council of estimates of the financial needs of the council, the date of submission by the borough presidents of proposed modifications of the preliminary budget, the date of publication by the director of the independent budget office of a report analyzing the preliminary budget, and the date by which the council shall hold hearings and submit recommendations in regard to the preliminary budget, relating to the fiscal year two thousand two.**

Attachments: Committee Report, Fiscal Impact Statement, Hearing Transcript, Local Law
with Message of Necessity

Enactment No: 2001/004

General Order Calendar

Int 0813-2000 A Local Law to amend the administrative code of the city of New York, in relation to authorizing the commissioner of consumer affairs to require that the engines of sight-seeing buses comply with emission standards as a condition of licensing.

Attachments: Committee Report - Int. No. 813, Committee Report - Int. No. 813-A, Fiscal Impact Statement, Local Law

Enactment No: 2001/003

Res 1655-2000 Resolution determining that the enactment of Proposed Int. No. 813-A will not have a significant adverse effect on the environment.

Attachments: Committee Report

T1999-86 Commissioner of Deeds

The Public Advocate (Mr. Green) put the question whether the Council would agree with and adopt such reports which were decided in the affirmative by the following vote:

Affirmative, 41 -

Speaker Vallone, Abel, Berman, Carrion, Clarke, Dear, DiBrienza, Eisland, Eldridge, Espada, Speaker Fiala, Fisher, Freed, Golden, Henry, Koslowitz, Lasher, Leffler, Linares, Marshall, Malave-Dilan, McCaffrey, Michels, Miller, Moskowitz, Nelson, Oddo, Perkins, Pinkett, Provenzano, Quinn, Robinson, Robles, Rodriguez, Sabini, Spigner, Warden, Watkins, White, Wooten and Ognibene

Excused, 9 -

Boylard, Cruz, Foster, Harrison, Lopez, O'Donovan, Povman, Reed and Stabile

13. Introduction and Reading of Bills
See Attached
14. General Discussion
15. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Res 1689-2001 Resolution calling upon the New York State Legislature to amend the General Business Law regarding the regulation by the City of New York of spay/neutering requirements of pet shops.

Sponsors: By The Speaker (Speaker Vallone) and Council Members Robles and Freed ; also Council Members Leffler, Marshall, Nelson, Robinson and Sabini

Int 0860-2001

A Local Law in relation to the date of submission by the mayor of a preliminary management report and the date prior to which the council shall conduct public hearings and the date by which the council shall submit a report or reports pertaining thereto, the date of submission by the director of management and budget and the director of city planning of a draft ten-year capital strategy, the date of submission by the city planning commission of a report on the draft ten-year capital strategy, the date of submission by the mayor of the preliminary certificate regarding debt and reserves and appropriations and expenditures for capital projects, the date of submission by the mayor of the preliminary budget, the date of publication by the director of the independent budget office of a report on revenues and expenditures, the date of submission by the community boards of statements in regard to the preliminary budget, the date of submission by the commissioner of finance of an estimate of the assessed valuation of real property and statement of real property taxes due, expected to be received, and uncollected, the date of submission by the mayor of a tax benefit report, the date of submission by the borough boards of statements on budget priorities, the date of submission by the council of estimates of the financial needs of the council, the date of submission by the borough presidents of proposed modifications of the preliminary budget, the date of publication by the director of the independent budget office of a report analyzing the preliminary budget, and the date by which the council shall hold hearings and submit recommendations in regard to the preliminary budget, relating to the fiscal year two thousand two.

Sponsors: By Council Member Berman (by request of the Mayor); also Council Members Pinkett, Robinson and Abel

Attachments: Committee Report, Fiscal Impact Statement, Hearing Transcript, Local Law

Enactment No: 2001/004

Int 0861-2001

A Local Law to amend the administrative code of the city of New York, in relation to the assessment of commercial buildings

Sponsors: By Council Members Berman and Warden (by request of the Mayor); also Council Member Abel

Attachments: Committee Report 4/2, Committee Report - Int. No. 861-A, Fiscal Impact Statement - A, Hearing Transcript 4/2, Hearing Transcript 6/5, Local Law

Enactment No: 2001/035

Int 0862-2001 **A Local Law to amend the administrative code of the city of New York, in relation to modifying the criteria for eligibility for real property tax exemptions and abatements for industrial and commercial properties in certain areas of the city.**

Sponsors: By Council Member O'Donovan (by request of the Mayor); also Council Members Abel and Carrion

Attachments: Committee Report 5/30, Committee Report 6/12, Fiscal Impact Statement, Hearing Transcript 6/12, Hearing Transcript 5/30, Local Law

Enactment No: 2001/042

LU 0941-2001 **Application no. 20015006 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Spoonbread, Inc., d/b/a Spoonbread Too, to establish, maintain and operate an unenclosed sidewalk café located at 364-366 West 110th Street, Borough of Manhattan, Council District no. 8. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.**

Sponsors: By Council Member Eisland

Attachments: Hearing Transcript

Sponsors: By Council Member Eisland

Attachments: Hearing Transcript

LU 0942-2001 **Uniform land use review procedure application no. C 000565 PQX, pursuant to §197-c and §197-d of the New York City Charter, concerning the acquisition of real property located at 754 East 161st Street, Borough of the Bronx, Council District no. 17, for use as an Agency Operated Boarding Home. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d(b)(2) of the Charter or called up by vote of the Council pursuant to §197-d(b)(3) of the Charter.**

Sponsors: By Council Member Eisland

Sponsors: By Council Member Eisland

At this point the Speaker (Council Member Vallone) made the following announcements

Whereupon on motion of the Speaker (Council Member Vallone), the Clerk of the Council adjourned to meet again on Wednesday, January 24, 2001.

CARLOS CUEVAS, City Clerk
Clerk of the Council