The New York City Council

City Hall New York, NY 10007



Meeting Minutes

Wednesday, January 21, 2004

1:30 PM

Council Chambers - City Hall

City Council

A. Gifford Miller, Speaker

Members: Joseph P. Addabbo, Jr., Tony Avella, Maria Baez, Charles Barron, Tracy L. Boyland, Gale A. Brewer, Yvette D. Clarke, Leroy G. Comrie, Jr., Bill de Blasio, Erik Martin Dilan, Simcha Felder, Lewis A. Fidler, Helen D. Foster, Dennis P. Gallagher, James F. Gennaro, Vincent J. Gentile, Alan J. Gerson, Eric N. Gioia, Sara M. Gonzalez, Robert Jackson, Letitia James, Allan W. Jennings, Jr., Melinda R. Katz, G. Oliver Koppell, Andrew J. Lanza, John C. Liu, Margarita Lopez, Miguel Martinez, Michael E. McMahon, Hiram Monserrate, Eva S. Moskowitz, Michael C. Nelson, James Oddo, Annabel Palma, William Perkins, Madeline Provenzano, Christine C. Quinn, Domenic M. Recchia, Jr., Philip Reed, Diana Reyna, Joel Rivera, James Sanders, Jr., Larry B. Seabrook, Helen Sears, Jose M. Serrano, Kendall B. Stewart, Peter F. Vallone, Jr., Albert Vann, David I. Weprin and David Yassky

Acting Chairperson Majority Leader Rivera

1. Roll Call

Present,

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., de Blasio, Dilan, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Palma, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Weprin and Yassky

Excused,

Vann

Absent,

Gotbaum

The presence of a quorum was announced by the Acting Chairperson Majority Leader Rivera

2. Invocation

The Invocation was delivered by Rev. James T. Devine, Chaplain of JFK Airport. Our Lady of the Skies, Jamaica, New York.

Council Member Addabbo moved that the Invocation be spread in full upon the Minutes and adopted.

3. Adoption of Minutes

Council Member Clarke moved that the Minutes of the Stated Meeting of November 6 and 19, December 3 and 15, 2003, 2004 be adopted as printed.

4. Messages & Papers from the Mayor

M 0010-2004	Communication from the Mayor - Submitting Financial Plan Summary Book, Volumes I and II for Fiscal Years 2004-2008, pursuant to Sections 101 and 213 of the New York City Charter.		
	<u>Attachments:</u>	Hearing Transcript - Stated Meeting 6/24, Hearing Transcript	
M 0011-2004	Communication from the Mayor - Submitting Prelimir Budget for Fiscal Year 2005, pursuant to Sections 225 the New York City Charter.		
	<u>Attachments:</u>	Hearing Transcript - Stated Meeting 6/24, Hearing Transcript	
M 0012-2004	Report for	Communication from the Mayor - Submitting Contract Budget Report for Fiscal Year 2005, pursuant to Section 104 of the New York City Charter.	

Attachments: Hearing Transcript - Stated Meeting 6/24, Hearing Transcript

5.

M 0013-2004	Communication from the Mayor - Submitting Geographic Reports for Expense Budget for Fiscal Year 2005, pursuant to Sections 100 and 231 of the New York City Charter.	
	<u>Attachments:</u> Hearing Transcript - Stated Meeting 6/24, Hearing Transcript	
M 0014-2004	Communication from the Mayor - Submitting Departmental Estimates Report, Volumes I, II, III, IV and V, for Fiscal Year 2005, pursuant to Sections 100, 212 and 231 of the New York City Charter.	
	<u>Attachments:</u> Hearing Transcript - Stated Meeting 6/24, Hearing Transcript	
M 0015-2004	Communication from the Mayor - Submitting the Preliminary Capital Budget, Fiscal Year 2005, pursuant to Section 213 and 236 of the New York City Charter.	
	<u>Attachments:</u> Hearing Transcript - Stated Meeting 6/24, Hearing Transcript	
M 0016-2004	Communication from the Mayor - Submitting the Capital Commitment Plan, Fiscal Year 2005, Volumes 1, 2, & 3, and the Capital Commitment Plan, Fiscal Year 2004, Financial Summary, pursuant to Section 219 of the New York City Charter. <u>Attachments:</u> Hearing Transcript - Stated Meeting 6/24, Hearing Transcript	
Communications	from City, County & Borough Offices	
M 0017-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a new base station license Africa Express Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.	
M 0018-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a new base station license Wisam Car Service, pursuant to Section 19-511(i), of the administrative code of the city of New York.	
M 0019-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a new base station license Glory Car and Limo Svc., pursuant to Section 19-511(i), of the administrative code of the city of New York.	

M 0020-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a new base station license Commitment Car and Limo Svc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0021-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Diamond Car and Limousine Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0022-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Harlem Transportation Corp., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0023-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Bushwick Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0024-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Nesher Express Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0025-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Fanny Radio Dispatcher Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0026-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Deborah Car & Limousine Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0027-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license High Class Bronx Limousine & Car Service Corp., pursuant to Section 19-511(i), of the administrative code of the city of New York.

M 0028-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Doyna Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0029-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license New American Class Car Service Corp., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0030-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Dial 7 Car & Limousine Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0031-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Mount Sinay Transportation Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0032-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Surf Car Systems, Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0033-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Llama Limo Car Service Corp., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0034-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Acapulco Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0035-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Commodore Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.

M 0036-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Professional Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0037-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Black Sea Car & Limo Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0038-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license United Exp C/L Service, pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0039-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Joe M. Leasing Corp., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0040-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Dale Dispatch Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0041-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Friendly-Bestway Transportation Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0042-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license JJS Transportation Co. Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0043-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license New Topacio Car Service, pursuant to Section 19-511(i), of the administrative code of the city of New York.

M 0044-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Rachel's Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0045-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Parsons Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
M 0046-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Gateway Dispatching Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.
M 0047-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Maj Management Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.
M 0048-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license B.C.S. Transportation Corp., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.
M 0049-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license White Top Car Service, pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.

M 0050-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license W.A.D. Rental Ltd., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.
M 0051-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Koop Dispatchers Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.
M 0052-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license New Experience #1 Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.
M 0053-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Early Bird Car Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.
M 0054-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Natashas Group Car Corp., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.
M 0055-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license New Laconia Radio Dispatch Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.

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M 0056-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Metro Luxury Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.
M 0057-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license J & P Limousine Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.
M 0058-2004	Communication from the Taxi & Limousine Commission - Submitting its approval of an application for a renewal base station license Lincoln Limousine Service Inc., pursuant to Section 19-511(i), of the administrative code of the city of New York.
	This Communication was Referred to Comm by Council to the Committee on Transportation due back on 9/23/2004.
Petitions and C	communications
	None.
Land Use Call-	Ups
	None.
Communication	n from the Speaker
Discussion of C	General Orders
Reports of Spe	cial Committees None.
Reports of Star	nding Committees
Report of the C	committee on Rules, Privileges and Elections

- M 0005-2004 Communication from the Mayor Submitting the name of Elizabeth Ryan to the Council for its advice and consent regarding her appointment as a member of the Landmarks Preservation Commission, pursuant to Sections 31 and 3020 of the New York City Charter.
 - Attachments: Report and Resolution, Hearing Transcript Stated Meeting 1/21, Hearing Transcript

Res 0001-2004 Report of the Committee on Rules, Privileges and Elections approving the appointment by the Mayor of ELIZABETH RYAN as a member of the New York City Landmarks Preservation Commission.

The Committee on Rules, Privileges and Elections respectfully reports:

Pursuant to sections 31 and 3020 of the New York City Charter, the Committee on Rules, Privileges and Elections, hereby approves the appointment by the Mayor of ELIZABETH RYAN as a member of the New York City Landmarks Preservation Commission to serve for a term expiring on June 28, 2005.

This matter was referred to the Committee on January 7, 2004.

Res. No. 1

RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF ELIZABETH RYAN AS A MEMBER OF THE NEW YORK CITY LANDMARKS PRESERVATION COMMISSION.

By Council Member Comrie

RESOLVED, that pursuant to sections 31 and 3020 of the New York City Charter, the Council does hereby approve the appointment by the Mayor of ELIZABETH RYAN as a member of the New York City Landmarks Preservation Commission for a term expiring on June 28, 2005.

Attachments: Report and Resolution, Hearing Transcript - Stated Meeting 1/21

This Resolution was Approved, by Council

Res 0002-2004 Resolutio	n making certain amendments to Rule 7.00 of the Rules of	
the counc	il in relation to the Standing Committees of the Council.	
<u>Attachments:</u>	Hearing Transcript - Stated Meeting 1/21, Hearing Transcript, 2004 Standing Committees of the Council	
This Resoluti	on was Approved, by Council	
Council, A	ons and Members of the Committees and Officers of the Allowances of Chairpersons and Officers of the Council reation of new committees of the Council.	
<u>Attachments:</u>	Hearing Transcript - Stated Meeting 1/21, Hearing Transcript	
This Communication was Approved, by Council		
Affirmative, 47 -	Speaker Miller, Addabbo Jr., Avella, Baez, Boyland, Brewer, Clarke, Comrie Jr., de Blasio, Dilan, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Katz, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Palma, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Weprin and Yassky	
Excused, 1 -	Vann	
Abstain, 3 -	Barron, Jennings Jr. and Koppell	
Absent, 1 -	Gotbaum	
General Orders Calendar		

12.

T2004-0073 Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/7/04, Hearing Transcript - Stated Meeting 1/2/04, Hearing Transcript - Stated Meeting 2/4/04, Hearing Transcript - Stated Meeting 2/26/04, Hearing Transcript - Stated Meeting 3/10/04, Hearing Transcript - Stated Meeting 3/24/04, Hearing Transcript -Stated Meeting 4/1/04, Hearing Transcript - Stated Meeting 4/21/04, Hearing Transcript - Stated Meeting 5/5/04, Hearing Transcript - Stated Meeting 5/19/04, Hearing Transcript - Stated Meeting 6/7/04, Hearing Transcript - Stated Meeting 6/21/04, Hearing Transcript - Stated Meeting 6/22/04, Hearing Transcript - Stated Meeting 6/24/04, Hearing Transcript -Stated Meeting 6/28/04, Hearing Transcript - Stated Meeting 7/21/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Stated Meeting 12/7/04, Heairng Transcript - Stated Meeting 12/15/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting 1/19/05, Hearing Transcript -Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 6/8/05, Hearing Transcript - Stated Meeting 10/11/05

Coupled on General Order Calendar

Rules, Privileges and Elections

Res 0001-2004 Report of the Committee on Rules, Privileges and Elections approving the appointment by the Mayor of ELIZABETH RYAN as a member of the New York City Landmarks Preservation Commission.

The Committee on Rules, Privileges and Elections respectfully reports:

Pursuant to sections 31 and 3020 of the New York City Charter, the Committee on Rules, Privileges and Elections, hereby approves the appointment by the Mayor of ELIZABETH RYAN as a member of the New York City Landmarks Preservation Commission to serve for a term expiring on June 28, 2005.

This matter was referred to the Committee on January 7, 2004.

Res. No. 1

RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF ELIZABETH RYAN AS A MEMBER OF THE NEW YORK CITY LANDMARKS PRESERVATION COMMISSION.

By Council Member Comrie

RESOLVED, that pursuant to sections 31 and 3020 of the New York City Charter, the Council does hereby approve the appointment by the Mayor of ELIZABETH RYAN as a member of the New York City Landmarks Preservation Commission for a term expiring on June 28, 2005.

Attachments: Report and Resolution, Hearing Transcript - Stated Meeting 1/21

Res 0002-2004 Resolution making certain amendments to Rule 7.00 of the Rules of the council in relation to the Standing Committees of the Council.

<u>Attachments:</u> Hearing Transcript - Stated Meeting 1/21, Hearing Transcript, 2004 Standing Committees of the Council

M 0059-2004 Chairpersons and Members of the Committees and Officers of the Council, Allowances of Chairpersons and Officers of the Council and the creation of new committees of the Council.

Attachments: Hearing Transcript - Stated Meeting 1/21, Hearing Transcript

General Order Calendar

T2004-0073 Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/7/04, Hearing Transcript - Stated Meeting 1/2/04, Hearing Transcript - Stated Meeting 2/4/04, Hearing Transcript - Stated Meeting 2/26/04, Hearing Transcript - Stated Meeting 3/10/04, Hearing Transcript - Stated Meeting 3/24/04, Hearing Transcript -Stated Meeting 4/1/04, Hearing Transcript - Stated Meeting 4/21/04, Hearing Transcript - Stated Meeting 5/5/04, Hearing Transcript - Stated Meeting 5/19/04, Hearing Transcript - Stated Meeting 6/7/04, Hearing Transcript - Stated Meeting 6/21/04, Hearing Transcript - Stated Meeting 6/22/04, Hearing Transcript - Stated Meeting 6/24/04, Hearing Transcript -Stated Meeting 6/28/04, Hearing Transcript - Stated Meeting 7/21/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Stated Meeting 12/7/04, Heairng Transcript - Stated Meeting 12/15/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting 1/19/05, Hearing Transcript -Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 6/8/05, Hearing Transcript - Stated Meeting 10/11/05

Acting Chairperson Majority Leader Rivera put the question whether the Council would agree with and adopt such reports which were decided in the affirmative by the following vote:

Affirmative, 50 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., de Blasio, Dilan, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Palma, Perkins, Provenzano, Quinn, Recchia Jr., Reed, Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Weprin and Yassky

Excused, 1 -

Vann

The following files were removed from the General Order Calendar and voted separately: M-59. See files for individual votes.

13. Introduction & Reading of Bills See Attached

None.

14. Discussion of Resolutions

15. Resolutions

None.

- 16. General Discussion
- 17. Extension of Remarks

Whereupon on motion of the Speaker (Council Member Miller), the Clerk of the Council adjourned to meet again on Wednesday, February 4, 2004.

VICTOR L. ROBLES, City Clerk Clerk of the Council