

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Monday, June 7, 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. McMahan, 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

This is the continuation of the Recessed Meeting of May 19, 2004.

Public Advocate (Ms. Gotbaum)

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., Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Excused,

Seabrook

The presence of a quorum was announced by the Public Advocate (Ms. Gotbaum)

2. Invocation

The Invocation was delivered by Rabbi Ari Spiegel, First Roumanian American Congregation, 89 Rivington Street, New York, N.Y.

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

3. Adoption of Minutes

Council Member Fidler moved that the Minutes of the Stated Meeting of May 5, 2004 be adopted as printed.

4. Messages & Papers from the Mayor

M 0120-2004 Communication from the Mayor - "AN ACT to amend the vehicle and traffic law, in relation to the employment of hearing examiners by a parking violations bureau in the city of New York." A.8696-B / S.5349-B

M 0121-2004 Communication from the Mayor - Mayors veto and disapproval message of Introductory Number 137-B, in relation to the provision of equal employment benefits to the employees of city contractors.

Attachments: Committee Report - Stated Meeting, Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting

5. Communications from City, County & Borough Offices

M 0124-2004 Report of the Committee on Rules, Privileges and Elections approving the appointment of Chereé Antoinette Buggs as a member of the New York City Equal Employment Practices Commission.

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

6. Petitions and Communications

None.

7. Land Use Call-Ups

**M 0122-2004 By Council Member Provenzano:
Pursuant to Rule 11.20(b) 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 enclosed sidewalk café located at 41 City Island Avenue, Borough of the Bronx, Council District no. 13, shall be subject to review by the Council. (Application no. 20045533 TCX.)**

Attachments: Hearing Transcript - Stated Meeting 6/7

**M 0123-2004 By Council Member Reyna:
Pursuant to Rule 11.20(b) 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 enclosed sidewalk café located at 338 Bedford Avenue., Borough of Brooklyn, Council District no. 34, shall be subject to review by the Council. (Application no. 20045473 TCK.)**

Attachments: Hearing Transcript - Stated Meeting 6/7

The Public Advocate (Ms. Gotbaum) put the question whether the Council would agree with and adopt such motions 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., Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Excused, 1 -

Seabrook

8. Communication from the Speaker

9. Discussion of General Orders

10. Reports of Special Committees

None.

11. Reports of Standing Committees

Report of the Committee on Economic Development

Res 0370-2004 Resolution in support of the applications of the Applicants for certification of eligibility to apply for New York State Wage Tax Credits under the Zone Equivalent Area provisions of the New York State Empire Zones Program.

Attachments: Committee Report 6/3, Committee Report 6/7, Hearing Transcript 6/3, Hearing Transcript - Stated Meeting 6/7

Affirmative, 49 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., de Blasio, 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., Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Excused, 1 -

Seabrook

Abstain, 1 -

Dilan

Report of the Committee on Environmental Protection

Int 0110-2004 A Local Law to amend the administrative code of the city of New York, in relation to penalties and signage regarding the idling of motor vehicles.

Attachments: Committee Report 4/29, Committee Report 6/7, Hearing Transcript 4/29, Hearing Transcript 6/7, Hearing Transcript - Stated Meeting 6/7, Fiscal Impact Statement - A, Local Law

Enactment No: 2004/025

Report of the Committee on Finance

Res 0404-2004 **Resolution authorizing the filing of applications for state assistance payments for Municipal Park projects, Local Waterfront Revitalization Projects, and Hudson River Estuary projects within the City of New York and the signing of associated state contracts under the appropriate laws of New York State.**

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

Report of the Committee on Housing and Buildings

Int 0126-2004 **A Local Law to amend the administrative code of the city of New York, in relation to building safety.**

Attachments: Committee Report 2/24, Hearing Transcript 2/24, Committee Report 4/26, Committee Report 6/7, Hearing Transcript 4/26, Hearing Transcript 6/7, Hearing Transcript - Stated Meeting 6/7, Fiscal Impact Statement - A, Local Law

Enactment No: 2004/026

Res 0401-2004 **Resolution finding that enactment of Proposed Int. No. 126-A does not have a significant adverse impact on the environment and is consistent with the state environmental quality review act.**

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7, Memo In Support

Report of the Committee on Land Use

LU 0093-2004 **Application no. 20045379 HAK, an Urban Development Action Area Project located at 165A Stuyvesant Avenue, 366 Quincy Street and 767 Marcy Avenue, Council District no. 36, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes**

Attachments: Hearing Transcript 4/19, Hearing Transcript - Stated Meeting 6/7, Hearing Transcript 5/20, Hearing Transcript - Land Use 5/24

Res 0405-2004 Resolution approving an Urban Development Action Area Project located at 165A Stuyvesant Avenue (Block 1626/Lot 6), 366 Quincy Street (Block 1809/Lot 20), and 767 Marcy Avenue (Block 1804/Lot 1), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 93; 20045379 HAK).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 6/7

LU 0123-2004 Application no. 20045419 HAK, an Urban Development Action Area Project known as Fountain Avenue B II, located in Community Board 5, Council District no. 37, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes

Attachments: Hearing Transcript 4/19, Hearing Transcript - Stated Meeting 6/7, Hearing Transcript 5/20, Hearing Transcript - Land Use 5/24

Res 0406-2004 Resolution approving an Urban Development Action Area Project located at Block 4190/Lots 8, 9, 31-39, 47-50, Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 123; 20045419 HAK).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 6/7

LU 0144-2004 Application no. 20045468 TCM pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Smoke City Enterprises, LLC, to establish, maintain and operate an unenclosed sidewalk café located at 161 Lenox Avenue, Borough of Manhattan, Council District no. 9. 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.

Attachments: Hearing Transcript - Stated Meeting 6/7, Hearing Transcript 5/24, Hearing Transcript - Land Use 5/24

- Res 0407-2004** **Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 161 Lenox Avenue, Manhattan (20045468 TCM; L.U. No. 144).**
- Attachments:** Committee Report, Hearing Transcript - Stated Meeting 6/7
- LU 0168-2004** **Application no. 20045544 HAK, an Urban Development Action Area Project located at 486 Greene Avenue, Council District no. 36, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.**
- Attachments:** Hearing Transcript - Stated Meeting 6/7, Hearing Transcript 5/20, Hearing Transcript - Land Use 5/24
- Res 0408-2004** **Resolution approving an Urban Development Action Area Project located 486 Greene Avenue (Block 1797/Lot 55), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 168; 20045544 HAK).**
- Attachments:** Committee Report, Hearing Transcript - Stated Meeting 6/7
- LU 0174-2004** **Application no. 20045550 HAK, an Urban Development Action Area Project located at 123 Cornelia Street, Council District no. 34, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.**
- Attachments:** Hearing Transcript - Stated Meeting 6/7, Hearing Transcript 5/20, Hearing Transcript - Land Use 5/24
- Res 0409-2004** **Resolution approving an Urban Development Action Area Project located at 123 Cornelia Street (Block 3375/Lot 60), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 174; 20045550 HAK).**
- Attachments:** Committee Report, Hearing Transcript - Stated Meeting 6/7

Report of the Committee on Public Safety

Int 0142-2004 A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the use of racial or ethnic profiling by law enforcement officers.

Attachments: Committee Report 2/23, Hearing Transcript 2/23, Committee Report 6/2, Committee Report 6/22, Hearing Transcript 6/2, Hearing Transcript 6/22, Hearing Transcript - Stated Meeting 6/28, Fiscal Impact Statement - A, Local Law

Enactment No: 2004/030

Report of the Committee on Rules, Privileges, and Elections

M 0124-2004 Report of the Committee on Rules, Privileges and Elections approving the appointment of Chereé Antoinette Buggs as a member of the New York City Equal Employment Practices Commission.

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

Res 0410-2004 RESOLUTION APPROVING THE APPOINTMENT BY THE COUNCIL OF CHEREÉ ANTOINETTE BUGGS AS A MEMBER OF THE NEW YORK CITY EQUAL EMPLOYMENT PRACTICES COMMISSION.

Attachments: Committee Report, Hearing Transcript - Stated Meeting 6/7

Report of the Committee on State and Federal Legislation

SLR 0001-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Padavan, S.5931, and Assembly Member Weprin, A.9417, "AN ACT authorizing the city of New York to sell and convey certain property to Yeshiva Har Torah".

Attachments: Committee Report, Agenda, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

Affirmative, 49 -

Speaker Miller, Addabbo Jr., Avella, Baez, Barron, Boyland, Brewer, Clarke, Comrie Jr., de Blasio, 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., Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Negative, 1 -

Dilan

Excused, 1 -

Seabrook

SLR 0035-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Maltese, Golden, Padavan and Velella, S.2221-A, and Assembly Members Abbate, Cymbrowitz, Ortiz, Pheffer, Rivera, Seddio, Weisenberg, Colton Cusick and Klein, et al, A.4828-A, "AN ACT to amend the administrative code of the city of New York, in relation to the crediting of certain prior service by the police pension fund of such city".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0046-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Golden, Maltese, Marchi, Mendez, Padavan and Velella, S.4186-A, and Assembly Member Abbate, A.7163-A, "AN ACT to amend the administrative code of the city of New York, in relation to loans to members of the New York city fire department pension fund".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0062-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.2899, and Assembly Member Seminerio, A.3087, "AN ACT to amend the administrative code of the city of New York, in relation to the designation of deputy warden (warden level II) in the department of correction of the city of New York".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0070-2004 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Sampson, S.4347-B, and Committee on Rules, A.8433-A, “AN ACT to amend chapter 341 of the laws of 2002, relating to authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Brooklyn to former owner Richard Bothwell, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 3868, Lots No. 20 and 22 on tax map for the borough of Brooklyn also known as 891-895 Mother Gaston Boulevard in the borough of Brooklyn, in relation to identifying the correct former owner of such real property as Carol Ajoku”.**

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0084-2004 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Padavan, S.4258-A, and Committee on Rules, A.8668-A, “AN ACT to amend the retirement and social security law, in relation to the employment of retired New York city police and fire department personnel”.**

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0099-2004 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Smith, S.6685, and Assembly Member Clark, A.10485, “AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Queens to former owner Tiberian Baptist Church, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 10950, Lot No. 161 on tax map for the borough of Queens”.**

Attachments: Agenda, Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0112-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7015, and Committee on Rules, A.11043, "AN ACT to amend the general municipal law, in relation to providing a special accidental death benefit to emergency medical technicians employed in the city of New York".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0113-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7159, and Committee on Rules, A.11042, "AN ACT to amend the administrative code of the city of New York and the retirement and social security law, in relation to providing improved ordinary death benefits to emergency medical technicians employed in the city of New York".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0114-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7017, and Committee on Rules, A.11041, "AN ACT to amend the retirement and social security law, in relation to providing a three-quarters pay accidental disability pension for persons employed by the city of New York as urban park rangers and associate urban park rangers".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0115-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7014, and Committee on Rules, A.11040, "AN ACT to amend the administrative code of the city of New York and the retirement and social security law, in relation to providing improved performance of duty death benefits to emergency medical technicians employed in the city of New York".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0117-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Golden, Maltese, Marchi, Mendez, Padavan and Veleva, S.6699, and Committee on Rules, A.10883, "AN ACT to amend the administrative code of the city of New York, in relation to including in a twenty-five year retirement program members of the New York city employees' retirement system employed as traffic enforcement agents (level 4); and to amend the retirement and social security law, in relation to including in a twenty-five year retirement program members of the New York city employees' retirement system employed as traffic enforcement agents (level 4) who are subject to articles 11 and 15 of such law".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0121-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Padavan, S.7334, and Committee on Rules, A.11280, "AN ACT to amend the civil service law, in relation to additional member contributions by employees of the department of sanitation in cities having a population of one million or more".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0122-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.6108, and Assembly Member Abbate, A.7174-A, "AN ACT to make certain widows and children of certain former uniformed employees of New York city police departments eligible for special accidental death benefits pursuant to section 208-f of the general municipal law".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

12. General Orders Calendar

Int 0188-2004 A Local Law to amend the administrative code of the city of New York, in relation to prohibiting acts of harassment at schools.

Attachments: Committee Report 4/26, Hearing Transcript 4/26, Fiscal Impact Statement, Committee Report 9/9, Hearing Transcript - Stated Meeting 6/28, Hearing Transcript 9/9, Local Law, Mayor's Veto Message - Cover, Mayor's Veto Message, Hearing Transcript - Stated Meeting 9/9/04

Enactment No: 2004/042

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, Hearing 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

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., Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

Excused, 1 -

Seabrook

Coupled on General Order Calendar

Economic Development

Res 0370-2004 Resolution in support of the applications of the Applicants for certification of eligibility to apply for New York State Wage Tax Credits under the Zone Equivalent Area provisions of the New York State Empire Zones Program.

Attachments: Committee Report 6/3, Committee Report 6/7, Hearing Transcript 6/3, Hearing Transcript - Stated Meeting 6/7

Environmental Protection

Int 0110-2004 A Local Law to amend the administrative code of the city of New York, in relation to penalties and signage regarding the idling of motor vehicles.

Attachments: Committee Report 4/29, Committee Report 6/7, Hearing Transcript 4/29, Hearing Transcript 6/7, Hearing Transcript - Stated Meeting 6/7, Fiscal Impact Statement - A, Local Law

Enactment No: 2004/025

Finance

Res 0404-2004 Resolution authorizing the filing of applications for state assistance payments for Municipal Park projects, Local Waterfront Revitalization Projects, and Hudson River Estuary projects within the City of New York and the signing of associated state contracts under the appropriate laws of New York State.

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

Housing and Buildings

Int 0126-2004 A Local Law to amend the administrative code of the city of New York, in relation to building safety.

Attachments: Committee Report 2/24, Hearing Transcript 2/24, Committee Report 4/26, Committee Report 6/7, Hearing Transcript 4/26, Hearing Transcript 6/7, Hearing Transcript - Stated Meeting 6/7, Fiscal Impact Statement - A, Local Law

Enactment No: 2004/026

Res 0401-2004 Resolution finding that enactment of Proposed Int. No. 126-A does not have a significant adverse impact on the environment and is consistent with the state environmental quality review act.

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7, Memo In Support

Land Use

Res 0405-2004 Resolution approving an Urban Development Action Area Project located at 165A Stuyvesant Avenue (Block 1626/Lot 6), 366 Quincy Street (Block 1809/Lot 20), and 767 Marcy Avenue (Block 1804/Lot 1), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 93; 20045379 HAK).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 6/7

Res 0406-2004 Resolution approving an Urban Development Action Area Project located at Block 4190/Lots 8, 9, 31-39, 47-50, Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 123; 20045419 HAK).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 6/7

Res 0407-2004 Resolutions approving the petition for a revocable consent for an unenclosed sidewalk café located at 161 Lenox Avenue, Manhattan (20045468 TCM; L.U. No. 144).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 6/7

Res 0408-2004 Resolution approving an Urban Development Action Area Project located 486 Greene Avenue (Block 1797/Lot 55), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 168; 20045544 HAK).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 6/7

Res 0409-2004 Resolution approving an Urban Development Action Area Project located at 123 Cornelia Street (Block 3375/Lot 60), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 174; 20045550 HAK).

Attachments: Committee Report, Hearing Transcript - Stated Meeting 6/7

Rules, Privileges, and Elections

Res 0410-2004 RESOLUTION APPROVING THE APPOINTMENT BY THE COUNCIL OF CHEREÉ ANTOINETTE BUGGS AS A MEMBER OF THE NEW YORK CITY EQUAL EMPLOYMENT PRACTICES COMMISSION.

Attachments: Committee Report, Hearing Transcript - Stated Meeting 6/7

State and Federal Legislation

SLR 0001-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Padavan, S.5931, and Assembly Member Weprin, A.9417, "AN ACT authorizing the city of New York to sell and convey certain property to Yeshiva Har Torah".

Attachments: Committee Report, Agenda, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0035-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Maltese, Golden, Padavan and Velella, S.2221-A, and Assembly Members Abbate, Cymbrowitz, Ortiz, Pheffer, Rivera, Seddio, Weisenberg, Colton Cusick and Klein, et al, A.4828-A, "AN ACT to amend the administrative code of the city of New York, in relation to the crediting of certain prior service by the police pension fund of such city".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0046-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Golden, Maltese, Marchi, Mendez, Padavan and Velella, S.4186-A, and Assembly Member Abbate, A.7163-A, "AN ACT to amend the administrative code of the city of New York, in relation to loans to members of the New York city fire department pension fund".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0062-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.2899, and Assembly Member Seminerio, A.3087, “AN ACT to amend the administrative code of the city of New York, in relation to the designation of deputy warden (warden level II) in the department of correction of the city of New York”.

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0070-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Sampson, S.4347-B, and Committee on Rules, A.8433-A, “AN ACT to amend chapter 341 of the laws of 2002, relating to authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Brooklyn to former owner Richard Bothwell, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 3868, Lots No. 20 and 22 on tax map for the borough of Brooklyn also known as 891-895 Mother Gaston Boulevard in the borough of Brooklyn, in relation to identifying the correct former owner of such real property as Carol Ajoku”.

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0084-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Padavan, S.4258-A, and Committee on Rules, A.8668-A, “AN ACT to amend the retirement and social security law, in relation to the employment of retired New York city police and fire department personnel”.

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0099-2004 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Smith, S.6685, and Assembly Member Clark, A.10485, “AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Queens to former owner Tiberian Baptist Church, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 10950, Lot No. 161 on tax map for the borough of Queens”.**

Attachments: Agenda, Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0112-2004 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7015, and Committee on Rules, A.11043, “AN ACT to amend the general municipal law, in relation to providing a special accidental death benefit to emergency medical technicians employed in the city of New York”.**

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0113-2004 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7159, and Committee on Rules, A.11042, “AN ACT to amend the administrative code of the city of New York and the retirement and social security law, in relation to providing improved ordinary death benefits to emergency medical technicians employed in the city of New York”.**

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0114-2004 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7017, and Committee on Rules, A.11041, “AN ACT to amend the retirement and social security law, in relation to providing a three-quarters pay accidental disability pension for persons employed by the city of New York as urban park rangers and associate urban park rangers”.**

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0115-2004 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Velella, S.7014, and Committee on Rules, A.11040, “AN ACT to amend the administrative code of the city of New York and the retirement and social security law, in relation to providing improved performance of duty death benefits to emergency medical technicians employed in the city of New York”.**

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0117-2004 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Golden, Maltese, Marchi, Mendez, Padavan and Velella, S.6699, and Committee on Rules, A.10883, “AN ACT to amend the administrative code of the city of New York, in relation to including in a twenty-five year retirement program members of the New York city employees’ retirement system employed as traffic enforcement agents (level 4); and to amend the retirement and social security law, in relation to including in a twenty-five year retirement program members of the New York city employees’ retirement system employed as traffic enforcement agents (level 4) who are subject to articles 11 and 15 of such law”.**

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0121-2004 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Padavan, S.7334, and Committee on Rules, A.11280, “AN ACT to amend the civil service law, in relation to additional member contributions by employees of the department of sanitation in cities having a population of one million or more”.**

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

SLR 0122-2004 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.6108, and Assembly Member Abbate, A.7174-A, "AN ACT to make certain widows and children of certain former uniformed employees of New York city police departments eligible for special accidental death benefits pursuant to section 208-f of the general municipal law".

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

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, Hearing 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

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

The following files were removed from the General Order Calendar and voted separately: SLR No. 1 and Res No. 370-A. See files for individual votes.

13. Introduction & Reading of Bills
See Attached
14. Discussion of Resolutions
15. Resolutions

Res 0291-2004 Resolution calling upon the Congress of the United States to approve S.50, the Veterans Health Care Guarantee Act, and H.R. 2318, the Assured Funding for Veterans Health Care Act, which would institute a mandatory funding mechanism for the Department of Veterans Affairs health care system.

Attachments: Committee Report 4/27, Hearing Transcript 4/27, Committee Report 5/25, Hearing Transcript 5/25, Hearing Transcript - Stated Meeting 6/7

Adopted unanimously by voice-vote.

Affirmative,

Excused,

Seabrook

Res 0295-2004 Resolution Supporting the Elimination of the Sunset Provisions of the Local Government Records Management Improvement Fund (LGRMIF) and the Cultural Education Fund (CEF).

Attachments: Agenda, Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

Adopted unanimously by voice-vote.

16. General Discussion

17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Int 0374-2004 A Local Law to amend the New York city charter, in relation to creating an energy shortage contingency plan.

Sponsors: By The Speaker (Speaker Miller) and Council Members Gennaro, Addabbo Jr., Baez, Brewer, Clarke, Fidler, Foster, Gentile, Gerson, James, Koppell, Liu, Lopez, Martinez, McMahon, Monserrate, Nelson, Palma, The Speaker (Quinn), Recchia Jr., Reed, Sanders Jr., Stewart, Vann, Weprin and Jackson

Attachments: Committee Report, Hearing Transcript

- Int 0375-2004 **A Local Law to amend the New York city charter, in relation to the creation of an energy office and public awareness city-wide of energy efficiency and conservation measures.****
- Sponsors:** By The Speaker (Speaker Miller) and Council Members Gennaro, Addabbo Jr., Baez, Brewer, Clarke, Fidler, Foster, Gerson, Koppell, Liu, Lopez, Martinez, Monserrate, Nelson, Palma, The Speaker (Quinn), Reed, Sanders Jr., Stewart, Weprin, Jackson, Recchia Jr., Avella and The Public Advocate (Public Advocate Gotbaum)
- Attachments:** Committee Report, Hearing Transcript
-
- Res 0388-2004 **Resolution granting additional real property tax exemptions for certain affordable housing developments.****
- Sponsors:** By The Speaker (Speaker Miller) and Council Members Baez, Brewer, Comrie Jr., Foster, Gerson, James, Koppell, Liu, Martinez, Recchia Jr., Sanders Jr., Sears, Stewart, Weprin and Jackson
- Attachments:** Committee Report 10/28/04, Resolution Attachment, Committee Report 1/31/05, Hearing Transcript 10/28/04, Hearing Transcript 1/31/05, Hearing Transcript - Stated Meeting 2/2/05
-
- Res 0389-2004 **Resolution calling upon government officials to protect and uphold First Amendment rights to freedom of speech, association and assembly.****
- Sponsors:** By The Speaker (Speaker Miller) and Council Members Perkins, Yassky, Brewer, Comrie Jr., Foster, Gerson, James, Koppell, Liu, Lopez, Martinez, Palma, The Speaker (Quinn), Reed, Sanders Jr., Sears, Stewart, Weprin and Moskowitz
- Attachments:** Committee Report, Hearing Transcript - Stated Meeting, Hearing Transcript
-
- Int 0376-2004 **A Local Law to amend the New York city charter to require that the department of homeless services give notice, before developing, planning, rehabilitating or engaging in a contract to develop transitional housing and services, to the council member for the district in which such transitional housing and services are to be located, to the president of the borough in which such transitional housing and services are to be located, to the community board for the district in which such transitional housing and services are to be located and to the department of city planning.****
- Sponsors:** By Council Members Addabbo Jr., Baez, Barron, Clarke, Comrie Jr., Dilan, Fidler, Foster, Gioia, Jackson, Jennings Jr., Koppell, Martinez, Monserrate, Nelson, Perkins, Recchia Jr., Reed, Reyna, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, de Blasio, Lanza, Avella, Brewer, Gentile, Gerson, James, Liu, Palma, Gennaro and Gallagher

- Int 0377-2004** **A Local Law to amend the administrative code of the city of New York, in relation to requiring cameras on all commuter buses operating exclusively within New York City.**
- Sponsors:** By Council Members Baez, Foster, Lopez, Martinez and Nelson
- Res 0390-2004** **Resolution calling upon the Metropolitan Transportation Authority and New York City Transit and the Manhattan and Bronx Surface Transit Operating Authority to install cameras on all its buses.**
- Sponsors:** By Council Members Baez, Foster and Lopez
- Int 0378-2004** **A Local Law to amend the New York City Charter, in relation to the energy efficient use of City office equipment.**
- Sponsors:** By Council Members Brewer, Clarke, Fidler, Gennaro, Gentile, Gerson, Koppell, Liu, Lopez, Nelson, The Speaker (Quinn), Sanders Jr., Sears, Weprin and Jackson
- Attachments:** Committee Report 10/25, Committee Report 11/5, Hearing Transcript 10/25, Hearing Transcript 11/5
- Res 0391-2004** **Resolution urging Congress and the President to take immediate steps to ensure that WIC is adequately funded to meet caseload needs for the remainder of the current Federal Fiscal Year ending September 30, 2004, and calling on the Federal Government to ensure that WIC participants in New York City and across the nation are not placed on waiting lists or cut from this critical nutrition and health program for Federal Fiscal Year 2005 and beyond.**
- Sponsors:** By Council Members Brewer, Baez, Barron, Comrie Jr., Dilan, Foster, Gerson, Liu, Lopez, Martinez, Monserrate, Nelson, Palma, Reed, Sanders Jr., Sears, Vann, Weprin and Jackson
- Int 0379-2004** **A Local Law to amend the administrative code of the city of New York, in relation to requiring the purchase of Energy Star certified appliances whenever appliances in certain apartments are replaced.**
- Sponsors:** By Council Members Clarke, Perkins, Gentile, Barron, Gennaro, Gerson, James, Koppell, Lopez, Nelson, Palma, The Speaker (Quinn), Vallone Jr., Weprin, Jackson, Brewer, Monserrate, Recchia Jr., de Blasio, Baez, Moskowitz, Fidler, The Speaker (Speaker Miller), Yassky, Liu, Foster, Gioia, Sanders Jr., McMahon, Addabbo Jr., Reyna, Katz, Reed, Avella and The Public Advocate (Public Advocate Gotbaum)
- Attachments:** Committee Report 10/12/05, Committee Report 11/30/05, Committee Report 12/8/05
- Enactment No:** 2005/107

Int 0380-2004 A Local Law to amend the administrative code of the city of New York, in relation to collective bargaining rights of certain city employees.

Sponsors: By Council Members Comrie Jr., Addabbo Jr., Barron, Baez, Clarke, Gennaro, Koppell, Liu, Lopez, Martinez, Monserrate, Nelson, Reed, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vann, Weprin, Jackson, The Speaker (Quinn), Avella, Brewer, Gerson, Foster, Gentile, Jennings Jr., Palma, de Blasio, McMahon, Gioia, Dilan, Gonzalez and The Speaker (Speaker Miller)

Attachments: Committee Report 3/9/05, Hearing Transcript 3/9/05, Committee Report 5/25/05, Mayor's Veto Message - Cover, Mayor's Veto Message

Enactment No: 2005/056

Res 0392-2004 Resolution recognizing the month of June 2004, and the month of June of every year thereafter, as Water Safety Month in the City of New York and urging all New Yorkers and visitors, who plan to be near any water source, to apply water safety measures to prevent drownings and water-related injuries.

Sponsors: By Council Members Felder, Jackson, Nelson, The Speaker (Quinn), Sanders Jr., Seabrook, Vallone Jr., Vann, Boyland, Addabbo Jr., Clarke, Comrie Jr., Fidler, Foster, Gerson, Jennings Jr., Liu, McMahon, Palma, Recchia Jr., Weprin and Gennaro

Int 0381-2004 A Local Law to amend the administrative code of the city of New York, in relation to a survey regarding clean on-site power generation for city facilities.

Sponsors: By Council Members Gennaro, Brewer, Clarke, Fidler, Gentile, Gerson, Liu, Lopez, Martinez, Nelson, The Speaker (Quinn), Recchia Jr., Rivera, Vallone Jr., Weprin, James, Palma and Jackson

Attachments: Committee Report, Hearing Transcript

Int 0382-2004 A Local Law to amend the administrative code of the city of New York, in relation to the creation of a program regarding building commissioning and energy efficiency and conservation training.

Sponsors: By Council Members Gennaro, Brewer, Clarke, Gentile, Gerson, Koppell, Liu, Lopez, Martinez, The Speaker (Quinn), Stewart, Weprin, Jackson, James, Palma, Recchia Jr., Nelson, Vallone Jr., Yassky, Foster, de Blasio, Baez, Moskowitz, Fidler, Monserrate, The Speaker (Speaker Miller), Katz, Avella, Gioia, Reed, Rivera, Sanders Jr., Perkins, Barron and The Public Advocate (Public Advocate Gotbaum)

Attachments: Committee Report, Hearing Transcript

- Int 0383-2004 A Local Law to amend the administrative code of the city of New York, in relation to mitigating the heat island effect.**
- Sponsors:** By Council Members Gennaro, Clarke, Gerson, Liu, Lopez, Martinez, The Speaker (Quinn), Recchia Jr., Weprin, Jackson, James, Palma, Avella, Brewer, Sanders Jr. and Arroyo
- Attachments:** Committee Report
- Int 0384-2004 A Local Law to amend the administrative code of the city of New York, in relation to the use of license plate frames.**
- Sponsors:** By Council Members Gentile, Avella, Nelson, Stewart, Palma, Gonzalez, Jackson, Gallagher and Oddo
- Attachments:** Committee Report
- Res 0393-2004 Resolution calling upon the State Legislature to adopt and the Governor to sign A 3723-B and S 3963-B, which would eliminate the current cap contained in the State Real Property Tax Law on State aid to the City for maintaining a system of improved real property tax administration.**
- Sponsors:** By Council Members Jackson, Clarke, Comrie Jr., Foster, Gentile, James, Lopez, Martinez, Nelson, Palma, The Speaker (Quinn), Reyna, Rivera, Vann, Weprin, Recchia Jr., Brewer, Fidler, Gennaro, Gonzalez, Jennings Jr., Seabrook, Liu, Monserrate and Perkins
- Attachments:** Hearing Transcript, Hearing Transcript - Stated Meeting 8/12
- Res 0394-2004 Resolution calling upon President Bush and the United States Congress to eliminate the shortfall in funding for Section 8 Housing Choice Vouchers and to restore full funding for Fiscal Year 2004.**
- Sponsors:** By Council Members Katz, Foster, Reyna, Avella, Baez, Barron, Brewer, Clarke, Comrie Jr., Dilan, Fidler, Gentile, Gerson, James, Liu, Lopez, McMahon, Monserrate, Nelson, Palma, The Speaker (Quinn), Recchia Jr., Rivera, Sanders Jr., Vann, Weprin and Jackson
- Attachments:** Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting

Res 0395-2004 **Resolution strongly denouncing the crimes committed against civilian populations in the western region of Darfur and the actions of the government of Sudan in connection with those crimes, and urging the government of the United States to take immediate action to support the implementation of a United Nations multi-national peace-keeping force and humanitarian relief effort to end the reign of terror that exists in that region.**

Sponsors: By Council Members Koppell, Clarke, Comrie Jr., Jennings Jr., Nelson, Sanders Jr., Stewart, Jackson, Gennaro, Brewer, Foster, Vallone Jr., Serrano and Weprin

Attachments: Committee Report 9/23, Committee Report 10/21, Hearing Transcript 9/23, Hearing Transcript 10/21, Hearing Transcript - Stated Meeting 10/27/04

Res 0396-2004 **Resolution in support of S.1359, the “International Remittances Services Enhancement and Protection Act,” to remove the regulatory barriers that discourage credit unions from offering services to the poor and to require full disclosure of the fees and exchange rates to consumers, and S.1344, the “Money Wire Act,” to mandate greater transparency in the money wiring process.**

Sponsors: By Council Members Lopez, Comrie Jr., James, Nelson, Sanders Jr., Vann and Jackson

Res 0397-2004 **Resolution denouncing the use of torture and other inhumane treatment of Iraqi prisoners and detainees by some members of the United States Armed Forces and other American personnel at the Abu Ghraib prison near Baghdad, and urging the United States Congress to conduct a full and open investigation of the abuse at the Abu Ghraib prison and to adopt legislation affirming a no tolerance of torture policy that would hold accountable violators, as well as the supervisors of any violators, of the human right to not be subjected to torture or other cruel, inhumane treatment or punishment.**

Sponsors: By Council Members Martinez, Koppell, Barron, Clarke, Comrie Jr., James, Lopez, Sanders Jr., Stewart, Vann, Weprin and Jackson

Res 0398-2004 **Resolution supporting the passage of H.R. 3735, legislation introduced by Congressman Rangel that would grant permanent residency to the immediate family members of Amadou Diallo.**

Sponsors: By Council Members Monserrate, Barron, Seabrook, Clarke, Comrie Jr., Fidler, Foster, James, Liu, Lopez, Palma, Rivera, Sanders Jr., Stewart, Vann, Jackson, Reed, Moskowitz, Brewer and Gerson

Res 0399-2004 **Resolution supporting the “Berlin Declaration,” a document summary of the second international conference on anti-Semitism recently held by the Organization for Security and Co-operation in Europe.**

Sponsors: By Council Members Nelson, Fidler, Clarke, Comrie Jr., Gentile, Koppell, Liu, Reed, Serrano, Weprin, Jackson, James, Gennaro, Brewer, Sanders Jr. and The Public Advocate (Public Advocate Gotbaum)

Attachments: Committee Report 9/23, Committee Report 10/21, Hearing Transcript 9/23, Hearing Transcript 10/21, Hearing Transcript - Stated Meeting 10/27/04

Res 0400-2004 **Resolution calling upon the appropriate committee of the Council to hold a hearing to examine the role that the sale of used mattresses play in the recent surge in bedbug infestations.**

Sponsors: By Council Members Perkins, Comrie Jr., The Speaker (Quinn) and Vann

Res 0401-2004 **Resolution finding that enactment of Proposed Int. No. 126-A does not have a significant adverse impact on the environment and is consistent with the state environmental quality review act.**

Sponsors: By Council Member Provenzano (by request of the Mayor)

Attachments: Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7, Memo In Support

SLR 0121-2004 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Padavan, S.7334, and Committee on Rules, A.11280, “AN ACT to amend the civil service law, in relation to additional member contributions by employees of the department of sanitation in cities having a population of one million or more”.**

Sponsors: By Council Members Rivera, Fidler and Monserrate

Attachments: Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

- SLR 0122-2004** **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.6108, and Assembly Member Abbate, A.7174-A, “AN ACT to make certain widows and children of certain former uniformed employees of New York city police departments eligible for special accidental death benefits pursuant to section 208-f of the general municipal law”.**
- Sponsors:** By Council Members Rivera, Fidler, Gentile and Monserrate
- Attachments:** Agenda, Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7
- SLR 0123-2004** **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Dilan, S.7233, and Committee on Rules, A.11069, “AN ACT to authorize the city of New York to discontinue the use of certain lands as park lands”.**
- Sponsors:** By Council Members Rivera and Reyna
- SLR 0124-2004** **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.7280, and Committee on Rules, A.11217, “AN ACT to amend the administrative code of the city of New York, in relation to terminal leave”.**
- Sponsors:** By Council Members Rivera and Monserrate
- SLR 0125-2004** **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Veleva, S.7154, and Assembly Member Abbate, A.10279, “AN ACT to amend the civil service law, in relation to provisional appointments”.**
- Sponsors:** By Council Members Rivera and Fidler
- Attachments:** Committee Report, Agenda, Hearing Transcript, Hearing Transcript - Stated Meeting, Fiscal Impact Statement
- SLR 0126-2004** **State Legislation Resolution requesting the New York State Legislature to pass a bill introduced by Assembly Member Stringer, A.6794-A, “AN ACT to assign Johanna Kaplan to the proper pension plan in the New York city teachers’ retirement system”.**
- Sponsors:** By Council Members Rivera and Monserrate

- SLR 0127-2004** **State Legislation Resolution requesting the New York State Legislature to pass a bill introduced by Committee on Rules, A.8911, “AN ACT to amend the administrative code of the city of New York, in relation to requiring certain tow truck operators to acquire certain proof before towing a vehicle”.**
- Sponsors:** By Council Members Rivera, Liu and Monserrate
- SLR 0128-2004** **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Padavan, Maltese, Marchi and Mendez, S.1475, and Assembly Members Abbate, Colton, Cymbrowitz, Pheffer, Seddio, Weisenberg, et al, A.3156, “AN ACT to amend the retirement and social security law, in relation to the employment of retired New York city police personnel”.**
- Sponsors:** By Council Members Rivera, Fidler, Gentile and Monserrate
- SLR 0129-2004** **State Legislation Resolution requesting the New York State Legislature to pass a bill introduced by Committee on Rules, A.11045, “AN ACT to amend the New York city charter, in relation to permitting police personnel to accept other offices and to repeal section 1129 of such charter relating thereto”.**
- Sponsors:** By Council Member Rivera
- SLR 0130-2004** **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Skelos, S.2660-A, and Assembly Members Abbate, Seddio, M. Cohen and Klein, et al, A.4430-A, “AN ACT to amend the administrative code of the city of New York, in relation to benefits payable by the variable supplements funds”.**
- Sponsors:** By Council Members Rivera, Fidler and Jackson
- SLR 0131-2004** **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Golden, S.7290-A, and Committee on Rules, A.11216-A, “AN ACT to amend the retirement and social security law and the administrative code of the city of New York, in relation to the definitions of final average salary for certain employees”.**
- Sponsors:** By Council Members Rivera and Jackson

- Res 0402-2004** **Resolution calling upon the New York State Legislature to repeal State Law which currently bans the passage of local dangerous dog legislation that is specific as to breed, so that New York City may ban the ownership or sale of dangerous dogs, including pit bulls, within the City.**
- Sponsors:** By Council Members Vallone Jr., Fidler, James, Koppell, McMahon, Nelson, Sanders Jr., Jackson and Gennaro
- Res 0403-2004** **Resolution calling upon the Legislature of the State of New York to increase the criminal penalties for driving with a suspended license.**
- Sponsors:** By Council Members Vallone Jr., Avella, Fidler, Rivera, Weprin, Jackson and Gennaro
- Int 0385-2004** **A Local Law to amend the administrative code of the city of New York, in relation to fees for firearms licenses and rifle and shotgun permits.**
- Sponsors:** By Council Members Weprin, Fidler and Stewart (by request of the Mayor)
- Attachments:** Fiscal Impact Statement, Hearing Transcript - Stated Meeting 6/24, Local Law
- Enactment No:** 2004/037
- Int 0386-2004** **A Local Law to amend the administrative code of the city of New York, in relation to increasing the fees charged for applications filed with the board of standards and appeals.**
- Sponsors:** By Council Members Weprin, Dilan, Jennings Jr., Reyna and Stewart (by request of the Mayor)
- Attachments:** Committee Report, Fiscal Impact Statement, Hearing Transcript - Stated Meeting 6/24, Local Law
- Enactment No:** 2004/038
- Res 0404-2004** **Resolution authorizing the filing of applications for state assistance payments for Municipal Park projects, Local Waterfront Revitalization Projects, and Hudson River Estuary projects within the City of New York and the signing of associated state contracts under the appropriate laws of New York State.**
- Sponsors:** By Council Members Weprin, Fidler and Nelson (by request of the Mayor)
- Attachments:** Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 6/7

Int 0387-2004 **A Local Law to amend the administrative code of the city of New York, in relation to imposing an affordability requirement for an increase in residential density in multiple dwellings.**

Sponsors: By Council Members Yassky, Koppell, Liu, Monserrate, Vann, Weprin and Jackson

Int 0388-2004 **A Local Law to amend the administrative code of the city of New York, in relation to including candidates for justice of the supreme court, surrogate's court or civil court in the New York City voluntary Campaign Finance Program.**

Sponsors: By Council Members Yassky, Perkins, Addabbo Jr., Barron, Brewer, Clarke, Comrie Jr., Gentile, Gonzalez, Jackson, James, Koppell, Liu, Martinez, Monserrate, Palma, The Speaker (Quinn), Reed, Reyna, Rivera, Seabrook, Stewart and Avella

Attachments: Committee Report, Hearing Transcript

LU 0187-2004 **Application no. 20045613 HAK, an Urban Development Action Area Project known as Hegemen/Shepherd/Berriman, located in Community Board 5, Council District no. 42, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript 6/8, Hearing Transcript 8/9, Hearing Transcript 8/10, Hearing Transcript 7/19, Hearing Transcript - Stated Meeting 8/12

Attachments: Hearing Transcript 6/8, Hearing Transcript 8/9, Hearing Transcript 8/10, Hearing Transcript 7/19, Hearing Transcript - Stated Meeting 8/12

LU 0188-2004 **Application no. 20045614 HAK, an Urban Development Action Area Project known as Barbey/Hendrix, located in Community Board 5, Council District no. 42, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript 6/8, Hearing Transcript 8/9, Hearing Transcript 8/10, Hearing Transcript 7/19, Hearing Transcript - Stated Meeting 8/12

Attachments: Hearing Transcript 6/8, Hearing Transcript 8/9, Hearing Transcript 8/10, Hearing Transcript 7/19, Hearing Transcript - Stated Meeting 8/12

LU 0189-2004 **Application no. 20045616 HAM, an Urban Development Action Area Project located at 75 West 131st Street, Council District no. 9, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript 6/8, Hearing Transcript 7/19, Hearing Transcript 9/27

Attachments: Hearing Transcript 6/8, Hearing Transcript 7/19, Hearing Transcript 9/27

LU 0190-2004 **Application no. 20045533 TCX pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Fishbox Restaurant Corp. to establish, maintain and operate an unenclosed sidewalk café located at 41 City Island Avenue, Borough of the Bronx, Council District no. 13. 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 Katz

Attachments: Hearing Transcript 6/8, Hearing Transcript - Land Use - 6/10, Hearing Transcript - Land Use - 6/14, Hearing Transcript - Stated Meeting

Attachments: Hearing Transcript 6/8, Hearing Transcript - Land Use - 6/10, Hearing Transcript - Land Use - 6/14, Hearing Transcript - Stated Meeting

LU 0191-2004 **Application no. 20045473 TCK pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition 338 Bedford Rest. Corp. to establish, maintain and operate an unenclosed sidewalk café located at 338 Bedford Avenue, Borough of Brooklyn, Council District no. 34. 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 Katz

Attachments: Hearing Transcript 6/8, Hearing Transcript - Land Use - 6/10, Hearing Transcript - Land Use - 6/14, Hearing Transcript - Stated Meeting

Attachments: Hearing Transcript 6/8, Hearing Transcript - Land Use - 6/10, Hearing Transcript - Land Use - 6/14, Hearing Transcript - Stated Meeting

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

Whereupon on motion of the Speaker (Council Member Miller), the Public Advocate (Ms. Gotbaum) recessed the meeting.