

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Thursday, June 30, 2005

10:00 AM

Committee Room - City Hall

Committee on Finance

David I. Weprin, Chair

*Members: Tracy L. Boyland, Margarita Lopez, William Perkins,
Madeline Provenzano, Christine C. Quinn, Eva S. Moskowitz, Joel Rivera,
Gale A. Brewer, Leroy G. Comrie, Bill de Blasio, Simcha Felder, Lewis A. Fidler,
James F. Gennaro, Eric N. Gioia, Robert Jackson, G. Oliver Koppell, Michael E.
McMahon,
Helen Sears, Albert Vann, Dennis P. Gallagher and James Oddo*

Roll Call

Present,

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent,

McMahon

Other Council Members Attending: Nelson, Katz and Gerson

Int 0665-2005

A Local Law in relation to the expenditure of payments in lieu of taxes and the reporting thereof.

Attachments: Committee Report, Local Law

This Introduction was Hearing on P-C Item by Comm

Attachments: Committee Report, Local Law

With Message of Necessity

A motion was made that this Introduction be P-C Item Approved by Comm approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

Enactment No: 2005/073

Res 1063-2005

RESOLUTION COMPUTING AND CERTIFYING BASE PERCENTAGE, CURRENT PERCENTAGE AND CURRENT BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2006 TO THE STATE BOARD OF REAL PROPERTY SERVICES PURSUANT TO SECTION 1803-a, REAL PROPERTY TAX LAW.

Attachments: Committee Report, Exhibit A

This Resolution was Hearing on P-C Item by Comm

Attachments: Committee Report, Exhibit A

A motion was made that this Resolution be P-C Item Approved by Comm approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

Res 1064-2005 RESOLUTION COMPUTING AND CERTIFYING ADJUSTED BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2006 TO THE STATE BOARD OF REAL PROPERTY SERVICES PURSUANT TO SECTION 1803-a, REAL PROPERTY TAX LAW.

Attachments: Committee Report

This Resolution was Hearing on P-C Item by Comm

Attachments: Committee Report

A motion was made that this Resolution be P-C Item Approved by Comm approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

M 0523-2005 Communication from the Mayor-Submitting the Expense Revenue Contract Budget, for Fiscal Year 2006, pursuant to Section 249 of the New York City Charter.

This Mayor's Message was Hearing Held by Committee

A motion was made that this Mayor's Message be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

Res 1065-2005 RESOLUTION TO ADOPT A BUDGET APPROPRIATING THE AMOUNTS NECESSARY FOR THE SUPPORT OF THE GOVERNMENT OF THE CITY OF NEW YORK AND THE COUNTIES THEREIN AND FOR THE PAYMENT OF INDEBTEDNESS THEREOF, FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2005 AND ENDING ON JUNE 30, 2006 IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER OF THE CITY OF NEW YORK.

This Resolution was Hearing Held by Committee

A motion was made that this Resolution be Approved by Committee approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

Res 1066-2005 RESOLUTION TO ADOPT A CONTRACT BUDGET SETTING FORTH, BY AGENCY, CATEGORIES OF CONTRACTUAL SERVICES FOR WHICH APPROPRIATIONS HAD BEEN PROPOSED FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2005 AND ENDING ON JUNE 30, 2006, IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER OF THE CITY OF NEW YORK.

This Resolution was Hearing Held by Committee

A motion was made that this Resolution be Approved by Committee approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

M 0524-2005 Communication from the Mayor-Submitting the Executive Capital Budget for Fiscal Year 2006, pursuant to Section 249 of the New York City Charter.

This Mayor's Message was Hearing Held by Committee

A motion was made that this Mayor's Message be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

Res 1067-2005 RESOLUTION BY THE New York CITY COUNCIL PURSUANT TO SECTION 254 OF THE NEW YORK CITY CHARTER, THAT THE CAPITAL BUDGET FOR FISCAL YEAR 2006 AND CAPITAL PROGRAM, BEING THE EXECUTIVE CAPITAL BUDGET FOR FISCAL YEAR 2006 AND PROGRAM AS SUBMITTED BY THE MAYOR ON MAY 5, 2005, AND BY THE BOROUGH PRESIDENTS PURSUANT TO SECTION 249 OF THE NEW YORK CITY CHARTER, INCLUDING RESCINDMENT OF AMOUNTS FROM PRIOR CAPITAL BUDGETS, BE AND THE SAME ARE HEREBY APPROVED IN ACCORDANCE WITH THE FOLLOWING SCHEDULE OF CHANGES (RESOLUTION A)

This Resolution was Hearing Held by Committee

A motion was made that this Resolution be Approved by Committee approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

Res 1068-2005 RESOLUTION BY THE NEW YORK CITY COUNCIL PURSUANT TO SECTION 254 OF THE NEW YORK CITY CHARTER, THAT THE CAPITAL BUDGET FOR FISCAL YEAR 2006 AND CAPITAL PROGRAM FOR THE ENSUING THREE YEARS, AS SET FORTH IN THE EXECUTIVE CAPITAL BUDGET FOR THE FISCAL YEAR 2006 AND CAPITAL PROGRAM AS SUBMITTED BY THE MAYOR ON MAY 5, 2005, AS AUGMENTED BY THE BOROUGH PRESIDENTS PURSUANT TO SECTION 249 OF THE NEW YORK CITY CHARTER, AND AMENDED BY THE SCHEDULE OF CHANGES APPROVED UNDER RESOLUTION A, INCLUDING AMOUNTS REALLOCATED BY THE RESCINDMENT OF AMOUNTS FROM PRIOR CAPITAL BUDGET APPROPRIATIONS, IS HEREBY ADOPTED IN THE TOTAL AMOUNTS AS FOLLOWS. (RESOLUTION B)

This Resolution was Hearing Held by Committee

A motion was made that this Resolution be Approved by Committee approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -
McMahon

M 0525-2005 Communication from the Mayor-Submitting the Proposed City Fiscal Year 2006 Community Development Program, the Proposed CFY'06 Budget, the Proposed Reallocations-the CD XXXI Funds, Proposed CD XXXII Statement of Objectives and Budget, dated May 5, 2005.

This Mayor's Message was Hearing Held by Committee

A motion was made that this Mayor's Message be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 21 -
Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -
McMahon

Res 1069-2005 RESOLUTION APPROVING THE FISCAL YEAR 2006 COMMUNITY DEVELOPMENT PROGRAM, REALLOCATION OF THIRTY FIRST YEAR COMMUNITY DEVELOPMENT FUNDS, AND THE PROPOSED THIRTY SECOND YEAR COMMUNITY DEVELOPMENT PROGRAM.

This Resolution was Hearing Held by Committee

A motion was made that this Resolution be Approved by Committee approved by Roll Call.

Affirmative, 21 -
Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -
McMahon

M 0526-2005 Communication from the Mayor-Submitting the Executive Budget Supporting Schedules, for Fiscal Year 2006, pursuant to Section 250 of the New York City Charter.

This Mayor's Message was Hearing Held by Committee

This Mayor's Message was Filed by Committee

Affirmative, 21 -
Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -
McMahon

M 0527-2005 Communication from the Mayor-Submitting the Capital Commitment Plan, Executive Budget, Fiscal Year 2006, Volumes I, II and III, pursuant to Section 219(d) of the New York City Charter.

This Mayor's Message was Hearing Held by Committee

A motion was made that this Mayor's Message be Filed by Committee approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

M 0528-2005 Communication from the Mayor-Submitting the Executive Budget -Geographic Reports for Expense Budget for Fiscal Year 2006.

This Mayor's Message was Hearing Held by Committee

A motion was made that this Mayor's Message be Filed by Committee approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

M 0529-2005 Communication from the Mayor-Submitting the Executive Capital Budget Fiscal Year 2006, Capital Project Detail Data, Citywide Volumes 1 and 2 and Volumes for the Five Boroughs, dated May 5, 2005 pursuant to the provisions of Sections 213 (4) & 219 (D) of the New York City Charter.

This Mayor's Message was Hearing Held by Committee

A motion was made that this Mayor's Message be Filed by Committee approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

M 0530-2005 Communication from the Mayor-Submitting the Budget Summary, Message of the Mayor and Summary of Reduction Program relative to the Executive Budget, Fiscal Year 2006, pursuant to Section 249 of the New York City Charter.

This Mayor's Message was Hearing Held by Committee

This Mayor's Message was Filed by Committee

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

M 0581-2005 Communication from the Mayor - Submitting certificate setting forth the maximum amount of debt and reserves which the City, the NYC Transitional Finance Authority, the NYC Municipal Water Finance Authority, the NYS Dormitory Authority and the NYC Health and Hospitals Corporation may soundly incur for capital projects for Fiscal Year 2006 and the ensuing three fiscal years, and the maximum amount of appropriations and expenditures for capital projects which may soundly be made during each fiscal year, pursuant to Section 250 (16) of the NY City Charter.

This Mayor's Message was Hearing Held by Committee

A motion was made that this Mayor's Message be Filed by Committee approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

M 0531-2005 Communication from the Mayor – Submitting the Ten-Year Capital Strategy, Fiscal Year 2006-2015.

This Mayor's Message was Hearing Held by Committee

A motion was made that this Mayor's Message be Approved by Committee approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

M 0605-2005

Communication from the Office of Management & Budget – Pursuant to Section 107(b) of the New York City Charter, transfer City funds between various agencies in fiscal year 2005 to implement changes to the City’s expense budget. (MN - 6)

Attachments: Committee Report, Resolution

This Communication was Hearing on P-C Item by Comm

Attachments: Committee Report, Resolution

A motion was made that this Communication be P-C Item Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

Res 1061-2005

RESOLUTION APPROVING THE MODIFICATION (MN-6) OF UNITS OF APPROPRIATION AND THE TRANSFER OF CITY FUNDS BETWEEN AGENCIES PROPOSED BY THE MAYOR PURSUANT TO SECTION 107(b) OF THE CHARTER OF THE CITY OF NEW YORK.

Attachments: Committee Report

This Resolution was Hearing on P-C Item by Comm

Attachments: Committee Report

A motion was made that this Resolution be P-C Item Approved by Comm approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

M 0606-2005

Communication from the Office of Management & Budget – Pursuant to Section 107(e) of the New York City Charter, appropriate new revenues of \$2.2 billion in fiscal year 2005. (MN - 7)

Attachments: Committee Report, Memorandum, Res. No. 1062

This Communication was Hearing on P-C Item by Comm

Attachments: Committee Report, Memorandum, Res. No. 1062

A motion was made that this Communication be P-C Item Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

Res 1062-2005 Resolution approving a modification pursuant to section 107(e) of the Charter of the City of New York.

Attachments: Memorandum, Committee Report

This Resolution was Hearing on P-C Item by Comm

Attachments: Memorandum, Committee Report

A motion was made that this Resolution be P-C Item Approved by Comm approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

M 0607-2005 Submitting an amendment to the five-year educational facilities capital plan for 2005-2009.

This Communication was Hearing on P-C Item by Comm

A motion was made that this Communication be P-C Item Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

Res 1070-2005 RESOLUTION APPROVING, PURSUANT TO SECTION 2590-p OF THE STATE EDUCATION LAW AND PARAGRAPH(1)(a) OF THE MEMORANDUM OF UNDERSTANDING DATED JUNE 24, 2004 BETWEEN THE MAYOR, THE SPEAKER AND THE CHANCELLOR, THE AMENDMENT TO THE FIVE YEAR EDUCATIONAL FACILITIES CAPITAL PLAN FOR 2005 - 2009 SUBMITTED BY THE CHANCELLOR IN A COMMUNICATION DATED JUNE 29, 2005.

This Resolution was Hearing on P-C Item by Comm

A motion was made that this Resolution be P-C Item Approved by Comm approved by Roll Call.

Affirmative, 21 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann, Gallagher, Oddo and Koppell

Absent, 1 -

McMahon

M 0641-2005 Report of the Committee on Finance in favor of approving a resolution of the Council of the City of New York fixing the tax rate for the Fiscal Year 2006, adopted June 30, 2005 upon the recommendation of the Committee on Finance of the Council.

This Communication was Hearing on P-C Item by Comm

A motion was made that this Communication be P-C Item Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative, 19 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann and Koppell

Negative, 2 -

Gallagher and Oddo

Absent, 1 -

McMahon

Res 1071-2005 **Resolution to provide the amounts necessary for the support of the Government of the City of New York and the counties therein and for the payment of indebtedness thereof, for the Fiscal Year beginning on July 1, 2005 and ending on June 30, 2006 by the levy of taxes on the Real Property in the City of New York, in accordance with the provisions of the constitution of the State of New York, the Real Property Tax Law and the Charter of the City of New York.**

Attachments: Committee Report, Exhibit A

This Resolution was Hearing on P-C Item by Comm

Attachments: Committee Report, Exhibit A

A motion was made that this Resolution be P-C Item Approved by Comm approved by Roll Call.

Affirmative, 19 -

Weprin, Boyland, Lopez, Perkins, Provenzano, Quinn, Moskowitz, Rivera, Brewer, Comrie Jr., de Blasio, Felder, Fidler, Gennaro, Gioia, Jackson, Sears, Vann and Koppell

Negative, 2 -

Gallagher and Oddo

Absent, 1 -

McMahon