

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Thursday, December 8, 2005

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, Maria del Carmen Arroyo, 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, Kendall B. Stewart, Peter F. Vallone, Jr., Albert Vann, David I. Weprin and David Yassky

The Public Advocate (Ms. Gotbaum)

1. Roll Call

Present,

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, 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., Reyna, Rivera, Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Excused,

Baez, Gennaro, Reed and Sanders Jr.

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

2. Invocation

The Invocation was delivered by Council Member Seabrook.

Council Member Jackson moved to spread the Invocation in full upon the Record.

3. Adoption of Minutes

Council Member Jackson moved that the Minutes of the Stated Meeting of October 27, 2005 be adopted as printed.

4. Messages & Papers from the Mayor

M 0720-2005

Communication from the Mayor – Mayors veto and disapproval message of Introductory Number L.U. 638 & Res 1276, disapproving the designation by the Landmarks Preservation Commission of the Austin, Nichols & Co. Warehouse located at 184 Kent Avenue, Brooklyn, Designation List No. 368, LP-2163 (L.U. No. 638; 20065076 HKK; N 060166 HKK).

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

5. Communications from City, County & Borough Offices

None

6. Petitions and Communications

None

7. Land Use Call-Ups

None

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 Finance

Int 0719-2005 A Local Law to amend the administrative code of the city of New York, in relation to the compensation of the public administrators.

Attachments: Committee Report 10/21/05, Hearing Transcript 10/21/05

A motion was made that this Introduction be Overridden by Council approved by Roll Call.

Affirmative, 45 -

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

Negative, 2 -

Barron and Jennings Jr.

Excused, 4 -

Baez, Gennaro, Reed and Sanders Jr.

Enactment No: 2005/104

M 0689-2005 Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 719, in relation to the compensation of the public administrators.

Attachments: Mayor's Veto Message, Committee Report

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

Affirmative, 45 -

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

Negative, 2 -

Barron and Jennings Jr.

Excused, 4 -

Baez, Gennaro, Reed and Sanders Jr.

LU 0664-2005 **Grace Towers HDFC, 2060 Pitkin Avenue, Brooklyn, New York, Block 3737, Lot 1, Council District No. 42, Community District No. 5.**

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

Res 1283-2005 **Resolution approving a partial exemption from real property taxes for property located at 2060 Pitkin Avenue (Block 3737, Lot 1), Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 664).**

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

Report of the Committee on Land Use

LU 0638-2005 **Application no. 20065076 HKK (N 060166 HKK), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.368, LP-2163) by the Landmarks Preservation Commission of the Austin Nichols and Co. Warehouse located at 184-198 Kent Avenue, Borough of Brooklyn, Council District no. 33.**

A motion was made that this Land Use Application be Overridden by Council approved by Roll Call.

Affirmative, 37 -

Speaker Miller, Addabbo Jr., Boyland, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gerson, Gioia, Gonzalez, Jackson, Katz, Koppell, Lanza, Liu, Martinez, Monserrate, Moskowitz, Nelson, Oddo, Palma, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Seabrook, Sears, Stewart, Vallone Jr., Weprin, Yassky and Arroyo

Negative, 8 -

Avella, Barron, James, Jennings Jr., Lopez, McMahon, Perkins and Vann

Excused, 4 -

Baez, Gennaro, Reed and Sanders Jr.

Abstain, 2 -

Brewer and Gentile

Res 1276-2005 **Resolution disapproving the designation by the Landmarks Preservation Commission of the Austin, Nichols & Co. Warehouse located at 184 Kent Avenue, Brooklyn, Designation List No. 368, LP-2163 (L.U. No. 638; 20065076 HKK; N 060166 HKK).**

Attachments: Committee Report

A motion was made that this Resolution be Overridden by Council approved by Roll Call.

Affirmative, 37 -

Speaker Miller, Addabbo Jr., Boyland, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gerson, Gioia, Gonzalez, Jackson, Katz, Koppell, Lanza, Liu, Martinez, Monserrate, Moskowitz, Nelson, Oddo, Palma, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Seabrook, Sears, Stewart, Vallone Jr., Weprin, Yassky and Arroyo

Negative, 8 -

Avella, Barron, James, Jennings Jr., Lopez, McMahon, Perkins and Vann

Excused, 4 -

Baez, Gennaro, Reed and Sanders Jr.

Abstain, 2 -

Brewer and Gentile

LU 0533-2005

Application no. 20065014 HAQ, an Urban Development Action Area Project located at 142-05 Rockaway Boulevard, Council District no. 28, Borough of Queens. 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.

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

Res 1284-2005

Resolution approving an Urban Development Action Area Project located at 142-05 Rockaway Boulevard (Block 12036/Lot 99), 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. 533; 20065014 HAQ).

Attachments: Committee Report

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

- LU 0620-2005** **Uniform land use review procedure application no. 050210 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 3 to allow retail uses on the ground floor and cellar of an existing 6-story building . This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d(b)(2) of the Charter or called-up by vote of the Council pursuant to §197-d(b)(3) of the Charter.**

Attachments: Hearing Transcript - Zoning 11/14

This Land Use Application was Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter. to the City Planning Commission

- LU 0622-2005** **Application no. 20065018 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of H & A Café Corp., d/b/a Midnight Café, to establish, maintain and operate an unenclosed sidewalk café located at 224 Lafayette Street, Borough of Manhattan, Council District no. 1. 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 - Zoning 11/14

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

- Res 1285-2005** **Resolution approving the petition for a revocable consent for an unenclosed small sidewalk café located at 224 Lafayette Street, Manhattan (20065018 TCM; L.U. No. 622).**

Attachments: Committee Report

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

- LU 0634-2005** **Application no. 20065106 HAX, a Project located at 801 Neill Avenue, Council District no. 11, Borough of the Bronx. This matter is subject to Council review and action pursuant to the Private Housing Finance Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for an exemption from real property taxes.**

Attachments: Hearing Transcript - Planning 11/22

Filed pursuant to a Letter of Withdrawal

A motion was made that this Land Use Application be Filed by Council approved by consent Roll Call.

- Res 1286-2005** **Resolution approving a motion to file pursuant to withdrawal of an application for a Project located at 801 Neill Avenue (Block 4290/Lot 8), the Bronx, pursuant to the Private Housing Finance Law (L.U. No. 634; 20065106 HAX).**

Attachments: Committee Report

Filed pursuant to a Letter of Withdrawal

A motion was made that this Resolution be Filed by Council approved by consent Roll Call.

- LU 0642-2005** **Application no. 20065113 HHR, pursuant to Sections 7385(6) and 7387(4) of the Consolidated Laws of New York, at the request of the New York City Health and Hospital Corporation, respecting the leasing of land on the campus of the Seaview Hospital and Rehabilitation Center located in the Borough of Staten Island, Council District no.50**

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

- Res 1287-2005** **Resolution approving the leasing of a parcel of land and the Nurses Residence consisting of 99,000 square feet on the Campus of Sea View Hospital Rehabilitation Center and Home (20065113 HHR; L.U. No. 642), Staten Island.**

Attachments: Committee Report

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

LU 0643-2005 **Application no. 20065114 HHM, pursuant to Sections 7385(6) and 7387(4) of the Consolidated Laws of New York, at the request of the New York City Health and Hospital Corporation, respecting the leasing of land on the campus of the Bellevue Hospital Center located in the Borough of Manhattan, Council District no.4**

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

Res 1288-2005 **Resolution approving the leasing of property located on the northern side of the Bellevue Hospital Center Campus and the grant of a tenant's option to lease an additional adjacent parcel of approximately one acre in size (20065114 HHM; L.U. No. 643), Manhattan.**

Attachments: Committee Report

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

LU 0659-2005 **Application no. 20055605 SCX, a proposed site for a public school facility located generally at Jerome Avenue between West 172nd Street and Goble Place, Council District no. 16, Borough of the Bronx. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.**

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

Res 1289-2005 **Resolution approving the site plan for a public school facility to be located at 1501 through 1535 Jerome Avenue and 1526 Inwood Avenue (Tax Block 2859, Tax Lots 20, 58, 61, 65, 68, 73, 77 and 90), the Bronx, (Non-ULURP No. 20055605 SCX; L.U. No. 659).**

Attachments: Committee Report

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

LU 0660-2005 **Zoning resolution amendment application no. N 060022 ZRR, pursuant to Sections 197-d and 201 of the New York City Charter, for amendments to Article II, Chapter 3 and Article X. Chapter 7.**

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

- Res 1290-2005** **Resolution approving the decision of the City Planning Commission on Application No. N 060022 ZRR, for amendments to the text of the Zoning Resolution of the City of New York, relating to Article II, Chapter 3 (Bulk Regulations for Residential Buildings in Residence Districts), and Article X, Chapter 7 (Special South Richmond Development District), concerning amendments to the regulations for Lower Density Growth Management Areas in the Borough of Staten Island (L.U. No. 660).**

Attachments: Committee Report

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

- LU 0661-2005** **Zoning resolution amendment application no. N 060083 ZRY, pursuant to Sections 197-d and 201 of the New York City Charter, for an amendment Article II, Chapter 3.**

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

- Res 1291-2005** **Resolution approving the decision of the City Planning Commission on Application No. N 060083 ZRY, an amendment to the text of the Zoning Resolution of the City of New York, relating to Article II, Chapter 3 (L.U. No. 661).**

Attachments: Committee Report

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

- LU 0662-2005** **Uniform Land Use Review Procedure application no. C 060084 ZMX pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of the Bronx, Council Districts no. 11 and 12.**

A motion was made that this Land Use Application be Approved, by Council approved by consent Roll Call.

- Res 1292-2005** **Resolution approving the decision of the City Planning Commission on ULURP No. C 060084 ZMX, a Zoning Map change (L.U. No. 662).**

Attachments: Committee Report

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

Report of the Committee on Rules, Privileges, and Elections

- M 0688-2005** **Communication from the Bronx Borough President - Submitting the name of Kenneth J. Knuckles to the Council for its advice and consent regarding his reappointment to the City Planning Commission, pursuant to Section 192(a) of the New York City Charter.**

Attachments: Resolution, Committee Report

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

- Res 1293-2005** **Resolution approving the re-appointment by The Bronx Borough President of Kenneth Julius Knuckles as a member of The New York City Planning Commission.**

Attachments: Committee Report

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

Report of the Committee on Transportation

- Int 0420-2004** **A Local Law to amend the administrative code of the city of New York, in relation to the suspension of alternate side of the street parking rules on the Hindu festival of Diwali.**

Attachments: Committee Report 9/20/05, Mayor's Veto Message, Committee Report 12/6/05

A motion was made that this Introduction be Overridden by Council approved by consent Roll Call.

Enactment No: 2005/103

- M 0687-2005** **Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 420-A, in relation to the suspension of alternate side of the street parking rules on the Hindu festival of Diwali.**

Attachments: Committee Report

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

12. General Orders Calendar

- Int 0295-2004** **A Local Law to amend the administrative code of the city of New York, in relation to fire safety in places of public assembly.**

Attachments: Committee Report 6/22/05, Hearing Transcript 6/22/05

A motion was made that this Introduction be Approved by Council approved by consent Roll Call.

Enactment No: 2005/106

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.

Attachments: Committee Report 10/12/05, Committee Report 11/30/05, Committee Report 12/8/05

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

Affirmative, 46 -

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

Negative, 1 -

Jennings Jr.

Excused, 4 -

Baez, Gennaro, Reed and Sanders Jr.

Enactment No: 2005/107

Res 1262-2005 Resolution determining that Proposed Int. No. 379-A, 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, will not have a significant adverse impact on the environment.

Attachments: Committee Report 11/30/05, Committee Report 12/8/05

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

Int 0464-2004 A Local Law to amend the administrative code of the city of New York, in relation to the provision of language assistance services by the Department of Education.

Attachments: Committee Report 5/17/05, Translation Unit Budget 5/17/05, Information Request Responses 5/17/05, Hearing Transcript 5/17/05, Committee Report 10/7/05, Hearing Transcript 10/7/05, Final Hehir Report 10/7/05, Handout 1- 10/7/05, Handout 2 - 10/7/05, Handout 3 - 10/7/05, Information Request Responses 10/7/05, Committee Report 10/31/05, Hearing Transcript 10/31/05, Committee Report 11/10/05, Hearing Transcript 11/10/05, Information Request Responses 11/10/05, Information Request - Attachment 1- 11/10/05, Information Request - Attachment 2- 11/10/05, Information Request - Attachment 3 - 11/10/05, Committee Report 11/29/05, Hearing Transcript 11/29/05, Fiscal Impact Statement, Mayor's Veto Message - Cover, Mayor's Veto Message, Hearing Transcript - Stated Meeting 10/11/05, Hearing Transcript - Stated Meeting 10/27/05, Hearing Transcript - Stated Meeting 11/30/05, Hearing Transcript - Stated Meeting 12/8/05, Hearing Transcript - Stated Meeting 12/21/05

This Introduction was Laid Over by Council

Int 0521-2004 A Local Law to amend the New York City Charter, in relation to procurement.

Attachments: Committee Report 1/24/05, Hearing Transcript 1/24/05, Committee Report 4/19/05, Hearing Transcript 4/19/05, Committee Report 5/11/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 10/11/05

This Introduction was Laid Over by Council

Int 0550-2005 A Local Law to amend the New York city charter, in relation to requiring the New York city department of education to report on the number of temporary and non-standard classrooms in use in the public school system.

Attachments: Committee Report 6/15/05, Witness List 6/15/05, Class Size & Building Use - Handout 6/15/05, Hearing Transcript 6/15/05, Committee Report 10/31/05, Committee Report 11/10/05, Committee Report 11/29/05

This Introduction was Laid Over by Council

Enactment No: 2005/122

Int 0619-2005 A Local Law to amend the New York city charter, in relation to requiring the New York city department of education to report average class sizes in each school to the City Council.

Attachments: Committee Report 6/15/05, Witness List 6/15/05, Class Size & Building Use - Handout 6/15/05, Hearing Transcript 6/15/05, Committee Report 10/31/05, Committee Report 11/10/05, Committee Report 11/29/05

This Introduction was Laid Over by Council

Enactment No: 2005/125

Int 0731-2005 A Local Law to amend the administrative code of the city of New York, in relation to establishing a citywide stoop line stand task force.

Attachments: Committee Report 10/17/05, Committee Report 10/24/05

This Introduction was Laid Over by Council

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

A motion was made that this Commissioner of Deeds be Approved, by Council approved by consent Roll Call.

Coupled on General Order Calendar

Finance

Int 0719-2005 A Local Law to amend the administrative code of the city of New York, in relation to the compensation of the public administrators.

Attachments: Committee Report 10/21/05, Hearing Transcript 10/21/05

Enactment No: 2005/104

- M 0689-2005** **Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 719, in relation to the compensation of the public administrators.**
Attachments: Mayor's Veto Message, Committee Report
- Res 1283-2005** **Resolution approving a partial exemption from real property taxes for property located at 2060 Pitkin Avenue (Block 3737, Lot 1), Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 664).**
- Land Use
- Res 1276-2005** **Resolution disapproving the designation by the Landmarks Preservation Commission of the Austin, Nichols & Co. Warehouse located at 184 Kent Avenue, Brooklyn, Designation List No. 368, LP-2163 (L.U. No. 638; 20065076 HKK; N 060166 HKK).**
Attachments: Committee Report
- Res 1284-2005** **Resolution approving an Urban Development Action Area Project located at 142-05 Rockaway Boulevard (Block 12036/Lot 99), 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. 533; 20065014 HAQ).**
Attachments: Committee Report
- Res 1285-2005** **Resolution approving the petition for a revocable consent for an unenclosed small sidewalk café located at 224 Lafayette Street, Manhattan (20065018 TCM; L.U. No. 622).**
Attachments: Committee Report
- Res 1286-2005** **Resolution approving a motion to file pursuant to withdrawal of an application for a Project located at 801 Neill Avenue (Block 4290/Lot 8), the Bronx, pursuant to the Private Housing Finance Law (L.U. No. 634; 20065106 HAX).**
Attachments: Committee Report

Res 1287-2005 Resolution approving the leasing of a parcel of land and the Nurses Residence consisting of 99,000 square feet on the Campus of Sea View Hospital Rehabilitation Center and Home (20065113 HHR; L.U. No. 642), Staten Island.

Attachments: Committee Report

Res 1288-2005 Resolution approving the leasing of property located on the northern side of the Bellevue Hospital Center Campus and the grant of a tenant's option to lease an additional adjacent parcel of approximately one acre in size (20065114 HHM; L.U. No. 643), Manhattan.

Attachments: Committee Report

Res 1289-2005 Resolution approving the site plan for a public school facility to be located at 1501 through 1535 Jerome Avenue and 1526 Inwood Avenue (Tax Block 2859, Tax Lots 20, 58, 61, 65, 68, 73, 77 and 90), the Bronx, (Non-ULURP No. 20055605 SCX; L.U. No. 659).

Attachments: Committee Report

Res 1290-2005 Resolution approving the decision of the City Planning Commission on Application No. N 060022 ZRR, for amendments to the text of the Zoning Resolution of the City of New York, relating to Article II, Chapter 3 (Bulk Regulations for Residential Buildings in Residence Districts), and Article X, Chapter 7 (Special South Richmond Development District), concerning amendments to the regulations for Lower Density Growth Management Areas in the Borough of Staten Island (L.U. No. 660).

Attachments: Committee Report

Res 1291-2005 Resolution approving the decision of the City Planning Commission on Application No. N 060083 ZRY, an amendment to the text of the Zoning Resolution of the City of New York, relating to Article II, Chapter 3 (L.U. No. 661).

Attachments: Committee Report

Res 1292-2005 Resolution approving the decision of the City Planning Commission on ULURP No. C 060084 ZMX, a Zoning Map change (L.U. No. 662).

Attachments: Committee Report

Rules, Privileges, and Elections

Res 1293-2005 Resolution approving the re-appointment by The Bronx Borough President of Kenneth Julius Knuckles as a member of The New York City Planning Commission.

Attachments: Committee Report

Transportation

Int 0420-2004 A Local Law to amend the administrative code of the city of New York, in relation to the suspension of alternate side of the street parking rules on the Hindu festival of Diwali.

Attachments: Committee Report 9/20/05, Mayor's Veto Message, Committee Report 12/6/05

Enactment No: 2005/103

M 0687-2005 Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 420-A, in relation to the suspension of alternate side of the street parking rules on the Hindu festival of Diwali.

Attachments: Committee Report

General Order Calendar

Int 0295-2004 A Local Law to amend the administrative code of the city of New York, in relation to fire safety in places of public assembly.

Attachments: Committee Report 6/22/05, Hearing Transcript 6/22/05

Enactment No: 2005/106

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.

Attachments: Committee Report 10/12/05, Committee Report 11/30/05, Committee Report 12/8/05

Enactment No: 2005/107

- Res 1262-2005** **Resolution determining that Proposed Int. No. 379-A, 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, will not have a significant adverse impact on the environment.**

Attachments: Committee Report 11/30/05, Committee Report 12/8/05

- 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 motion which was decided in the affirmative by the following vote:

A motion was made that these files be approved by consent vote.

Affirmative, 47 -

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, 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., Reyna, Rivera, Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Excused, 4 -

Baez, Gennaro, Reed and Sanders Jr.

*The following files were removed from the General Order Calendar and voted separately:
Int No. 379-A, Int No. 719, M-689, and LU 638 & Res 1276.*

See files for individual votes.

*Note: The following items were Overridden by the Council: Int 420-A, Int 719
and LU 638 & Res 1276.*

13. Introduction & Reading of Bills
See Attached

14. Discussion of Resolutions

15. Resolutons

**Res 1218-2005 Resolution calling upon the New York City Department of
Education to maximize the use of school facility space during
non-school hours for community programs and tutoring and
enrichment activities, and to allow the use of such facilities for such
purposes without charging facility fees.**

Attachments: Committee Report 11/21/05, Hearing Transcript 11/21/05, Committee
Report 12/8/05

*Pursuant to Rule 8.50 of the Council, the Public Advocate (Ms. Gotbaum) called for a
voice vote. Hearing no objections, the Public Advocate (Ms. Gotbaum) declared the
Resolution to be adopted.*

Adopted unanimously by the Council by voice-vote.

**A motion was made that this Resolution be Approved, by Council approved by
Voice Vote.**

16. General Discussion

17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Int 0764-2005 **A Local Law to amend the administrative code of the city of New York, in relation to increasing the maximum exemptions allowable with respect to certain veterans who receive an exemption from real property taxation in accordance with section four hundred fifty-eight-a of the real property tax law.**

Sponsors: By The Speaker (Speaker Miller) and Council Members Weprin, Monserrate, Boyland, Clarke, Comrie Jr., Fidler, Gentile, Gonzalez, James, Liu, McMahon, Nelson, Recchia Jr., Seabrook, Sears, Stewart, Vann, Jackson and Lanza

Attachments: Committee Report, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Stated Meeting 12/21/05, Local Law

This Introduction was Referred to Comm by Council to the Committee on Finance

Enactment No: 2005/136

Res 1278-2005 **Resolution calling upon the New York State Legislature to amend Sections 458 and 458-a of the New York Real Property Tax Law, in relation to extending partial property tax exemption provisions of such sections to the school tax portion of New York State property taxes for qualified veterans.**

Sponsors: By Council Members Avella, Clarke, Comrie Jr., Fidler, Gentile, Gerson, James, Jennings Jr., McMahon, Nelson, Recchia Jr., Seabrook, Stewart, Vann, Weprin, Jackson and Lanza

This Resolution was Referred to Comm by Council to the Committee on Finance

Int 0765-2005 **A Local Law to amend the administrative code of the city of New York, in relation to the annual disclosure of financial interests by community board members.**

Sponsors: By Council Members Brewer, Comrie Jr., Gerson, James, Jennings Jr., Seabrook, Stewart and Jackson

Attachments: Cover Sheet

This Introduction was Referred to Comm by Council to the Committee on Standards and Ethics

Res 1279-2005 **Resolution calling upon the legislature of the State of New York to amend Section 811 of the New York State General Municipal Law to authorize the Conflicts of Interest Board to modify the scope of the New York City financial disclosure form.**

Sponsors: By Council Members Brewer, Gioia, Comrie Jr., Gerson, James, Seabrook, Stewart and Jackson

This Resolution was Referred to Comm by Council to the Committee on Standards and Ethics

Res 1280-2005 **Resolution calling on the New York Congressional Delegation and all other members of Congress to oppose several bills that have been introduced into the 109th Congress of the United States -Senate Bills S. 1349 and S. 1504 and House of Representatives Bill H.R. 3146-along with the draft bill of the House of Representatives Energy and Commerce Committee (referred to as “Bits II”) which would amend the Communications Act of 1934 to restrict, if not eliminate, local franchising and severely undermine community programming and the implementation of universal, affordable broadband access.**

Sponsors: By Council Members Brewer, Katz, Comrie Jr., Gerson, James, Liu, Seabrook, Stewart, Weprin and Jackson

This Resolution was Referred to Comm by Council to the Committee on Land Use

Res 1281-2005 **Resolution calling upon President George W. Bush and the U.S. House of Representatives to support the amendment co-sponsored by Senator Hillary Clinton and passed unanimously in the U.S. Senate, to ensure that the Bureau of Labor Statistics collects data on women workers in the Current Employment Statistics Survey (CESS).**

Sponsors: By Council Members Clarke, Boyland, Brewer, Comrie Jr., Fidler, Gerson, James, Liu, McMahon, Nelson, Recchia Jr., Stewart, Weprin and Jackson

This Resolution was Referred to Comm by Council to the Committee on Civil Service and Labor

Int 0766-2005 **A Local Law to amend the administrative code of the city of New York, in relation to creating community advisory councils for city shelters and special needs housing**

Sponsors: By Council Members Foster, Comrie Jr., Fidler, Gonzalez, James, Stewart, Vann, Barron and Jackson

This Introduction was Referred to Comm by Council to the Committee on General Welfare

Int 0767-2005 **A Local Law to amend the administrative code of the city of New York, in relation to creating a temporary task force to study existing as well as potential means and methods of funding affordable housing for low to extremely low income residential communities.**

Sponsors: By Council Members Martinez, Comrie Jr., Fidler, Foster, Gerson, Gonzalez, James, Liu, Vann, Weprin and Jackson

This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings

Int 0768-2005 A Local Law to amend the administrative code of the city of New York, in relation to providing notice to residential property owners of real property tax exemptions for veterans and gold star parents.

Sponsors: By Council Members Monserrate, Brewer, Comrie Jr., Foster, Gentile, Gonzalez, James, Jennings Jr., McMahon, Nelson, Recchia Jr., Weprin and Jackson

Attachments: Committee Report, Hearing Transcript

This Introduction was Referred to Comm by Council to the Committee on Veterans

Res 1282-2005 Resolution calling upon the Legislature of the State of New York to adopt A6531, authorizing localities to remove citizenship requirements for police and firefighters in their jurisdictions, thus enabling the Council to adopt a local law removing such citizenship requirements for such personnel.

Sponsors: By Council Members Yassky, Boyland, Brewer, Fidler, James, Liu, Seabrook, Stewart and Jackson

This Resolution was Referred to Comm by Council to the Committee on Civil Service and Labor

LU 0664-2005 Grace Towers HDFC, 2060 Pitkin Avenue, Brooklyn, New York, Block 3737, Lot 1, Council District No. 42, Community District No. 5.

Sponsors: By Council Members Weprin and Barron

This Land Use Application was Referred to Comm by Council to the Committee on Finance

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

Whereupon on motion of the Speaker (Council Member Miller), the Clerk of the Council adjourned to meet again on Wednesday, December 21, 2005.

*VICTOR L. ROBLES, City Clerk
Clerk of the Council*