

The New York City Council

*New York City Council
City Hall
New York, NY 10007*



Meeting Minutes

Wednesday, January 9, 2008

12:00 PM

CHARTER MEETING

Council Chambers - City Hall

City Council

Christine C. Quinn, Speaker

Members: Joseph P. Addabbo, Jr., Maria Del Carmen Arroyo, Tony Avella, Maria Baez, Charles Barron, Gale A. Brewer, Leroy G. Comrie, Jr., Bill de Blasio, Inez E. Dickens, Erik Martin Dilan, Mathieu Eugene, Simcha Felder, Lewis A. Fidler, Helen D. Foster, Dennis P. Gallagher, Daniel R. Garodnick, James F. Gennaro, Vincent J. Gentile, Alan J. Gerson, Eric N. Gioia, Sara M. Gonzalez, Vincent M. Ignizio, Robert Jackson, Letitia James, Melinda R. Katz, G. Oliver Koppell, Jessica S. Lappin, John C. Liu, Melissa Mark-Viverito, Miguel Martinez, Darlene Mealy, Rosie Mendez, Michael E. McMahon, Hiram Monserrate, Michael C. Nelson, James S. Oddo, Annabel Palma, Domenic M. Recchia, Jr., Diana Reyna, Joel Rivera, James Sanders, Jr., Larry B. Seabrook, Helen Sears, Kendall B. Stewart, James Vacca, Peter F. Vallone, Jr., Albert Vann, David I. Weprin, Thomas White, Jr. and David Yassky

The President Pro Tempore (Council Member Rivera)

1. Roll Call

Present,

Speaker Quinn, Addabbo Jr., Arroyo, Avella, Baez, Brewer, Comrie Jr., de Blasio, Dickens, Dilan, Eugene, Felder, Fidler, Foster, Gallagher, Garodnick, Gentile, Gerson, Gioia, Gonzalez, Ignizio, Jackson, James, Katz, Koppell, Lappin, Liu, Mark-Viverito, Mealy, Mendez, Monserrate, Nelson, Oddo, Palma, Recchia Jr., Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vacca, Vallone Jr., Vann, Weprin, White Jr. and Yassky

Excused,

Barron, Gennaro, Martinez and Gotbaum

Maternity,

Reyna

Medical,

McMahon

The presence of a quorum was announced by The President Pro Tempore (Council Member Rivera).

2. Invocation

Council Member Reverend Larry B. Seabrook delivered the Invocation.

(The Invocation was to be delivered by: Rev. Katrina D. Foster, Pastor, Fordham Evangelical Lutheran Church, 2430 Walton Avenue, The Bronx, New York 10468.)

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

3. Adoption of Minutes

Council Member Baez moved that the Minutes of the Stated Meeting of November 28, 2007 and December 11, 2007 be adopted as printed by Council Member Ignizio.

4. Messages & Papers from the Mayor

None

5. Communications from City, County & Borough Offices

None

6. Petitions and Communications

None

7. Land Use Call-Ups

The President Pro Tempore (Council Member Rivera) put the question whether the Council would agree with and adopt such motion which was decided in the affirmative by the following vote:

M 0910-2008

By Council Member Gerson

Pursuant to Rule 11.20(c) of the Council and Section 197-d (b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application no. C070247 ZSM, and shall be subject to Council review.

Attachments: Hearing Transcript - Charter Meeting 1/9/08

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

Affirmative, 46 -

Speaker Quinn, Addabbo Jr., Arroyo, Avella, Baez, Brewer, Comrie Jr., de Blasio, Dickens, Dilan, Eugene, Felder, Fidler, Foster, Gallagher, Garodnick, Gentile, Gerson, Gioia, Gonzalez, Ignizio, Jackson, James, Katz, Koppell, Lappin, Liu, Mark-Viverito, Mealy, Mendez, Monserrate, Nelson, Oddo, Palma, Recchia Jr., Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vacca, Vallone Jr., Vann, Weprin, White Jr. and Yassky

Excused, 3 -

Barron, Gennaro and Martinez

Maternity, 1 -

Reyna

Medical, 1 -

McMahon

At this point, the President Pro Tempore (Council Member Rivera) declared that the aforementioned items were adopted and referred to the Committee on Land Use and to the appropriate Land Use subcommittee.

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 0675-2008

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

Attachments: Committee Report, Hearing Transcript, Hearing Testimony, Press Release, Fiscal Impact Statement, Message of Necessity, Hearing Transcript - Charter Meeting 1/9/08, Local Law

With Message of Necessity

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

Enactment No: 2008/002

Report of the Committee on Land Use

LU 0595-2007 **Uniform land use review procedure application no. C 080023 PQX, the acquisition of real property located at 1382-1414 Shakespeare Avenue, Borough of the Bronx, Council District no. 16, pursuant to Sections 197-c and 197-d of the New York City Charter. This action is subject to review and action by the Council only if appealed to the Council pursuant to Section 197-d(b)(2) of the Charter or called up by vote of the Council pursuant to Section 197-d(3) of the Charter.**

Attachments: Press Release, Hearing Transcript - Planning 1/9/08, Hearing Transcript - Land Use 1/9/08

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

Res 1206-2008 **Resolution approving the decision of the City Planning Commission on ULURP No. C 080023 PQX (L.U. No. 595), for the acquisition of property located at 1382-1414 Shakespeare Avenue (Block 2872, Lots 7, 9, 11, and 15), Borough of the Bronx, to facilitate a residential development.**

Attachments: Press Release, Committee Report, Hearing Transcript - Charter Meeting 1/9/08

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

LU 0596-2007 **Uniform land use review procedure application no. C 080024 HAX, an Urban Development Action Area Designation, Project and the disposition of such property located at 1382, 1388, 1392 and 1414 Shakespeare Avenue, Borough of the Bronx, Council District no. 16. This matter is subject to Council review and action pursuant to Sections 197-c and 197-d of the New York City Charter and Article 16 of the General Law.**

Attachments: Press Release, Hearing Transcript - Planning 1/9/08, Hearing Transcript - Land Use 1/9/08

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

- Res 1207-2008** **Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 080024 HAX, approving the designation of property located at 1382, 1388, 1392, and 1414 Shakespeare Avenue (Block 2872, Lots 7, 9, 11, and 15), Borough of the Bronx, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to a developer selected by the Department of Housing Preservation and Development (L.U. No. 596; C 080024 HAX).**

Attachments: Press Release, Committee Report, Hearing Transcript - Charter Meeting 1/9/08

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

- LU 0643-2007** **Uniform land use review procedure application no. C 060320 ZMX, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section Nos. 3c.**

Attachments: Press Release, Hearing Transcript - Zoning 1/7/08, Hearing Testimony - Zoning 1/7/08, Hearing Transcript - Land Use 1/8/08, Hearing Transcript - Land Use 1/9/08

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

- Res 1208-2008** **Resolution approving the decision of the City Planning Commission on ULURP No. C 060320 ZMX, a Zoning Map change (L.U. No. 643).**

Attachments: Press Release, Committee Report, Hearing Transcript - Charter Meeting 1/9/08

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

- LU 0644-2007** **Uniform land use review procedure application no. C 050491 ZMQ, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section Nos. 9b, changing from an M1-5 District to a C4-2A District.**

Attachments: Press Release, Hearing Transcript - Zoning 1/7/08, Hearing Testimony - Zoning 1/7/08, Hearing Transcript - Land Use 1/8/08, Hearing Transcript - Land Use 1/9/08

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

Res 1209-2008 Resolution approving the decision of the City Planning Commission on ULURP No. C 050491 ZMQ, a Zoning Map change (L.U. No. 644).

Attachments: Press Release, Committee Report, Hearing Transcript - Charter Meeting 1/9/08

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

Report of the Committee on Sanitation and Solid Waste Mangement

Int 0640-2007 A Local Law to amend the administrative code of the city of New York, in relation to requiring a recycling program for plastic carryout bags and film plastic.

Attachments: Int. No. 640 - 10/29/07, Committee Report 11/29/07, Hearing Transcript 11/29/07, Hearing Testimony 11/29/07, Committee Report 1/8/08, Hearing Transcript 1/8/08, Hearing Testimony 1/8/08, Fiscal Impact Statement, Press Release, Hearing Transcript - Charter Meeting 1/9/08, Local Law

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

Affirmative, 44 -

Speaker Quinn, Addabbo Jr., Arroyo, Avella, Baez, Brewer, Comrie Jr., de Blasio, Dickens, Dilan, Eugene, Felder, Fidler, Foster, Garodnick, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Katz, Koppell, Lappin, Liu, Mark-Viverito, Mealy, Mendez, Monserrate, Nelson, Oddo, Palma, Recchia Jr., Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vacca, Vallone Jr., Vann, Weprin, White Jr. and Yassky

Negative, 2 -

Gallagher and Ignizio

Excused, 3 -

Barron, Gennaro and Martinez

Maternity, 1 -

Reyna

Medical, 1 -

McMahon

Enactment No: 2008/001

Res 1205-2008 Resolution finding that the enactment of Proposed Int. No. 640-A does not have a significant adverse impact on the environment and is consistent with The State Environmental Quality Review Act.

Attachments: Committee Report, Press Release, Hearing Testimony, Hearing Transcript, Hearing Transcript - Charter Meeting 1/9/08

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

Affirmative, 44 -

Speaker Quinn, Addabbo Jr., Arroyo, Avella, Baez, Brewer, Comrie Jr., de Blasio, Dickens, Dilan, Eugene, Felder, Fidler, Foster, Garodnick, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Katz, Koppell, Lappin, Liu, Mark-Viverito, Mealy, Mendez, Monserrate, Nelson, Oddo, Palma, Recchia Jr., Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vacca, Vallone Jr., Vann, Weprin, White Jr. and Yassky

Negative, 2 -

Gallagher and Ignizio

Excused, 3 -

Barron, Gennaro and Martinez

Maternity, 1 -

Reyna

Medical, 1 -

McMahon

Report of the Committee on State and Federal Legislation

SLR 0080-2008 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.6495, and Assembly Member Abbate, A.9463, “AN ACT to amend the civil service law, in relation to provisional employees of certain public employers; and providing for the repeal of such provisions upon expiration thereof”.

Attachments: Committee Report, Press Release, Hearing Testimony, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Charter Meeting 1/9/08

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

12. General Orders Calendar

T2006-0001

Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/4/06, Hearing Transcript - Stated Meeting 1/18/06, Hearing Transcript - Stated Meeting 2/1/06, Hearing Transcript - Stated Meeting 2/15/06, Hearing Transcript - Stated Meeting 3/1/06, Hearing Transcript - Stated Meeting 3/22/06, Hearing Transcript - Stated Meeting 4/5/06, Hearing Transcript - Stated Meeting 4/26/06, Hearing Transcript - Stated Meeting 5/10/06, Hearing Transcript - Stated Meeting 5/24/06, Hearing Transcript - Stated Meeting 6/13/06, Hearing Transcript - Stated Meeting 6/20/06, Hearing Transcript - Stated Meeting 6/29/06, Hearing Transcript - Stated Meeting 7/19/06, Hearing Transcript - Stated Meeting 8/16/06, Hearing Transcript - Stated Meeting 9/13/06, Hearing Transcript - Stated Meeting 9/27/06, Hearing Transcript - Stated Meeting 10/11/06, Hearing Transcript - Stated Meeting 10/25/06, Hearing Transcript - Stated Meeting 11/15/06, Hearing Transcript - Stated Meeting 11/29/06, Hearing Transcript - Stated Meeting 12/6/06, Hearing Transcript - Stated Meeting 12/20/06, Hearing Transcript - Stated Meeting 1/3/07, Hearing Transcript - Stated Meeting 1/9/07, Hearing Transcript - Stated Meeting 2/1/07, Hearing Transcript - Stated Meeting 2/28/07, Hearing Transcript - Stated Meeting 3/14/07, Hearing Transcript - Stated Meeting 3/28/07, Hearing Transcript - Stated Meeting 4/12/07, Hearing Transcript - Stated Meeting 4/23/07, Hearing Transcript - Stated Meeting 5/9/07, Hearing Transcript - Stated Meeting 5/30/07, Hearing Transcript - Stated Meeting 6/5/07, Hearing Transcript - Stated Meeting 6/15/07, Hearing Transcript - Stated Meeting 6/27/07, Hearing Transcript - Stated Meeting 7/25/07, Hearing Transcript - Stated Meeting 8/6/07, Hearing Transcript - Stated Meeting 8/22/07, Hearing Transcript - Stated Meeting 9/10/07, Hearing Transcript - Stated Meeting 9/25/07, Hearing Transcript - Stated Meeting 10/17/07, Hearing Transcript - Stated Meeting 10/23/07, Hearing Transcript - Stated Meeting 10/29/07, Hearing Transcript - Stated Meeting 11/15/07, Hearing Transcript - Stated Meeting 11/28/07, Hearing Transcript - Stated Meeting 12/11/07, Hearing Transcript - Stated Meeting 12/19/07, Hearing Transcript - Charter Meeting 1/9/08, Hearing Transcript - Stated Meeting 1/30/08, Hearing Transcript - Stated Meeting 2/13/08, Hearing Transcript - Stated Meeting 2/27/08, Hearing Transcript - Stated Meeting 3/12/08, Hearing Transcript - Stated Meeting 3/26/08, Hearing Transcript - Stated Meeting 3/31/08, Hearing Transcript - Stated Meeting 4/16/08, Hearing Transcript - Stated Meeting 4/30/08, Hearing Transcript - Stated Meeting 5/14/08, Hearing Transcript - Stated Meeting 5/28/08, Hearing Transcript - Recessed Stated Meeting 5/28/08, Hearing Transcript - Stated Meeting 6/12/08, Hearing Transcript - Recessed Stated Meeting 6-23-08, Hearing Transcript - Stated Meeting 6/29/08, Hearing Transcript - Stated Meeting 7/23/08, Hearing Transcript - Stated Meeting 8/14/08, Hearing Transcript - Stated Meeting 9/4/08, Hearing Transcript - Stated Meeting 9/24/08, Hearing Transcript - Stated Meeting 10/7/08, Hearing Transcript - Stated Meeting 10/23/08, Hearing Transcript - Stated Meeting 11/13/08, Hearing Transcript - Stated Meeting 11/19/08, Hearing Transcript - Charter Meeting 1/7/09, Hearing Transcript - Stated Meeting 1/28/09, Hearing Transcript - Stated Meeting 2/11/09, Hearing Transcript - Stated Meeting 3/24/09, Hearing Transcript - Stated Meeting 4/2/09, Hearing Transcript - Stated Meeting 4/22/09, Hearing Transcript - Stated Meeting 5/6/09, Hearing Transcript - Stated Meeting 5/20/09, Hearing Transcript - Stated Meeting 6/10/09, Hearing Transcript - Stated Meeting 6/19/09, Hearing

Transcript - Stated Meeting 6/30/09

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 0675-2008

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

Attachments: Committee Report, Hearing Transcript, Hearing Testimony, Press Release, Fiscal Impact Statement, Message of Necessity, Hearing Transcript - Charter Meeting 1/9/08, Local Law

Enactment No: 2008/002

Land Use

Res 1206-2008 **Resolution approving the decision of the City Planning Commission on ULURP No. C 080023 PQX (L.U. No. 595), for the acquisition of property located at 1382-1414 Shakespeare Avenue (Block 2872, Lots 7, 9, 11, and 15), Borough of the Bronx, to facilitate a residential development.**

Attachments: Press Release, Committee Report, Hearing Transcript - Charter Meeting 1/9/08

Res 1207-2008 **Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 080024 HAX, approving the designation of property located at 1382, 1388, 1392, and 1414 Shakespeare Avenue (Block 2872, Lots 7, 9, 11, and 15), Borough of the Bronx, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to a developer selected by the Department of Housing Preservation and Development (L.U. No. 596; C 080024 HAX).**

Attachments: Press Release, Committee Report, Hearing Transcript - Charter Meeting 1/9/08

Res 1208-2008 **Resolution approving the decision of the City Planning Commission on ULURP No. C 060320 ZMX, a Zoning Map change (L.U. No. 643).**

Attachments: Press Release, Committee Report, Hearing Transcript - Charter Meeting 1/9/08

Res 1209-2008 **Resolution approving the decision of the City Planning Commission on ULURP No. C 050491 ZMQ, a Zoning Map change (L.U. No. 644).**

Attachments: Press Release, Committee Report, Hearing Transcript - Charter Meeting 1/9/08

Sanitation and Solid Waste Management

Int 0640-2007 **A Local Law to amend the administrative code of the city of New York, in relation to requiring a recycling program for plastic carryout bags and film plastic.**

Attachments: Int. No. 640 - 10/29/07, Committee Report 11/29/07, Hearing Transcript 11/29/07, Hearing Testimony 11/29/07, Committee Report 1/8/08, Hearing Transcript 1/8/08, Hearing Testimony 1/8/08, Fiscal Impact Statement, Press Release, Hearing Transcript - Charter Meeting 1/9/08, Local Law

Enactment No: 2008/001

Res 1205-2008 Resolution finding that the enactment of Proposed Int. No. 640-A does not have a significant adverse impact on the environment and is consistent with The State Environmental Quality Review Act.

Attachments: Committee Report, Press Release, Hearing Testimony, Hearing Transcript, Hearing Transcript - Charter Meeting 1/9/08

State and Federal Legislation

SLR 0080-2008 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.6495, and Assembly Member Abbate, A.9463, "AN ACT to amend the civil service law, in relation to provisional employees of certain public employers; and providing for the repeal of such provisions upon expiration thereof".

Attachments: Committee Report, Press Release, Hearing Testimony, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Charter Meeting 1/9/08

General Order Calendar

T2006-0001

Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/4/06, Hearing Transcript - Stated Meeting 1/18/06, Hearing Transcript - Stated Meeting 2/1/06, Hearing Transcript - Stated Meeting 2/15/06, Hearing Transcript - Stated Meeting 3/1/06, Hearing Transcript - Stated Meeting 3/22/06, Hearing Transcript - Stated Meeting 4/5/06, Hearing Transcript - Stated Meeting 4/26/06, Hearing Transcript - Stated Meeting 5/10/06, Hearing Transcript - Stated Meeting 5/24/06, Hearing Transcript - Stated Meeting 6/13/06, Hearing Transcript - Stated Meeting 6/20/06, Hearing Transcript - Stated Meeting 6/29/06, Hearing Transcript - Stated Meeting 7/19/06, Hearing Transcript - Stated Meeting 8/16/06, Hearing Transcript - Stated Meeting 9/13/06, Hearing Transcript - Stated Meeting 9/27/06, Hearing Transcript - Stated Meeting 10/11/06, Hearing Transcript - Stated Meeting 10/25/06, Hearing Transcript - Stated Meeting 11/15/06, Hearing Transcript - Stated Meeting 11/29/06, Hearing Transcript - Stated Meeting 12/6/06, Hearing Transcript - Stated Meeting 12/20/06, Hearing Transcript - Stated Meeting 1/3/07, Hearing Transcript - Stated Meeting 1/9/07, Hearing Transcript - Stated Meeting 2/1/07, Hearing Transcript - Stated Meeting 2/28/07, Hearing Transcript - Stated Meeting 3/14/07, Hearing Transcript - Stated Meeting 3/28/07, Hearing Transcript - Stated Meeting 4/12/07, Hearing Transcript - Stated Meeting 4/23/07, Hearing Transcript - Stated Meeting 5/9/07, Hearing Transcript - Stated Meeting 5/30/07, Hearing Transcript - Stated Meeting 6/5/07, Hearing Transcript - Stated Meeting 6/15/07, Hearing Transcript - Stated Meeting 6/27/07, Hearing Transcript - Stated Meeting 7/25/07, Hearing Transcript - Stated Meeting 8/6/07, Hearing Transcript - Stated Meeting 8/22/07, Hearing Transcript - Stated Meeting 9/10/07, Hearing Transcript - Stated Meeting 9/25/07, Hearing Transcript - Stated Meeting 10/17/07, Hearing Transcript - Stated Meeting 10/23/07, Hearing Transcript - Stated Meeting 10/29/07, Hearing Transcript - Stated Meeting 11/15/07, Hearing Transcript - Stated Meeting 11/28/07, Hearing Transcript - Stated Meeting 12/11/07, Hearing Transcript - Stated Meeting 12/19/07, Hearing Transcript - Charter Meeting 1/9/08, Hearing Transcript - Stated Meeting 1/30/08, Hearing Transcript - Stated Meeting 2/13/08, Hearing Transcript - Stated Meeting 2/27/08, Hearing Transcript - Stated Meeting 3/12/08, Hearing Transcript - Stated Meeting 3/26/08, Hearing Transcript - Stated Meeting 3/31/08, Hearing Transcript - Stated Meeting 4/16/08, Hearing Transcript - Stated Meeting 4/30/08, Hearing Transcript - Stated Meeting 5/14/08, Hearing Transcript - Stated Meeting 5/28/08, Hearing Transcript - Recessed Stated Meeting 5/28/08, Hearing Transcript - Stated Meeting 6/12/08, Hearing Transcript - Recessed Stated Meeting 6-23-08, Hearing Transcript - Stated Meeting 6/29/08, Hearing Transcript - Stated Meeting 7/23/08, Hearing Transcript - Stated Meeting 8/14/08, Hearing Transcript - Stated Meeting 9/4/08, Hearing Transcript - Stated Meeting 9/24/08, Hearing Transcript - Stated Meeting 10/7/08, Hearing Transcript - Stated Meeting 10/23/08, Hearing Transcript - Stated Meeting 11/13/08, Hearing Transcript - Stated Meeting 11/19/08, Hearing Transcript - Charter Meeting 1/7/09, Hearing Transcript - Stated Meeting 1/28/09, Hearing Transcript - Stated Meeting 2/11/09, Hearing Transcript - Stated Meeting 3/24/09, Hearing Transcript - Stated Meeting 4/2/09, Hearing Transcript - Stated Meeting 4/22/09, Hearing Transcript - Stated Meeting 5/6/09, Hearing Transcript - Stated Meeting 5/20/09, Hearing Transcript - Stated Meeting 6/10/09, Hearing Transcript - Stated Meeting 6/19/09, Hearing

Transcript - Stated Meeting 6/30/09

The President Pro Tempore (Council Member Rivera) put the question whether the Council would agree with and adopt such reports, which were decided in the affirmative by the following vote:

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

Affirmative, 46 -

Speaker Quinn, Addabbo Jr., Arroyo, Avella, Baez, Brewer, Comrie Jr., de Blasio, Dickens, Dilan, Eugene, Felder, Fidler, Foster, Gallagher, Garodnick, Gentile, Gerson, Gioia, Gonzalez, Ignizio, Jackson, James, Katz, Koppell, Lappin, Liu, Mark-Viverito, Mealy, Mendez, Monserrate, Nelson, Oddo, Palma, Recchia Jr., Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vacca, Vallone Jr., Vann, Weprin, White Jr. and Yassky

Excused, 3 -

Barron, Gennaro and Martinez

Maternity, 1 -

Reyna

Medical, 1 -

McMahon

The following files were removed from the General Order Calendar and voted separately:

Int No. 640-A 44-2-0

Res No. 1205 44-2-0

See files for individual votes.

13. Introduction & Reading of Bills
See Attached

14. Discussion of Resolutions

15. Resolutions

None

16. General Discussion

17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Int 0672-2008

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting certain Level 3 convicted sex offenders from living within one thousand feet of a park or a public or private school.

Sponsors:

By Council Members Oddo, Vacca, Avella, Comrie Jr., Gentile, Gonzalez, Liu, Nelson, Sanders Jr., Sears and Felder

This Introduction was Referred to Comm by Council to the Committee on Public Safety

SLR 0080-2008 State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.6495, and Assembly Member Abbate, A.9463, "AN ACT to amend the civil service law, in relation to provisional employees of certain public employers; and providing for the repeal of such provisions upon expiration thereof".

Sponsors: By Council Members Baez, Fidler, Addabbo Jr., Comrie Jr., Jackson, Nelson and Weprin

Attachments: Committee Report, Press Release, Hearing Testimony, Fiscal Impact Statement, Hearing Transcript, Hearing Transcript - Charter Meeting 1/9/08

This SLR was Referred to Comm by Council to the Committee on State and Federal Legislation

Res 1204-2008 Resolution authorizing franchises for telecommunications services.

Sponsors: By Council Members Katz and Comrie Jr. (by request of the Mayor)

Attachments: Hearing Transcript - Zoning 2/6/08, Hearing Testimony - Zoning 2/6/08, Hearing Transcript - Zoning 2/25/08, Hearing Testimony - Zoning 2/25/08, Hearing Transcript - Land Use 2/26/08, Hearing Transcript - Land Use 2/27/08, Press Release, Hearing Transcript - Stated Meeting 2/27/08

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

Int 0673-2008 A Local Law to amend the administrative code of the city of New York, in relation to establishing a one-year pilot program for recycling in certain parks.

Sponsors: By Council Members Lappin, Brewer, de Blasio, Dickens, Felder, Fidler, Foster, Garodnick, Gerson, Jackson, James, Koppell, Mark-Viverito, Mendez, Palma, Recchia Jr., Sanders Jr., Seabrook, Stewart, Vacca, Weprin, Yassky, Katz, Gennaro, Sears and Avella

Attachments: Dear Colleague Letter, Committee Report 2/14/08, Hearing Transcript 2/14/08, Hearing Testimony 2/14/08

This Introduction was Referred to Comm by Council to the Committee on Sanitation and Solid Waste Management

Int 0674-2008

A Local Law to amend the administrative code of the city of New York, in relation to requiring the city of New York to prune trees, bushes and other vegetation that obstruct traffic control signals or devices.

Sponsors: By Council Members Lappin, Comrie Jr., de Blasio, Dickens, Felder, Fidler, Foster, Gentile, Gerson, Gonzalez, Jackson, James, Koppell, Mark-Viverito, Mendez, Nelson, Palma, Recchia Jr., Seabrook, Sears, Stewart, Vacca, Weprin and Katz

Attachments: Int. No. 674 - 1/9/08, Dear Colleague Letter, Committee Report 2/11/08, Hearing Transcript 2/11/08, Hearing Testimony 2/11/08, Committee Report 3/12/08, Hearing Testimony 3/12/08, Hearing Transcript 3/12/08, Committee Report - Stated Meeting 3/12/08, Hearing Transcript - Stated Meeting 3/12/08, Fiscal Impact Statement, Press Release, Letter from Mayor, Local Law

This Introduction was Referred to Comm by Council to the Committee on Parks and Recreation

Enactment No: 2008/012

Res 1205-2008

Resolution finding that the enactment of Proposed Int. No. 640-A does not have a significant adverse impact on the environment and is consistent with The State Environmental Quality Review Act.

Sponsors: By Council Members Vallone Jr., McMahon, Jackson, Sears and Weprin

Attachments: Committee Report, Press Release, Hearing Testimony, Hearing Transcript, Hearing Transcript - Charter Meeting 1/9/08

This Resolution was Referred to Comm by Council to the Committee on Sanitation and Solid Waste Management

Int 0675-2008

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

Sponsors: By Council Members Weprin and Comrie Jr. (by request of the Mayor)

Attachments: Committee Report, Hearing Transcript, Hearing Testimony, Press Release, Fiscal Impact Statement, Message of Necessity, Hearing Transcript - Charter Meeting 1/9/08, Local Law

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

Enactment No: 2008/002

Int 0676-2008

A Local Law to amend the administrative code of the city of New York, in relation to establishing a pilot program for issuing warning notifications for first-time offenders of certain litter laws.

Sponsors: By Council Members Yassky, Brewer, Gentile, Gerson, Gonzalez, James, Koppell, Sanders Jr., Seabrook and Vacca

This Introduction was Referred to Comm by Council to the Committee on Sanitation and Solid Waste Management

LU 0645-2008

Application no. 20085232 HAK, an Urban Development Action Area Project known as Albany/Herkimer, located in Community Board 3, Council District no. 362, 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 - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Planning 2/6/08, Hearing Transcript - Planning 2/27/08, Hearing Testimony 2/27/08, Hearing Transcript - Planning 3/4/08, Hearing Transcript - Planning 3/12/08, Hearing Transcript - Planning 4/3/08, Hearing Transcript - Land Use 4/3/08

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

Attachments: Hearing Transcript - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Planning 2/6/08, Hearing Transcript - Planning 2/27/08, Hearing Testimony 2/27/08, Hearing Transcript - Planning 3/4/08, Hearing Transcript - Planning 3/12/08, Hearing Transcript - Planning 4/3/08, Hearing Transcript - Land Use 4/3/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0646-2008

Application no. 20085233 HAX, an Urban Development Action Area Project located at 2024 Hughes Avenue, Council District no. 15, Borough of the Bronx. 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 577 of the Private Housing Finance Law for a partial tax exemption.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Land Use 1/24/08

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

Attachments: Hearing Transcript - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Land Use 1/24/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0647-2008

Application no. 20085234 HAM, an Urban Development Action Area Project located at 321 Pleasant Avenue, Council District no. 8, 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 577 of the Private Housing Finance Law for a partial tax exemption.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Planning 2/6/08, Hearing Transcript - Planning 2/27/08, Hearing Testimony 2/27/2008, Hearing Transcript - Planning 3/4/08, Hearing Transcript - Land Use 3/6/08, Hearing Transcript - Planning 3/12/08, Hearing Transcript - Land Use 3/12/08

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

Attachments: Hearing Transcript - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Planning 2/6/08, Hearing Transcript - Planning 2/27/08, Hearing Testimony 2/27/2008, Hearing Transcript - Planning 3/4/08, Hearing Transcript - Land Use 3/6/08, Hearing Transcript - Planning 3/12/08, Hearing Transcript - Land Use 3/12/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0648-2008

Application no. 20085235 HAM, an Urban Development Action Area Project located at 323 Pleasant Avenue, Council District no. 8, 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 577 of the Private Housing Finance Law for a partial tax exemption.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Planning 2/6/08, Hearing Transcript - Planning 2/27/08, Hearing Testimony 2/27/2008, Hearing Transcript - Planning 3/4/08, Hearing Transcript - Land Use 3/6/08, Hearing Transcript - Planning 3/12/08, Hearing Transcript - Land Use 3/12/08

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

Attachments: Hearing Transcript - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Planning 2/6/08, Hearing Transcript - Planning 2/27/08, Hearing Testimony 2/27/2008, Hearing Transcript - Planning 3/4/08, Hearing Transcript - Land Use 3/6/08, Hearing Transcript - Planning 3/12/08, Hearing Transcript - Land Use 3/12/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0649-2008

Application no. 20085236 HAM an Urban Development Action Area Project located at 325-327 Pleasant Avenue, Council District no. 8, 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 577 of the Private Housing Finance Law for a partial tax exemption.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Planning 2/6/08, Hearing Transcript - Planning 2/27/08, Hearing Testimony 2/27/2008, Hearing Transcript - Planning 3/4/08, Hearing Transcript - Land Use 3/6/08, Hearing Transcript - Planning 3/12/08, Hearing Transcript - Land Use 3/12/08

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

Attachments: Hearing Transcript - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Planning 2/6/08, Hearing Transcript - Planning 2/27/08, Hearing Testimony 2/27/2008, Hearing Transcript - Planning 3/4/08, Hearing Transcript - Land Use 3/6/08, Hearing Transcript - Planning 3/12/08, Hearing Transcript - Land Use 3/12/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0650-2008

Application no. 20085237 HAM, an Urban Development Action Area Project located at 484 Convent Avenue, Council District no. 7, 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 577 of the Private Housing Finance Law for a partial tax exemption.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Planning 2/6/08, Hearing Transcript - Land Use 2/7/08, Press Release

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

Attachments: Hearing Transcript - Planning 1/9/08, Hearing Transcript - Planning 1/22/08, Hearing Transcript - Planning 2/6/08, Hearing Transcript - Land Use 2/7/08, Press Release

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0651-2008 Application no. 20085194 HKQ (N 080166 HKQ), pursuant to §3020 of the Charter of the City of New York, regarding the landmark designation (List No.397, LP-2272) by the Landmarks Preservation Commission of the Voelker Orth Museum, Bird Sanctuary and Victorian Garden, Council District no. 20.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

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

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0652-2008 Application no. 20085193 HKR (N 080164 HKR), pursuant to §3020 of the Charter of the City of New York, regarding the landmark designation (List No.397, LP-2250) by the Landmarks Preservation Commission of the Standard Varnish Works Factory Office Building, 2589 Richmond Terrace, Council District no. 49.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

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

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0653-2008 Application no. 20085192 HKR (N 080165 HKR), pursuant to §3020 of the Charter of the City of New York, regarding the landmark designation (List No.397, LP-2231) by the Landmarks Preservation Commission of the Gillet-Tyler House, Council District no.50.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

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

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0654-2008

Application no. 20085196 HKM (N 080168 HKM), pursuant to §3020 of the Charter of the City of New York, regarding the landmark designation (List No.397, LP-2269) by the Landmarks Preservation Commission of the 511 Grand Street House building, Council District no. 1.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

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

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0655-2008

Application no. 20085195 HKM (N 080169 HKM), pursuant to §3020 of the Charter of the City of New York, regarding the landmark designation (List No.397, LP-2270) by the Landmarks Preservation Commission of the 513 Grand Street House building, Council District no. 1.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

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

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0656-2008 Application no. 20085189 HKM (N 080170 HKM), pursuant to §3020 of the Charter of the City of New York, regarding the landmark designation (List No.397, LP-2246) by the Landmarks Preservation Commission of the Manhattan House, 200 East 66th Street, Council District no. 4.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

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

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0657-2008 Application no. 20085190 HKM (N 080171 HKM), pursuant to §3020 of the Charter of the City of New York, regarding the landmark designation (List No.397, LP-2271) by the Landmarks Preservation Commission of the Lord & Taylor Building, Council District no. 3.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

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

Attachments: Hearing Transcript - Landmarks 1/22/08, Hearing Testimony - Landmarks 1/22/08, Hearing Transcript - Land Use 1/24/08

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0658-2008 **Uniform land use review procedure application no. C 070247 ZSM, pursuant to §197-c and §201 of the Charter of the City of New York for the grant of a special permit pursuant to Section 74-711 of the Zoning Resolution in the Borough of Manhattan, Council District no. 1 to facilitate the conversion to residential use of two existing 4-story buildings at 23-25 Wooster Street and the development of a 9-story mixed use building at 325-329 West Broadway (Block 228, lot 200 in M1-5A and M1-5B Districts, within the SoHo cast Iron District. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Zoning 1/22/08, Hearing Testimony - Zoning 1/22/08,
Hearing Transcript - Zoning 2/6/08, Hearing Testimony - Zoning 2/6/08,
Hearing Transcript - Land Use 2/7/08, Press Release

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

Attachments: Hearing Transcript - Zoning 1/22/08, Hearing Testimony - Zoning 1/22/08,
Hearing Transcript - Zoning 2/6/08, Hearing Testimony - Zoning 2/6/08,
Hearing Transcript - Land Use 2/7/08, Press Release

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

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

Whereupon on motion of the Speaker (Council Member Quinn), the Clerk of the Council adjourned to meet again on Wednesday, January 30, 2008.

*MICHAEL McSWEENEY, Deputy City Clerk
Acting Clerk of the Council*