

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Friday, June 19, 2009

2:30 PM

Recessed Meeting of June 10, 2009 held on June 19, 2009

Council Chambers - City Hall

City Council

Christine C. Quinn, Speaker

Members: Maria Del Carmen Arroyo, Tony Avella, Maria Baez, Charles Barron, Gale A. Brewer, Leroy G. Comrie, Jr., Elizabeth Crowley, Bill de Blasio, Inez E. Dickens, Erik Martin Dilan, Mathieu Eugene, Simcha Felder, Julissa Ferreras, Lewis A. Fidler, Helen D. Foster, 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, Kenneth C. Mitchell, 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, Eric A. Ulrich, James Vacca, Peter F. Vallone, Jr., Albert Vann, David I. Weprin, Thomas White, Jr. and David Yassky

1. The Public Advocate will call the meeting to order.

The President Pro Tempore (Council Member Rivera) called the Meeting to order.

The Public Advocate (Ms. Gotbaum) was not present at this Meeting. The Majority Leader (Council Member Rivera) assumed the Chair as the President Pro Tempore and Acting Presiding Officer.

2. Roll Call

Present,

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

Excused,

Gotbaum

3. The Clerk will announce the presence of a quorum.

The Clerk (Mr. Mc Sweeney) announced the presence of a quorum.

Editor's Note: This Recessed Meeting held on June 19, 2009 is a continuation of the Stated Council Meeting of June 10, 2009 and the Recessed Meeting of June 10, 2009 held on June 15, 2009.

4. Supplemental Messages & Papers from the Mayor

M 1462-2009

Communication from the Mayor - Submitting amended certificate setting forth the maximum amount of debt and reserves which the City, and the NYC Municipal Water Finance Authority, may soundly incur for capital projects for Fiscal Year 2010 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.

Attachments: Hearing Transcript - Stated Meeting 6/19/09

This Mayor's Message was Rcvd, Ord, Prnt, Fld by Council

5. Supplemental Communications from City, County & Borough Offices

M 1463-2009 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 2009 to implement changes to the City’s expense budget. (MN-5)

Attachments: Memorandum, Committee Report, Hearing Transcript, Hearing Testimony, Res. No. 2041, Press Release, Hearing Transcript - Stated Meeting 6/19/09

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

M 1464-2009 Communication from the Office of Management & Budget – Pursuant to Section 107(e) of the New York City Charter, appropriate new revenues of \$438.8 million in Fiscal Year 2009. (MN-6)

Attachments: Memorandum, Committee Report, Hearing Transcript, Hearing Testimony, Res. No. 2042, Press Release, Hearing Transcript - Stated Meeting 6/19/09

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

6. Supplemental Petitions and Communications

None

7. Supplemental Land Use Call-Ups

None

8. Supplemental Communication from the Speaker

9. Supplemental Discussion of General Orders

10. Supplemental Reports of Special Committees

None

11. Supplemental Reports of Standing Committees

Report of the Committee on Civil Service and Labor

Int 0992-2009 A Local Law to amend the administrative code of the city of New York in relation to residency requirements for city employees

Attachments: Int. No. 992 - 5/20/09, Committee Report 5/21/09, Hearing Transcript 5/21/09, Hearing Testimony 5/21/09, Committee Report 6/18/09, Hearing Testimony 6/18/09, Hearing Transcript 6/18/09, Mayor’s Veto Message, Committee Report 7/28/09, Hearing Transcript 7/28/09, Press Release, Fiscal Impact Statement, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript - Stated Meeting 7/29/09

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

Affirmative, 50 -

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

Negative, 1 -

Dilan

Enactment No: 2009/048

Report of the Committee on Finance

Int 1009-2009

A Local Law to amend the administrative code of the city of New York, in relation to fees for certain applications, appeals, filings and reviews processed and determined by the board of standards and appeals, and to repeal certain provisions of such code relating thereto.

Attachments: Committee Report, Hearing Transcript, Press Release, Fiscal Impact Statement, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Affirmative, 44 -

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

Negative, 7 -

Barron, Fidler, Ignizio, Mendez, Mitchell, Oddo and Ulrich

Enactment No: 2009/040

Int 1010-2009

A Local Law to amend the administrative code of the city of New York, in relation to exemptions from the payment of fees for fire department permits, inspections and performance tests.

Attachments: Int. No. 1010 - 5/20/09, Press Release, Fiscal Impact Statement, Hearing Transcript, Committee Report, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

with Message of Necessity

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

Affirmative, 44 -

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

Negative, 7 -

Barron, Felder, Ignizio, Mendez, Mitchell, Oddo and Ulrich

Enactment No: 2009/041

Int 1011-2009

A Local Law to amend the New York city charter, in relation to agreements concerning performance of agency administrative functions.

Attachments: Committee Report, Hearing Transcript, Press Release, Fiscal Impact Statement, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Enactment No: 2009/042

Int 1012-2009

A Local Law to amend the administrative code of the city of New York, in relation to the tax on the occupancy of hotel rooms.

Attachments: Committee Report, Hearing Transcript, Press Release, Fiscal Impact Statement, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Enactment No: 2009/043

Int 1026-2009

A Local Law to amend the administrative code of the city of New York, in relation to administration of the senior citizen rent increase exemption program.

Attachments: Memo In Support, Committee Report, Hearing Transcript, Press Release, Fiscal Impact Statement, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Enactment No: 2009/044

M 1459-2009 **Communication from the New York City Banking Commission - Transmitting recommendations of the interest rate to be charged for Fiscal Year 2010 for non-payment of taxes on real estate, and for non-payment of water and sewer rents and transmitting recommendation of the discount rate to be allowed for early payment of real estate taxes for Fiscal Year 2010, pursuant to the City Charter.**

Attachments: Press Release, Hearing Testimony, Hearing Transcript, Hearing Transcript - Stated Meeting 6/10/09, Hearing Transcript - Stated Meeting 6/19/09

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

Res 2013-2009 **Resolution to establish that the discount percentage for early payment of real estate taxes be set at one and one-half percent (1.5%) per annum for Fiscal Year 2010.**

Attachments: Committee Report, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript

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

Res 2014-2009 **Resolution to establish that the interest rate be 9% per annum for Fiscal Year 2010 for non-payment of taxes on properties with an assessed value of not more than two hundred fifty thousand dollars (\$250,000), or not more than two hundred fifty thousand dollars (\$250,000) per residential unit for cooperative apartments.**

Attachments: Committee Report, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript

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

Res 2015-2009 **Resolution to establish that the interest rate be 18% per annum for Fiscal Year 2010 for non-payment of taxes on properties with an assessed value of over \$250,000, or over \$250,000 per residential unit for cooperative apartments.**

Attachments: Committee Report, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript

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

Res 2016-2009 **Resolution to establish that the interest rate to be charged for Fiscal Year 2010 for non-payment of water rents and sewer rents be 18% per annum for real property where the assessed value is over \$250,000, or over \$250,000 per residential unit for cooperative apartments; and 9% per annum for real property where the assessed value is not more than \$250,000, or not more \$250,000 per residential unit for cooperative apartments.**

Attachments: Committee Report, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript

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

Res 2031-2009 **RESOLUTION COMPUTING AND CERTIFYING BASE PERCENTAGE, CURRENT PERCENTAGE AND CURRENT BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2010 TO THE STATE BOARD OF REAL PROPERTY SERVICES PURSUANT TO SECTION 1803-a OF THE REAL PROPERTY TAX LAW.**

Attachments: Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Res 2032-2009 **RESOLUTION COMPUTING AND CERTIFYING ADJUSTED BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2010 TO THE STATE BOARD OF REAL PROPERTY SERVICES PURSUANT TO SECTION 1803-a OF THE REAL PROPERTY TAX LAW.**

Attachments: Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Res 2033-2009 **Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2009 Expense Budget.**

Attachments: Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

M 1415-2009 Communication from the Mayor - Submitting the Expense Revenue Contract Budget, for Fiscal Year 2010, pursuant to Section 249 of the New York City Charter.

Attachments: Res. No. 2034, Res. No. 2035, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Affirmative, 50 -

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

Negative, 1 -

Gioia

Res 2034-2009 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, 2009 AND ENDING ON JUNE 30, 2010 IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER OF THE CITY OF NEW YORK.

Attachments: Res. No. 2035, Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Affirmative, 50 -

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

Negative, 1 -

Gioia

Res 2035-2009 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, 2009 AND ENDING ON JUNE 30, 2010, IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER OF THE CITY OF NEW YORK

Attachments: Res. No. 2034, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Affirmative, 50 -

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

Negative, 1 -

Gioia

M 1416-2009 Communication from the Mayor - Submitting the Executive Capital Budget for Fiscal Year 2010, pursuant to Section 249 of the New York City Charter.

Attachments: Res. No. 2036, Res. No. 2037, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Res 2036-2009 RESOLUTION BY THE New York CITY COUNCIL PURSUANT TO SECTION 254 OF THE NEW YORK CITY CHARTER, THAT THE CAPITAL BUDGET FOR FISCAL YEAR 2010 AND CAPITAL PROGRAM, BEING THE EXECUTIVE CAPITAL BUDGET FOR FISCAL YEAR 2010 AND PROGRAM AS SUBMITTED BY THE MAYOR 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)

Attachments: Res. No. 2037, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Res 2037-2009 **RESOLUTION BY THE NEW YORK CITY COUNCIL PURSUANT TO SECTION 254 OF THE NEW YORK CITY CHARTER, THAT THE CAPITAL BUDGET FOR FISCAL YEAR 2010 AND CAPITAL PROGRAM FOR THE ENSUING THREE YEARS, AS SET FORTH IN THE EXECUTIVE CAPITAL BUDGET FOR THE FISCAL YEAR 2010 AND CAPITAL PROGRAM AS SUBMITTED BY THE MAYOR 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)**

Attachments: Res. No. 2036, Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

M 1417-2009 **Communication from the Mayor - Submitting the Proposed City Fiscal Year 2010 Community Development Program, the Proposed CFY'10 Budget, the Proposed Reallocations-the CD XXXV Funds, Proposed CD XXXVI Statement of Objectives and Budget, dated May 1, 2009.**

Attachments: Res. No. 2038, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Res 2038-2009 **RESOLUTION APPROVING THE FISCAL YEAR 2010 COMMUNITY DEVELOPMENT PROGRAM, REALLOCATION OF THIRTY FIFTH YEAR COMMUNITY DEVELOPMENT FUNDS, AND THE PROPOSED THIRTY SIXTH YEAR COMMUNITY DEVELOPMENT PROGRAM.**

Attachments: Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript

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

M 1429-2009 **Communication from the Chancellor – Submitting the five-year educational facilities capital plan for 2010 – 2014.**

Attachments: Res. No. 2039, Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

This Communication was Approved, by Council

Affirmative, 42 -

Speaker Quinn, Arroyo, Baez, Brewer, Comrie Jr., Crowley, de Blasio, Dickens, Dilan, Eugene, Felder, Ferreras, Fidler, Foster, Garodnick, Gennaro, Gentile, Gioia, Gonzalez, Ignizio, James, Katz, Koppell, Lappin, Mark-Viverito, Mealy, Mendez, Nelson, Oddo, Palma, Recchia Jr., Rivera, Sanders Jr., Seabrook, Sears, Stewart, Ulrich, Vacca, Vallone Jr., Weprin, White Jr. and Yassky

Negative, 9 -

Avella, Barron, Gerson, Jackson, Liu, Martinez, Mitchell, Reyna and Vann

Res 2039-2009 Resolution APPROVING THE FIVE YEAR EDUCATIONAL FACILITIES CAPITAL PLAN FOR 2010 - 2014 AS SUBMITTED BY THE CHANCELLOR AND DATED FEBRUARY 2009, PURSUANT TO SECTION 2590-p OF THE STATE EDUCATION LAW.

Attachments: Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Affirmative, 42 -

Speaker Quinn, Arroyo, Baez, Brewer, Comrie Jr., Crowley, de Blasio, Dickens, Dilan, Eugene, Felder, Ferreras, Fidler, Foster, Garodnick, Gennaro, Gentile, Gioia, Gonzalez, Ignizio, James, Katz, Koppell, Lappin, Mark-Viverito, Mealy, Mendez, Nelson, Oddo, Palma, Recchia Jr., Rivera, Sanders Jr., Seabrook, Sears, Stewart, Ulrich, Vacca, Vallone Jr., Weprin, White Jr. and Yassky

Negative, 9 -

Avella, Barron, Gerson, Jackson, Liu, Martinez, Mitchell, Reyna and Vann

M 1465-2009 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 2010, adopted June 19, 2009 upon the recommendation of the Committee on Finance of the Council.

Attachments: Committee Report, Hearing Transcript, Press Release, Revenue Letter from the Mayor, Complete Tax Fixing Resolution Packet, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

Res 2040-2009 **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 2010, adopted June 19, 2009 upon the recommendation of the Committee on Finance of the Council.**

Attachments: Committee Report, Hearing Transcript, Press Release, Revenue Letter from the Mayor, Res. No. 2040, Complete Tax Fixing Resolution Packet, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

M 1463-2009 **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 2009 to implement changes to the City’s expense budget. (MN-5)**

Attachments: Memorandum, Committee Report, Hearing Transcript, Hearing Testimony, Res. No. 2041, Press Release, Hearing Transcript - Stated Meeting 6/19/09

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

Res 2041-2009 **RESOLUTION APPROVING THE MODIFICATION (MN-5) 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: Memorandum, Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

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

M 1464-2009 **Communication from the Office of Management & Budget – Pursuant to Section 107(e) of the New York City Charter, appropriate new revenues of \$438.8 million in Fiscal Year 2009. (MN-6)**

Attachments: Memorandum, Committee Report, Hearing Transcript, Hearing Testimony, Res. No. 2042, Press Release, Hearing Transcript - Stated Meeting 6/19/09

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

- Res 2042-2009 RESOLUTION APPROVING A MODIFICATION PURSUANT TO SECTION 107(E) OF THE CHARTER OF THE CITY OF NEW YORK.**
- Attachments:** Committee Report, Hearing Transcript, Memorandum, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.**
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- M 1291-2009 Communication from the Mayor - Submitting Financial Plan Detail and Summary Book, Volumes I and II for Fiscal Years 2009-2013, pursuant to Sections 101 and 213 of the New York City Charter.**
- Attachments:** Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript
- A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.**
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- M 1292-2009 Communication from the Mayor - Submitting Preliminary Expense Budget for Fiscal Year 2010, pursuant to Sections 225 and 236 of the New York City Charter.**
- Attachments:** Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript
- A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.**
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- M 1293-2009 Communication from the Mayor - Submitting Geographic Reports for Expense Budget for Fiscal Year 2010, pursuant to Sections 100 and 231 of the New York City Charter.**
- Attachments:** Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript
- A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.**
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- M 1294-2009 Communication from the Mayor - Submitting Departmental Estimates Report, Volumes I, II, III, IV and V, for Fiscal Year 2010, pursuant to Sections 100, 212 and 231 of the New York City Charter.**
- Attachments:** Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript
- A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.**

- M 1295-2009** **Communication from the Mayor - Submitting Contract Budget Report for Fiscal Year 2010, pursuant to Section 104 of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.
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- M 1296-2009** **Communication from the Mayor - Submitting the Preliminary Capital Budget, Fiscal Year 2010, pursuant to Section 213 and 236 of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.
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- M 1297-2009** **Communication from the Mayor - Submitting the Capital Commitment Plan, Fiscal Year 2010, Volumes 1, 2, & 3, and the Capital Commitment Plan, Fiscal Year 2008, Financial Summary, pursuant to Section 219 of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.
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- M 1418-2009** **Communication from the Mayor - Submitting the Executive Budget Supporting Schedules, for Fiscal Year 2010, pursuant to Section 250 of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.
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- M 1419-2009** **Communication from the Mayor - Submitting the Capital Commitment Plan, Executive Budget, Fiscal Year 2010, Volumes I, II and III, pursuant to Section 219(d) of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.

**M 1420-2009 Communication from the Mayor - Submitting the Executive Budget
-Geographic Reports for Expense Budget for Fiscal Year 2010.**

Attachments: Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript -
Stated Meeting 6/19/09

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

**M 1421-2009 Communication from the Mayor - Submitting the Executive Capital
Budget Fiscal Year 2010, Capital Project Detail Data, Citywide
Volumes 1 and 2 and Volumes for the Five Boroughs, dated May 1,
2009 pursuant to the provisions of Sections 213 (4) & 219 (D) of the
New York City Charter.**

Attachments: Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript -
Stated Meeting 6/19/09

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

**M 1422-2009 Communication from the Mayor - Submitting the Budget Summary,
Message of the Mayor and Summary of Reduction Program relative
to the Executive Budget, Fiscal Year 2010, pursuant to Section 249
of the New York City Charter.**

Attachments: Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript -
Stated Meeting 6/19/09

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

**M 1423-2009 Communication from the Mayor – Submitting the Ten-Year Capital
Strategy, Fiscal Year 2010-2019.**

Attachments: Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript -
Stated Meeting 6/19/09

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

Report of the Committee on Land Use

LU 1085-2009 **Application no. C 090366 PCQ submitted by the Department of Transportation and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the site selection and acquisition of property located at 130-31 Northern Boulevard (Block 1791, Lots 52 and 68) , for use as an asphalt plant.**

Attachments: Hearing Transcript - Landmarks 6/2/09, Hearing Testimony - Landmarks 6/2/09, Hearing Transcript - Landmarks 6/17/09, Hearing Transcript - Land Use 6/17/09

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

Res 2043-2009 **Resolution approving the decision of the City Planning Commission on ULURP No. C 090366 PCQ (L.U. No. 1085), for the site selection and acquisition of property located at 130-31 Northern Boulevard (Block 1791, Lots 52 and 68), Borough of Queens, to facilitate the use of an asphalt plant.**

Attachments: Committee Report, Hearing Transcript - Stated Meeting 6/19/09

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

12. Supplemental General Orders Calendar

Coupled on General Order Calendar

Civil Service and Labor

Int 0992-2009 **A Local Law to amend the administrative code of the city of New York in relation to residency requirements for city employees**

Attachments: Int. No. 992 - 5/20/09, Committee Report 5/21/09, Hearing Transcript 5/21/09, Hearing Testimony 5/21/09, Committee Report 6/18/09, Hearing Testimony 6/18/09, Hearing Transcript 6/18/09, Mayor's Veto Message, Committee Report 7/28/09, Hearing Transcript 7/28/09, Press Release, Fiscal Impact Statement, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript - Stated Meeting 7/29/09

Enactment No: 2009/048

Finance

- Int 1009-2009** **A Local Law to amend the administrative code of the city of New York, in relation to fees for certain applications, appeals, filings and reviews processed and determined by the board of standards and appeals, and to repeal certain provisions of such code relating thereto.**
- Attachments:** Committee Report, Hearing Transcript, Press Release, Fiscal Impact Statement, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- Enactment No:** 2009/040
-
- Int 1010-2009** **A Local Law to amend the administrative code of the city of New York, in relation to exemptions from the payment of fees for fire department permits, inspections and performance tests.**
- Attachments:** Int. No. 1010 - 5/20/09, Press Release, Fiscal Impact Statement, Hearing Transcript, Committee Report, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- Enactment No:** 2009/041
-
- Int 1011-2009** **A Local Law to amend the New York city charter, in relation to agreements concerning performance of agency administrative functions.**
- Attachments:** Committee Report, Hearing Transcript, Press Release, Fiscal Impact Statement, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- Enactment No:** 2009/042
-
- Int 1012-2009** **A Local Law to amend the administrative code of the city of New York, in relation to the tax on the occupancy of hotel rooms.**
- Attachments:** Committee Report, Hearing Transcript, Press Release, Fiscal Impact Statement, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- Enactment No:** 2009/043
-
- Int 1026-2009** **A Local Law to amend the administrative code of the city of New York, in relation to administration of the senior citizen rent increase exemption program.**
- Attachments:** Memo In Support, Committee Report, Hearing Transcript, Press Release, Fiscal Impact Statement, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- Enactment No:** 2009/044

- M 1459-2009** **Communication from the New York City Banking Commission - Transmitting recommendations of the interest rate to be charged for Fiscal Year 2010 for non-payment of taxes on real estate, and for non-payment of water and sewer rents and transmitting recommendation of the discount rate to be allowed for early payment of real estate taxes for Fiscal Year 2010, pursuant to the City Charter.**
- Attachments:** Press Release, Hearing Testimony, Hearing Transcript, Hearing Transcript - Stated Meeting 6/10/09, Hearing Transcript - Stated Meeting 6/19/09
- Res 2013-2009** **Resolution to establish that the discount percentage for early payment of real estate taxes be set at one and one-half percent (1.5%) per annum for Fiscal Year 2010.**
- Attachments:** Committee Report, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript
- Res 2014-2009** **Resolution to establish that the interest rate be 9% per annum for Fiscal Year 2010 for non-payment of taxes on properties with an assessed value of not more than two hundred fifty thousand dollars (\$250,000), or not more than two hundred fifty thousand dollars (\$250,000) per residential unit for cooperative apartments.**
- Attachments:** Committee Report, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript
- Res 2015-2009** **Resolution to establish that the interest rate be 18% per annum for Fiscal Year 2010 for non-payment of taxes on properties with an assessed value of over \$250,000, or over \$250,000 per residential unit for cooperative apartments.**
- Attachments:** Committee Report, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript
- Res 2016-2009** **Resolution to establish that the interest rate to be charged for Fiscal Year 2010 for non-payment of water rents and sewer rents be 18% per annum for real property where the assessed value is over \$250,000, or over \$250,000 per residential unit for cooperative apartments; and 9% per annum for real property where the assessed value is not more than \$250,000, or not more \$250,000 per residential unit for cooperative apartments.**
- Attachments:** Committee Report, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript

Res 2031-2009 RESOLUTION COMPUTING AND CERTIFYING BASE PERCENTAGE, CURRENT PERCENTAGE AND CURRENT BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2010 TO THE STATE BOARD OF REAL PROPERTY SERVICES PURSUANT TO SECTION 1803-a OF THE REAL PROPERTY TAX LAW.

Attachments: Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

Res 2032-2009 RESOLUTION COMPUTING AND CERTIFYING ADJUSTED BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2010 TO THE STATE BOARD OF REAL PROPERTY SERVICES PURSUANT TO SECTION 1803-a OF THE REAL PROPERTY TAX LAW.

Attachments: Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

Res 2033-2009 Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2009 Expense Budget.

Attachments: Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

M 1415-2009 Communication from the Mayor - Submitting the Expense Revenue Contract Budget, for Fiscal Year 2010, pursuant to Section 249 of the New York City Charter.

Attachments: Res. No. 2034, Res. No. 2035, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

Res 2034-2009 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, 2009 AND ENDING ON JUNE 30, 2010 IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER OF THE CITY OF NEW YORK.

Attachments: Res. No. 2035, Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

Res 2035-2009 **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, 2009 AND ENDING ON JUNE 30, 2010, IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER OF THE CITY OF NEW YORK**

Attachments: Res. No. 2034, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

M 1416-2009 **Communication from the Mayor - Submitting the Executive Capital Budget for Fiscal Year 2010, pursuant to Section 249 of the New York City Charter.**

Attachments: Res. No. 2036, Res. No. 2037, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

Res 2036-2009 **RESOLUTION BY THE New York CITY COUNCIL PURSUANT TO SECTION 254 OF THE NEW YORK CITY CHARTER, THAT THE CAPITAL BUDGET FOR FISCAL YEAR 2010 AND CAPITAL PROGRAM, BEING THE EXECUTIVE CAPITAL BUDGET FOR FISCAL YEAR 2010 AND PROGRAM AS SUBMITTED BY THE MAYOR 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)**

Attachments: Res. No. 2037, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

Res 2037-2009 **RESOLUTION BY THE NEW YORK CITY COUNCIL PURSUANT TO SECTION 254 OF THE NEW YORK CITY CHARTER, THAT THE CAPITAL BUDGET FOR FISCAL YEAR 2010 AND CAPITAL PROGRAM FOR THE ENSUING THREE YEARS, AS SET FORTH IN THE EXECUTIVE CAPITAL BUDGET FOR THE FISCAL YEAR 2010 AND CAPITAL PROGRAM AS SUBMITTED BY THE MAYOR 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)**

Attachments: Res. No. 2036, Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

M 1417-2009 **Communication from the Mayor - Submitting the Proposed City Fiscal Year 2010 Community Development Program, the Proposed CFY'10 Budget, the Proposed Reallocations-the CD XXXV Funds, Proposed CD XXXVI Statement of Objectives and Budget, dated May 1, 2009.**

Attachments: Res. No. 2038, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

Res 2038-2009 **RESOLUTION APPROVING THE FISCAL YEAR 2010 COMMUNITY DEVELOPMENT PROGRAM, REALLOCATION OF THIRTY FIFTH YEAR COMMUNITY DEVELOPMENT FUNDS, AND THE PROPOSED THIRTY SIXTH YEAR COMMUNITY DEVELOPMENT PROGRAM.**

Attachments: Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript

M 1429-2009 **Communication from the Chancellor – Submitting the five-year educational facilities capital plan for 2010 – 2014.**

Attachments: Res. No. 2039, Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

Res 2039-2009 **Resolution APPROVING THE FIVE YEAR EDUCATIONAL FACILITIES CAPITAL PLAN FOR 2010 - 2014 AS SUBMITTED BY THE CHANCELLOR AND DATED FEBRUARY 2009, PURSUANT TO SECTION 2590-p OF THE STATE EDUCATION LAW.**

Attachments: Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

- M 1465-2009** **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 2010, adopted June 19, 2009 upon the recommendation of the Committee on Finance of the Council.**
- Attachments:** Committee Report, Hearing Transcript, Press Release, Revenue Letter from the Mayor, Complete Tax Fixing Resolution Packet, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- Res 2040-2009** **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 2010, adopted June 19, 2009 upon the recommendation of the Committee on Finance of the Council.**
- Attachments:** Committee Report, Hearing Transcript, Press Release, Revenue Letter from the Mayor, Res. No. 2040, Complete Tax Fixing Resolution Packet, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- M 1463-2009** **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 2009 to implement changes to the City’s expense budget. (MN-5)**
- Attachments:** Memorandum, Committee Report, Hearing Transcript, Hearing Testimony, Res. No. 2041, Press Release, Hearing Transcript - Stated Meeting 6/19/09
- Res 2041-2009** **RESOLUTION APPROVING THE MODIFICATION (MN-5) 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:** Memorandum, Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- M 1464-2009** **Communication from the Office of Management & Budget – Pursuant to Section 107(e) of the New York City Charter, appropriate new revenues of \$438.8 million in Fiscal Year 2009. (MN-6)**
- Attachments:** Memorandum, Committee Report, Hearing Transcript, Hearing Testimony, Res. No. 2042, Press Release, Hearing Transcript - Stated Meeting 6/19/09
- Res 2042-2009** **RESOLUTION APPROVING A MODIFICATION PURSUANT TO SECTION 107(E) OF THE CHARTER OF THE CITY OF NEW YORK.**
- Attachments:** Committee Report, Hearing Transcript, Memorandum, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

- M 1291-2009** **Communication from the Mayor - Submitting Financial Plan Detail and Summary Book, Volumes I and II for Fiscal Years 2009-2013, pursuant to Sections 101 and 213 of the New York City Charter.**
- Attachments:** Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript
- M 1292-2009** **Communication from the Mayor - Submitting Preliminary Expense Budget for Fiscal Year 2010, pursuant to Sections 225 and 236 of the New York City Charter.**
- Attachments:** Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript
- M 1293-2009** **Communication from the Mayor - Submitting Geographic Reports for Expense Budget for Fiscal Year 2010, pursuant to Sections 100 and 231 of the New York City Charter.**
- Attachments:** Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript
- M 1294-2009** **Communication from the Mayor - Submitting Departmental Estimates Report, Volumes I, II, III, IV and V, for Fiscal Year 2010, pursuant to Sections 100, 212 and 231 of the New York City Charter.**
- Attachments:** Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09, Hearing Transcript
- M 1295-2009** **Communication from the Mayor - Submitting Contract Budget Report for Fiscal Year 2010, pursuant to Section 104 of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- M 1296-2009** **Communication from the Mayor - Submitting the Preliminary Capital Budget, Fiscal Year 2010, pursuant to Section 213 and 236 of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

- M 1297-2009** **Communication from the Mayor - Submitting the Capital Commitment Plan, Fiscal Year 2010, Volumes 1, 2, & 3, and the Capital Commitment Plan, Fiscal Year 2008, Financial Summary, pursuant to Section 219 of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- M 1418-2009** **Communication from the Mayor - Submitting the Executive Budget Supporting Schedules, for Fiscal Year 2010, pursuant to Section 250 of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- M 1419-2009** **Communication from the Mayor - Submitting the Capital Commitment Plan, Executive Budget, Fiscal Year 2010, Volumes I, II and III, pursuant to Section 219(d) of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- M 1420-2009** **Communication from the Mayor - Submitting the Executive Budget -Geographic Reports for Expense Budget for Fiscal Year 2010.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- M 1421-2009** **Communication from the Mayor - Submitting the Executive Capital Budget Fiscal Year 2010, Capital Project Detail Data, Citywide Volumes 1 and 2 and Volumes for the Five Boroughs, dated May 1, 2009 pursuant to the provisions of Sections 213 (4) & 219 (D) of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- M 1422-2009** **Communication from the Mayor - Submitting the Budget Summary, Message of the Mayor and Summary of Reduction Program relative to the Executive Budget, Fiscal Year 2010, pursuant to Section 249 of the New York City Charter.**
- Attachments:** Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

M 1423-2009 Communication from the Mayor – Submitting the Ten-Year Capital Strategy, Fiscal Year 2010-2019.

Attachments: Press Release, Hearing Transcript, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09

Land Use

Res 2043-2009 Resolution approving the decision of the City Planning Commission on ULURP No. C 090366 PCQ (L.U. No. 1085), for the site selection and acquisition of property located at 130-31 Northern Boulevard (Block 1791, Lots 52 and 68), Borough of Queens, to facilitate the use of an asphalt plant.

Attachments: Committee Report, Hearing Transcript - Stated Meeting 6/19/09

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, 51 -

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

Excused, 1 -

Gotbaum

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

M-1415 & Res No. 2034 & Res No. 2035 (Expense Revenue Contract) 50-1-0

M-1429 & Res No. 2039, 42-9-0

Int No. 992-A, 50-1-0

Int No. 1009, 44-7-0

Int No. 1010-A, 44-7-0

See files for individual votes.

At this point, the President Pro Tempore (Council Member Rivera) formally declared the adoption of the Executive Expense Revenue Contract Budget; the Executive Capital Budget for Fiscal Year 2010 and the three succeeding fiscal years; all as modified, and all in accordance with the relevant sections of the New York City Charter; as of June 19, 2009 at 6:17 p.m.

13. Supplemental Introduction & Reading of Bills
See Attached
14. Supplemental Discussion of Resolutions
15. Supplemental Resolutions
None
16. Supplemental General Discussion
17. Supplemental Extension of Remarks

INTRODUCTION AND READING OF BILLS

Res 2030-2009 **Resolution calling upon the New York State Insurance Department and the New York State Department of Health to address the high cost of malpractice insurance for general practitioners, obstetricians, and gynecologists.**

Sponsors: By Council Members Crowley, Arroyo, Fidler, Liu, Stewart and Weprin

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

Res 2044-2009 **Resolution calling upon the New York City Rent Guidelines Board not to approve any rent increase for rent-stabilized apartments due to the state of the economy during the next “rent year” beginning on October 1, 2009.**

Sponsors: By Council Members de Blasio, Brewer, Nelson and Palma

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

Int 1029-2009 **A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the use and sale of software for GPS systems that can alert drivers to red-light cameras or police check points.**

Sponsors: By Council Members Fidler, Brewer and Gennaro

This Introduction was Referred to Comm by Council to the Committee on Consumer Affairs

- Int 1030-2009** **A Local Law to amend the administrative code of the city of New York, in relation to the enforcement of etching acid legislation.**
- Sponsors:** By Council Members Vallone Jr., Jackson, Fidler, Nelson, Stewart, Weprin and Gennaro (in conjunction with the Mayor)
- Attachments:** Committee Report 6/23/09, Hearing Transcript 6/23/09, Committee Report 6/29/09, Hearing Testimony 6/29/09, Hearing Transcript 6/29/09, Fiscal Impact Statement, Hearing Transcript - Stated Meeting 6/30/09, Hearing Testimony - 6/23/09
- This Introduction was Referred to Comm by Council to the Committee on Consumer Affairs**
- Enactment No:** 2009/049
-
- Res 2031-2009** **RESOLUTION COMPUTING AND CERTIFYING BASE PERCENTAGE, CURRENT PERCENTAGE AND CURRENT BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2010 TO THE STATE BOARD OF REAL PROPERTY SERVICES PURSUANT TO SECTION 1803-a OF THE REAL PROPERTY TAX LAW.**
- Sponsors:** By Council Member Weprin
- Attachments:** Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- This Resolution was Referred to Comm by Council to the Committee on Finance**
-
- Res 2032-2009** **RESOLUTION COMPUTING AND CERTIFYING ADJUSTED BASE PROPORTION OF EACH CLASS OF REAL PROPERTY FOR FISCAL 2010 TO THE STATE BOARD OF REAL PROPERTY SERVICES PURSUANT TO SECTION 1803-a OF THE REAL PROPERTY TAX LAW.**
- Sponsors:** By Council Member Weprin
- Attachments:** Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- This Resolution was Referred to Comm by Council to the Committee on Finance**
-
- Res 2033-2009** **Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2009 Expense Budget.**
- Sponsors:** By Council Member Weprin
- Attachments:** Committee Report, Hearing Transcript, Press Release, Hearing Testimony, Hearing Transcript - Stated Meeting 6/19/09
- This Resolution was Referred to Comm by Council to the Committee on Finance**

LU 1127-2009 Application no. C 090303 ZMX submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No.6a.

Sponsors: By Council Member Katz

Attachments: Hearing Testimony - Zoning 6/23/09, Hearing Transcript - Zoning 6/23/09,
Hearing Transcript - Zoning 6/25/09, Hearing Transcript - Zoning 6/30/09,
Hearing Transcript - Land Use 6/30/09

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

Attachments: Hearing Testimony - Zoning 6/23/09, Hearing Transcript - Zoning 6/23/09,
Hearing Transcript - Zoning 6/25/09, Hearing Transcript - Zoning 6/30/09,
Hearing Transcript - Land Use 6/30/09

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

LU 1128-2009 Application no. 20095663 pursuant to section 1301 (2) (f) of the New York City Charter concerning the proposed lease amendment for the Howland Hook Marine Terminal between the Department of Small Business Services and the Port Authority of New York and New Jersey

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Landmarks 6/25/09, Hearing Transcript - Land Use 6/25/09

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

Attachments: Hearing Transcript - Landmarks 6/25/09, Hearing Transcript - Land Use 6/25/09

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

LU 1129-2009 Application no. 20095462 SCQ, a proposed site for the Middle College High School, (Block 249, Lot 1), Council District No. 26, Borough of Queens. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Landmarks 6/25/09, Hearing Transcript - Land Use 6/25/09

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

Attachments: Hearing Transcript - Landmarks 6/25/09, Hearing Transcript - Land Use 6/25/09

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

LU 1130-2009 Application no. 20095685 SCK, a proposed site for the All City Leadership Secondary School with approximately 400 students, (Block 3344, Lot 16), Council District No. 37, Borough of Brooklyn. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Landmarks 6/25/09, Hearing Transcript - Landmarks 6/30/09, Hearing Transcript - Land Use 6/30/09

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

Attachments: Hearing Transcript - Landmarks 6/25/09, Hearing Transcript - Landmarks 6/30/09, Hearing Transcript - Land Use 6/30/09

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

LU 1131-2009 Application no. 20095673 HAM submitted by the New York City Department of Housing Preservation and Development for Council approval, pursuant to Section 577 of the Private Housing Finance Law, for a modification to a previously approved Urban Development Action Area Project and related tax exemption located at 21 Avenue C, Council District no. 2, Borough of Manhattan.

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Planning 7/27/09, Hearing Transcript - Land Use 7/28/09, Hearing Testimony - Planning 7/27/09

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

Attachments: Hearing Transcript - Planning 7/27/09, Hearing Transcript - Land Use 7/28/09, Hearing Testimony - Planning 7/27/09

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

LU 1132-2009 **Application no. 20095674 HAM submitted by the New York City Department of Housing Preservation and Development for Council approval, pursuant to Section 577 of the Private Housing Finance Law, for a modification to a previously approved Urban Development Action Area Project and related tax exemption located at 209 East 7th Street, Council District no. 2, Borough of Manhattan.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Planning 7/27/09, Hearing Transcript - Land Use 7/28/09, Hearing Testimony - Planning 7/27/09

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

Attachments: Hearing Transcript - Planning 7/27/09, Hearing Transcript - Land Use 7/28/09, Hearing Testimony - Planning 7/27/09

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

LU 1133-2009 **Application no. 20095675 HAK, an Urban Development Action Area Project known as Van Siclen Warwick, located in Community Board 5, Council District no. 37, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.**

Sponsors: By Council Member Katz

Attachments: Project Summary, Hearing Transcript - Planning 7/27/09, Hearing Transcript - Land Use 7/28/09, Hearing Testimony - Planning 7/27/09

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

Attachments: Project Summary, Hearing Transcript - Planning 7/27/09, Hearing Transcript - Land Use 7/28/09, Hearing Testimony - Planning 7/27/09

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

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

Whereupon on motion of the Speaker (Council Member Quinn), the President Pro Tempore (Council Member Rivera) declared the Meeting in recess.