



Legislation Text

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Int. No. 1302

By Council Members Lancman and Levine

A Local Law to amend the administrative code of the city of New York, in relation to requiring local representation on park conservancy boards

Be it enacted by the Council as follows:

Section 1. Section 18-137 of the administrative code of the city of New York, as added by local law number 91 for the year 2009, is amended to read as follows:

§ 18-137 Representation on park conservancies. a. [For purposes of] As used in this section[, the following terms shall have the following meanings]:

[1. “Conservancy” shall mean any not-for-profit entity that operates any park or portion of any park under the jurisdiction of the commissioner, pursuant to a written conservancy arrangement, provided that “conservancy” shall not include any not-for-profit entity that operates in three or more boroughs.]

[2. “Conservancy arrangement” shall mean any] Conservancy arrangement. The term “conservancy arrangement” means a license or other written authorization allowing a [conservancy] not-for-profit entity to [operate] (i) hire or otherwise engage, or provide funds for hiring or otherwise engaging, any person to perform work in any park, or [portion of any park] portion thereof, under the jurisdiction of the commissioner, (ii) raise, accept or administer public funds to improve or maintain any such park or portion thereof or (iii) raise, accept or administer private funds to improve or maintain any such park or portion thereof, where such funds are derived in any way from the use of such park or portion thereof.

[3. “Operates” shall mean the ability to hire a majority of full time staff for such park.]

[4. “Local representative” shall mean] Local representative. The term “local representative” means an individual who resides within or whose place of business is located within a council district in which such park is located or which such park abuts.

b. Any conservancy [arrangement entered into, renewed or otherwise granted or executed on or after the effective date of the local law that added this section] arrangement, including an existing conservancy arrangement, shall require that at least one local representative from each council district where such park is located [or which such park abuts] be a voting member of the board of directors, or other governing body of [such conservancy, provided that no more than one local representative from each council district in which such park is located and one local representative from two of the council districts which abut such park shall be required, and provided further that no more than twenty percent of the total appointed or elected membership of such conservancy's board of directors or other governing body shall be required to be local representatives] the not-for-profit entity subject to such arrangement. [Such] For each such district, the local [representatives] representative shall be designated [in consultation with] by the council [members] member representing [the districts in which the park is located or which abut such park. The nature of such consultation shall be determined by the department, provided that the department shall make the designation of each local representative not less than thirty days following its initial consultation with the appropriate council member, during which time the council member may make a written recommendation regarding the local representative to be designated from their district. In the event that representation from council districts from which a local representative may be designated would in the aggregate be greater than twenty percent of the total appointed membership of such conservancy's board of directors or other governing body or there are more than two council districts abutting such park, the department may determine which council districts shall be represented initially, in consultation with the appropriate council members, with districts from which local representatives shall be designated rotating thereafter in a manner to be determined by the department] such district.

§ 2. This local law takes effect 90 days after it becomes law.

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