



Legislation Text

File #: Int 1273-2023, **Version:** *

Int. No. 1273

By Council Members Vernikov, Holden, Carr, Paladino and Ariola

A Local Law to amend the administrative code of the city of New York, in relation to the creation of a public database to track the expenditure of funds in connection with increased migrant arrivals

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 6 of the administrative code of the city of New York is amended by adding a new section 6-148 to read as follows:

§ 6-148 Migrant arrival funding database. a. Definitions. For purposes of this chapter, the following terms have the following meanings:

Emergency. The term “emergency” means the local state of emergency declared by the mayor on October 7, 2022 in emergency executive order No. 224, or any executive order renewing or extending such emergency.

Emergency funds. The term “emergency funds” means any funds distributed in relation to the emergency, including, but not limited to funds used for construction, housing, shelter, food, water, healthcare, mental health counseling, legal representation, transportation, job placement, and job training.

Recipient. The term “recipient” means any agency, person, or entity, including any individual, sole proprietorship, partnership, association, joint venture, limited liability company, corporation, or any other form of business, awarded funds for the purposes of addressing the emergency.

b. The comptroller shall establish and maintain an interactive database to be published on a publicly accessible webpage. The interactive database shall include summaries of the disbursement of emergency funds. The data included in such database shall be available in a format that permits automated processing and shall be

available without any registration requirement, license requirement, or restrictions on their use, provided that the city may require a third party providing to the public any data from such database, or any application utilizing such data, to explicitly identify the source and version of the data, and a description of any modifications made to such data. The comptroller shall provide the following information on a quarterly basis, disaggregated by contract type:

1. For each construction project, including emergency shelter construction, the name of the contractor, and subcontractor, if known, and a detailed description of the project, including, but not limited to:

(a) physical address;

(b) block and lot numbers, if applicable;

(c) estimated dates of start and completion;

(d) purpose of the project in relation to the emergency;

(e) the value and type of funding provided, including but not limited to grants, loans; contracts, or other such forms of financial assistance; and

(f) the total number of additional jobs to be created and retained over the life of the construction project.

2. For each executed city procurement contract associated with emergency funds:

(a) the name of the contract vendor;

(b) contract identification number;

(c) purpose of the contract;

(d) original contract value in dollars;

(e) revised contract value in dollars, if applicable;

(f) whether the contract was awarded subject to public bidding;

(g) original contract start and end date;

(h) revised contract end date, if applicable;

(i) contract status;

(j) information on the contract recipient's qualification for receipt of emergency funds; and

(k) the total number and description of the jobs expected to be created and retained over the life of the contract.

3. For each local, state, or federal grant or loan issuance providing emergency funds:

(a) the recipient name;

(b) the purpose of the grant or loan;

(c) the grant or loan award amount;

(d) whether the grant or loan was subject to a selective award process and the nature of that process;

(e) grant or loan name;

(f) award status;

(g) information on the grant or loan recipient's qualification for receipt of emergency funds; and

(h) the total number and description of the jobs expected to be created and retained over the life of the project, if applicable.

4. The total number of migrants served using emergency funds.

c. The webpage required pursuant to this section shall not be used to distribute information which, if disclosed, would jeopardize compliance with local, state, or federal law; threaten public health, welfare, or safety; harm the competitive economic position of a party; or harm a migrant.

d. The comptroller shall continue to provide such data on a quarterly basis for the duration of the emergency.

e. This section shall not be construed to create a private right of action to enforce its provisions. Failure to comply with this section shall not result in liability for the city. The city shall not be deemed to warranty the completeness, accuracy, content or fitness for any particular purpose or use of any information provided by the city pursuant to this section, including information provided to the city by a third party or information provided by the city that is based upon information provided by a third party.

§ 2. This local law takes effect immediately.

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