

SUPPLEMENT TO

THE CITY RECORD

THE COUNCIL —STATED MEETING OF
WEDNESDAY, OCTOBER 5, 2011

THE COUNCIL

*Minutes of the Proceedings for the
STATED MEETING*

of

Wednesday, October 5, 2011, 2:30 p.m.

The President Pro Tempore (Council Member Rivera)
Acting Presiding Officer

Council Members

Christine C. Quinn, Speaker

Maria del Carmen Arroyo	Vincent J. Gentile	Michael C. Nelson
Charles Barron	Sara M. Gonzalez	James S. Oddo
Gale A. Brewer	David G. Greenfield	Annabel Palma
Fernando Cabrera	Daniel J. Halloran III	Domenic M. Recchia, Jr.
Margaret S. Chin	Vincent M. Ignizio	Diana Reyna
Elizabeth S. Crowley	Robert Jackson	Joel Rivera
Inez E. Dickens	Letitia James	Ydania A. Rodriguez
Erik Martin Dilan	G. Oliver Koppell	Deborah L. Rose
Daniel Dromm	Karen Koslowitz	Larry B. Seabrook
Mathieu Eugene	Bradford S. Lander	James Vacca
Julissa Ferreras	Jessica S. Lappin	Peter F. Vallone, Jr.
Lewis A. Fidler	Stephen T. Levin	Albert Vann
Helen D. Foster	Melissa Mark-Viverito	James G. Van Bramer
Daniel R. Garodnick	Darlene Mealy	Mark S. Weprin
James F. Gennaro	Rosie Mendez	Jumaane D. Williams

Excused: Council Members Comrie, Koo, Sanders, Ulrich, and Wills.

The Majority Leader (Council Member Rivera) assumed the Chair as the President Pro Tempore and Acting Presiding Officer.

After being informed by the City Clerk and Clerk of the Council (Mr. McSweeney), the presence of a quorum was announced by the President Pro Tempore (Council Member Rivera).

There were 46 Council Members marked present at this Stated Meeting held in the lobby of the Emigrant Savings Bank building at 49-51 Chambers Street, New York, N.Y. 10007.

INVOCATION

The Invocation was delivered by Reverend Que English, Bronx Christian Fellowship, 1015 East Gun Hill Road, Bronx, N.Y. 10469.

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

ADOPTION OF MINUTES

Council Member Gonzalez moved that the Minutes of the Stated Meeting of September 8, 2011 be adopted as printed.

MESSAGES & PAPERS FROM THE MAYOR

M-654

Communication from the Mayor - Withdrawing the nomination of Paula Berry (M 633) from the City Council for its advice and consent regarding her appointment to the Waterfront Management Advisory Board.

September 27, 2011

The Honorable Christine C. Quinn
Council Speaker
City Hall
New York, NY 10007

Dear Speaker Quinn:

I hereby request the name of Paula Berry, a candidate for appointment to the Waterfront Management Advisory Board, be withdrawn from consideration at this time.

Thank you for your cooperation.

Sincerely,

Michael R. Bloomberg
Mayor

Received, Ordered, Printed and Filed.

COMMUNICATION FROM CITY, COUNTY & BOROUGH OFFICES

M-655

Communication from the Department of Finance - Submitting Third Party Transfer Program Manhattan, In Rem Action No. 48 & 49, Community Districts Nos. 3, 9, 10, 11 Council Districts No. 2, 7, 8, 9.

Honorable Christine C. Quinn
Speaker of the Council
City Council
City Hall
New York, NY 10007

Attention: Gary Altman

Re: Third Party Transfer Program
 Manhattan, In Rem Action No. 48 & 49
 Community Districts Nos. 3, 9, 10, 11
 Council Districts Nos. 2, 7, 8, 9

Dear Madame Speaker:

Enclosed for your review is a list of properties ("Transfer Parcels") which are the subject of a final judgment of foreclosure in the referenced In Rem Action.

Pursuant to Administrative Code §11-412.1, the judgment authorizes the Commissioner of Finance to execute and deliver deeds conveying such Transfer Parcels to transferees selected by the Commissioner of Housing Preservation and Development. Pursuant to Administrative Code §11-412.2, the enclosed list identifies the proposed transferee of each Transfer Parcel. Pursuant to Administrative Code §11-412.2, such conveyances will be deemed approved 45 days from the date hereof unless disapproved by local law during such period.

I recommend approval of this matter in the manner provided in Administrative Code §11-412.2 and request that it be referred to the appropriate committee at the next scheduled meeting of the Council.

Sincerely,

David M. Frankel

PROJECT SUMMARY

1. **PROGRAM:** Third Party Transfer Program
2. **PROJECT:** In Rem Action No. 49
3. **LOCATION:**
 - a. **BOROUGH:** Manhattan
 - b. **COMMUNITY DISTRICT:** 9
 - c. **COUNCIL DISTRICT:** 7
 - d. **TRANSFER AREA:**

BLOCK	LOT	ADDRESS
2054	16	369 EDGECOMBE AVENUE
2053	69	724 ST NICHOLAS AVENUE
2064	43	420 WEST 150 STREET
 - e. **EXISTING USE:** Residential
4. **BASIS OF PRICE:** *In rem* judgment of foreclosure
5. **TYPE OF PROJECT:** Rehabilitation
6. **APPROXIMATE NUMBER OF BUILDINGS:** 3
7. **APPROXIMATE NUMBER OF UNITS:** 46
8. **HOUSING TYPE:** Rental
9. **ESTIMATE OF INITIAL RENTS AND INCOME TARGETS:** The Transfer Area contains occupied buildings which will be transferred subject to existing tenancies and rents. The transfer area also contains one vacant building for which initial rents will be established in compliance with federal regulations, where applicable, and will be affordable to the targeted income groups.
10. **PROPOSED FACILITIES:** None
11. **PROPOSED CODES/ORDINANCES:** None
12. **ENVIRONMENTAL STATUS:** Type II
13. **PROPOSED TIME SCHEDULE:** Approximately 24 months from construction loan closing to completion of construction.

PROJECT SUMMARY

1. **PROGRAM:** Third Party Transfer Program
2. **PROJECT:** In Rem Action No. 48
3. **LOCATION:**
 - a. **BOROUGH:** Manhattan
 - b. **COMMUNITY DISTRICT:** 11
 - c. **COUNCIL DISTRICT:** 8
 - d. **TRANSFER AREA:**

BLOCK	LOT	ADDRESS
1774	51	142 EAST 126 STREET
 - e. **EXISTING USE:** Residential
4. **BASIS OF PRICE:** *In rem* judgment of foreclosure
5. **TYPE OF PROJECT:** Rehabilitation
6. **APPROXIMATE NUMBER OF BUILDINGS:** 1
7. **APPROXIMATE NUMBER OF UNITS:** 30
8. **HOUSING TYPE:** Rental
9. **ESTIMATE OF INITIAL RENTS AND INCOME TARGETS:** The Transfer Area contains an occupied building which will be transferred subject to existing tenancies and rents.
10. **PROPOSED FACILITIES:** None
11. **PROPOSED CODES/ORDINANCES:** None
12. **ENVIRONMENTAL STATUS:** Type II
13. **PROPOSED TIME SCHEDULE:** Approximately 24 months from construction loan closing to completion of construction.

PROJECT SUMMARY

1. **PROGRAM:** Third Party Transfer Program
2. **PROJECT:** In Rem Action No. 49
3. **LOCATION:**
 - a. **BOROUGH:** Manhattan
 - b. **COMMUNITY DISTRICT:** 10
 - c. **COUNCIL DISTRICT:** 9
 - d. **TRANSFER AREA:**

BLOCK	LOT	ADDRESS
1906	57	158 WEST 122 STREET
1908	56	152 WEST 124 STREET
 - e. **EXISTING USE:** Residential
4. **BASIS OF PRICE:** *In rem* judgment of foreclosure
5. **TYPE OF PROJECT:** Rehabilitation
6. **APPROXIMATE NUMBER OF BUILDINGS:** 2
7. **APPROXIMATE NUMBER OF UNITS:** 30
8. **HOUSING TYPE:** Rental
9. **ESTIMATE OF INITIAL RENTS AND INCOME TARGETS:** The Transfer Area contains one occupied building which will be transferred subject to existing tenancies and rents. The transfer area also contains one vacant building for which initial rents will be established in compliance with federal regulations, where applicable, and will be affordable to the targeted income groups.
10. **PROPOSED FACILITIES:** None
11. **PROPOSED CODES/ORDINANCES:** None
12. **ENVIRONMENTAL STATUS:** Type II
13. **PROPOSED TIME SCHEDULE:** Approximately 24 months from construction loan closing to completion of construction.

PROJECT SUMMARY

1. PROGRAM: Third Party Transfer Program
2. PROJECT: In Rem Action No. 49
3. LOCATION:
 - a. BOROUGH: Manhattan
 - b. COMMUNITY DISTRICT: 10
 - c. COUNCIL DISTRICT: 9
 - d. TRANSFER AREA:

BLOCK	LOT	ADDRESS
1727	14	43 WEST 129 STREET
1727	16	39 WEST 129 STREET
1727	20	31 WEST 129 STREET
1727	10	53 WEST 129 STREET
 - e. EXISTING USE: Residential
4. BASIS OF PRICE: *In rem* judgment of foreclosure
5. TYPE OF PROJECT: Rehabilitation
6. APPROXIMATE NUMBER OF BUILDINGS: 4
7. APPROXIMATE NUMBER OF UNITS: 91
8. HOUSING TYPE: Rental
9. ESTIMATE OF INITIAL RENTS AND INCOME TARGETS: The Transfer Area contains occupied buildings which will be transferred subject to existing tenancies and rents.
10. PROPOSED FACILITIES: None
11. PROPOSED CODES/ORDINANCES: None
12. ENVIRONMENTAL STATUS: Type II
13. PROPOSED TIME SCHEDULE: Approximately 24 months from construction loan closing to completion of construction.

PROJECT SUMMARY

1. PROGRAM: Third Party Transfer Program
2. PROJECT: In Rem Action No. 49
3. LOCATION:
 - a. BOROUGH: Manhattan
 - b. COMMUNITY DISTRICT: 10
 - c. COUNCIL DISTRICT: 9
 - d. TRANSFER AREA:

BLOCK	LOT	ADDRESS
1718	27	23 WEST 119 STREET
1721	3	244 LENOX AVENUE
1717	152	40 WEST 119 STREET
 - e. EXISTING USE: Residential
4. BASIS OF PRICE: *In rem* judgment of foreclosure
5. TYPE OF PROJECT: Rehabilitation
6. APPROXIMATE NUMBER OF BUILDINGS: 3
7. APPROXIMATE NUMBER OF UNITS: 47
8. HOUSING TYPE: Rental
9. ESTIMATE OF INITIAL RENTS AND INCOME TARGETS: The Transfer Area contains occupied buildings which will be transferred subject to existing tenancies and rents. The transfer area also contains one vacant building for which initial rents will be established in compliance with federal regulations, where applicable, and will be affordable to the targeted income groups.
10. PROPOSED FACILITIES: None
11. PROPOSED CODES/ORDINANCES: None
12. ENVIRONMENTAL STATUS: Type II
13. PROPOSED TIME SCHEDULE: Approximately 24 months from construction loan closing to completion of construction.

PROJECT SUMMARY

1. PROGRAM: Third Party Transfer Program
2. PROJECT: In Rem Action No. 49
3. LOCATION:
 - a. BOROUGH: Manhattan
 - b. COMMUNITY DISTRICT: 3
 - c. COUNCIL DISTRICT: 2
 - d. TRANSFER AREA:

BLOCK	LOT	ADDRESS
377	26	388 EAST 8 STREET
404	6	504 EAST 11th Street
 - e. EXISTING USE: Residential
4. BASIS OF PRICE: *In rem* judgment of foreclosure
5. TYPE OF PROJECT: Rehabilitation
6. APPROXIMATE NUMBER OF BUILDINGS: 2
7. APPROXIMATE NUMBER OF UNITS: 42
8. HOUSING TYPE: Rental
9. ESTIMATE OF INITIAL RENTS AND INCOME TARGETS: The Transfer Area contains occupied buildings which will be transferred subject to existing tenancies and rents.
10. PROPOSED FACILITIES: None
11. PROPOSED CODES/ORDINANCES: None
12. ENVIRONMENTAL STATUS: Type II
13. PROPOSED TIME SCHEDULE: Approximately 24 months from construction loan closing to completion of construction.

Referred to the Committee on Housing and Buildings.

M-656

Communication from the Department of Finance - Submitting Third Party Transfer Program Manhattan, In Rem Action No. 48, Community District No. 9 Council District No. 7.

Honorable Christine C. Quinn
 Speaker of the Council
 City Council
 City Hall
 New York, NY 10007

Attention: Gary Altman

Re: Third Party Transfer Program
 Manhattan, In Rem Action No. 48 Community Districts
 Nos. 9
 Council Districts Nos. 7

Dear Madame Speaker:

Enclosed for your review is a list of properties ("Transfer Parcels") which are the subject of a final judgment of foreclosure in the referenced In Rem Action.

Pursuant to Administrative Code §11-412.1, the judgment authorizes the Commissioner of Finance to execute and deliver deeds conveying such Transfer Parcels to transferees selected by the Commissioner of Housing Preservation and Development. Pursuant to Administrative Code §11-412.2, the enclosed list identifies the proposed transferee of each Transfer Parcel. Pursuant to Administrative Code §11-412.2, such conveyances will be deemed approved 45 days from the date hereof unless disapproved by local law during such period.

I recommend approval of this matter in the manner provided in Administrative Code §11-412.2 and request that it be referred to the appropriate committee at the next scheduled meeting of the Council.

Sincerely,

David M. Frankel

PROJECT SUMMARY

1. **PROGRAM:** Third Party Transfer Program
2. **PROJECT:** In Rem Action No. 48
3. **LOCATION:**
 - a. **BOROUGH:** Manhattan
 - b. **COMMUNITY DISTRICT:** 9
 - c. **COUNCIL DISTRICT:** 7
 - d. **TRANSFER AREA:** BLOCK LOT ADDRESS
2064 149 449 Convent Avenue
 - e. **EXISTING USE:** Residential
4. **BASIS OF PRICE:** *In rem* judgment of foreclosure
5. **TYPE OF PROJECT:** New Construction
6. **APPROXIMATE NUMBER OF BUILDINGS:** 1
7. **APPROXIMATE NUMBER OF UNITS:** 5
8. **HOUSING TYPE:** Rental or Homeownership
9. **ESTIMATE OF INITIAL RENTS AND INCOME TARGETS:** Will be affordable to households earning below 130% Area Median Income.
10. **PROPOSED FACILITIES:** None
11. **PROPOSED CODES/ORDINANCES:** None
12. **ENVIRONMENTAL STATUS:** Type II
13. **PROPOSED TIME SCHEDULE:** Approximately 24 months from construction loan closing to completion of construction.

Referred to the Committee on Housing and Buildings.

M-657

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a new base station license 4th Avenue Express Car & Limousine Corp., Council District 38, pursuant to Section 19-511(i), of the administrative code of the city of New York.

September 16, 2011

The Honorable Speaker Christine C. Quinn
 Attention: Mr. Gary Altman
 Council of the City of New York
 250 Broadway, 15th Floor
 New York, New York 10007

Re: Taxi & Limousine Commission
For-Hire Vehicle Base License approvals

Dear Speaker Quinn:

Please be advised that on September 15, 2011 the Taxi & Limousine Commission voted to approve the following for-hire-vehicle base license applications:

NEW (2):	LICENSE #	COUNCIL DISTRICT
4 th Avenue Express Car & Limousine Corp.	B02486	38
Call Threes L.L.C.	B02491	39

RENEWAL (9):	LICENSE #	COUNCIL DISTRICT
DAT Radio Dispatch Inc.	B01061	18
Gaon Car & Limousine Service, Inc.	B02299	44
Red Carpet Car Service	B01541	27
Rocopolco Car Service	B00639	32
Rosedale Base Car Service Corp. D/b/a Danny's Car Service	B01731	31
Rose 'n Dale Car Service	B01391	31
The Excellent Car Service Inc.	B00375	14
Town Car Transportation Inc. D/b/a New Topacio Car Service	B01675	34
Xpress Transportation & Multi-Service Inc.	B02293	7
RENEWAL & OWNERSHIP CHANGE (3):	LICENSE #	COUNCIL DISTRICT
ABC International Services, Inc. D/b/a ABC Car Service	B02162	28
Cityline Car Service Inc.	B01553	32
Erushalaim Corp.	B00715	33
RENEWAL, RELOCATION & OWNERSHIP CHANGE (2):	LICENSE #	COUNCIL DISTRICT
Brunwish Enterprises D/b/a Eastland Car Service	B01509	45, 48
Lincoln Limo. Service Inc.	B00619	1
RELOCATION(2):	LICENSE #	COUNCIL DISTRICT
A Door to Door Transportation Inc.	B02333	BX17,QN26
Belle Management Corp. D/b/a Glen Belle Car Service	B01250	23,19
RELOCATION, OWNERSHIP CHANGE & NAME CHANGE (1):	LICENSE #	COUNCIL DISTRICT
Colonial II Car & Limo. Service	B02089	43,24
RELOCATION & NAME CHANGE (1):	LICENSE #	COUNCIL DISTRICT
Bensonhurst Ride Inc. (from Bensonhurst Car Service Corp.)	B01280	47

The complete application package compiled for each of the above bases is available for your review upon request.

If you wish to receive a copy please contact Ms. Michelle Lange, Business Licensing Unit, at 718-391-5697.

Please find enclosed herein the original application for each of the approved base stations.

Very truly yours,

Christopher Tormey
 Director
 Licensing & Standards
 Taxi & Limousine Commission

Referred to the Committee on Transportation.

M-658

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a new base station license Call Threes L.L.C., Council District 39, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-659

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license DAT Radio Dispatch Inc., Council District 18, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-660

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Gaon Car & Limousine Service, Inc., Council District 44, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-661

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Red Carpet Car Service, Council District 27, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-662

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Rocopulco Car Service, Council District 32, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-663

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Rosedale Base Car Service Corp. D/b/a Danny's Car Service, Council District 31, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-664

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Rose 'n Dale Car Service, Council District 31, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-665

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license The Excellent Car Service Inc., Council District 14, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-666

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Town Car Transportation Inc. D/b/a New Topacio Car Service, Council District 34, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-667

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Xpress Transportation & Multi-Service Inc., Council District 7, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-668

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal and ownership change base station license ABC International Services, Inc. D/b/a ABC Car Service, Council District 28, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-669

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal and ownership change base station license Cityline Car Service Inc., Council District 32, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-670

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal and ownership change base station license Erushalaim Corp., Council District 33, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-671

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal, relocation and ownership change base station license Brunwish Enterprises D/b/a Eastland Car Service, Council District 45, 48, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-672

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal, relocation and ownership change base station license Lincoln Limo. Service Inc., Council District 1, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-673

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a relocation change base station license A Door to Door Transportation Inc., Council District BX17,QN26, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-674

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a relocation change base station license Belle Management Corp. D/b/a Glen Belle Car Service, Council District 23, 19, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-675

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a relocation, ownership and name change base station license Colonial II Car & Limo. Service., Council District 43 & 24, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

M-676

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a relocation, and name change base station license Bensonhurst Ride Inc. (from Bensonhurst Car Service Corp.), Council District 47, pursuant to Section 19-511(i), of the administrative code of the city of New York.

(For text of TLC letter, please see M-657 printed in the Communications from City, County & Borough Offices section of these Minutes)

Referred to the Committee on Transportation.

LAND USE CALL UPS

M-677

By Council Member Reyna:

Pursuant to Rule 11.20(b) of the Council and Sections 20-226 or 20-225(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed sidewalk café located at 442 Graham Ave., Council District no. 34 Application no. 20115847 TCK, shall be subject to review by the Council.

Coupled on Call – Up Vote

M-678

By Council Member Reyna:

Pursuant to Rule 11.20(b) of the Council and Sections 20-226 or 20-225(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Consumer Affairs approving an unenclosed sidewalk café located at 82 South 4th Street, Council District no. 34 Application no. 20115771 TCK, shall be subject to review by the Council.

Coupled on Call – Up Vote

LAND USE CALL UP VOTE

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

Affirmative –Arroyo, Barron, Brewer, Cabrera, Chin, Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Foster, Garodnick, Gennaro, Gentile, Gonzalez, Greenfield, Halloran, Ignizio, Jackson, James, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Palma, Recchia, Reyna, Rodriguez, Rose, Seabrook, Vacca, Vallone Jr., Van Bramer, Vann, Weprin, Wills, Oddo, Rivera and the Speaker (Council Member Quinn) – **46**.

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

REPORTS OF THE STANDING COMMITTEES

Reports of the Committee on Finance

At this point the Speaker (Council Member Quinn) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for Res. No. 959-A

Report of the Committee on Finance in favor of approving, as amended, a Resolution concerning the establishment of the Westchester Square Business Improvement District in the Borough of the Bronx and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.

The Committee on Finance, to which the annexed amended resolution was referred on July 28, 2011 (Minutes, page 3825), respectfully

REPORTS:

PROPOSED 959-A:

This Proposed Resolution is required by Chapter 4 of Title 25 of the New York City Administrative Code, as amended by Local Law 82 of 1990, which authorized the City Council to establish Business Improvement Districts (BIDs).

The main purpose of this Proposed Resolution is to set the public hearing date, time and place for the review of the local law, which would establish the Westchester Square Business Improvement District.

The hearing on the local law and the BID plan will be held on October 17, 2011 at 10:00 a.m. in 16th Floor Committee Room at 250 Broadway to hear all persons interested in the establishment of the District.

This Proposed Resolution also directs that all notices required under the BID law be properly given by the Department of Small Business Services and the Westchester Square BID Steering Committee, respectively.

BIDs, which are specifically established areas, use the City's property tax collection mechanism to approve a special tax assessment with which to fund additional services that would enhance the area and improve local business. The additional services are normally in the areas of security, sanitation, physical/capital improvements (lighting, landscaping, sidewalks, etc.), seasonal activities (Christmas lighting) and related business services (marketing and advertising). The BID demarcates the areas in which services will be enhanced and also establishes the mechanism for the assessment needed to generate the required budget.

The proposed Westchester Square Business Improvement District (hereinafter the "District") is located in the northeast section of the Bronx known as Westchester Square. The District is bordered by Pelham bay, Throgs Neck, Morris Park, Zerega, and Castle Hill.

The District has 145 merchant storefronts that are housed in 73 properties. The District is located in Community boards 10 and 11, and the 45th Police Precinct.

Services to be provided in the District include: sanitation and maintenance services, holiday decorations, marketing and promotion, administrative expenses, special events, and miscellaneous/reserve. The District will be managed by the Westchester Square District Management Association, Inc. The budget for the first year of operation is \$320,000. The maximum cost for capital improvements for the entire existence of the BID shall be \$3.2 million. The assessment formula is based on frontage, with corner lots paying an additional \$300 and properties that have above ground commercial space will pay an additional \$300. Residential pays \$1, not for profits and government buildings located within the District are exempt, mid-block vacant lots pay \$300 and corner vacant lots pay a \$600 flat fee. According to the Department of Small Business Services, the average assessment for commercial lots is \$3,855.31, and the median assessment for commercial lots is \$2,904.43

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Res. No. 959-A:)

Res. No. 959-A

Resolution concerning the establishment of the Westchester Square Business Improvement District in the Borough of the Bronx and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.

By Council Members Recchia, Vacca, James and Williams.

WHEREAS, pursuant to the authority granted by chapter 4 of title 25 of the Administrative Code of the City of New York (the "Law"), the Mayor, by

authorization dated March 7, 2011, provided for the preparation of a district plan (the "Plan") for the Westchester Square Business Improvement District (the "District") in the Borough of the Bronx; and

WHEREAS, pursuant to Local Law No. 82 for the year 1990, the City Council assumed responsibility for adopting legislation establishing Business Improvement Districts; and

WHEREAS, pursuant to section 25-405 (c) of the Law, the New York City Department of Small Business Services ("SBS") submitted the Plan to the City Planning Commission (the "CPC") on March 21, 2011; and

WHEREAS, pursuant to section 25-405 (c) of the Law, the CPC submitted the Plan to the City Council on March 24, 2011; and

WHEREAS, pursuant to section 25-405 (c) of the Law, the CPC submitted the Plan to the Council Member representing the council district in which the proposed District is located on March 24, 2011; and

WHEREAS, pursuant to section 25-405 (c) of the Law, the CPC submitted the Plan to the community boards (Bronx Community Board Numbers 10 and 11, hereinafter the "Community Boards") for the community districts in which the proposed District is located on March 24, 2011; and

WHEREAS, the Plan involves properties located in two community districts, the CPC submitted the Plan to the Bronx Borough Board on March 24, 2011 and to the Bronx Borough President on March 24, 2011, pursuant to section 25-405 (c) of the Law; and

WHEREAS, pursuant to section 25-405 (c) of the Law, the Community Boards notified the public of the Plan in accordance with the requirements established by the CPC; and

WHEREAS, pursuant to section 25-405 (c) of the Law, Community Boards 10 and 11 voted to approve the establishment of the District on April 14 and 28, 2011 respectively; and

WHEREAS, pursuant to section 25-405 (c) of the Law, the CPC reviewed the Plan, held a public hearing and prepared a report certifying its unqualified approval of the Plan; and

WHEREAS, pursuant to section 25-405 (c) of the Law, the CPC submitted its report to the Mayor, to the City Council and to the Council Member representing the council district in which the proposed District is located; and

WHEREAS, pursuant to section 25-405 (c) of the Law, a copy of the CPC's report, together with the original Plan, was transmitted for filing with the City Clerk on May 25, 2011; and

WHEREAS, pursuant to section 25-406 (a) of the Law, a copy of the Plan and the CPC's report are annexed hereto and are made part of this Resolution; and

WHEREAS, pursuant to section 25-406 (a) of the Law, the Plan is on file for public inspection in the Office of the City Clerk, 141 Worth Street, New York, New York; and

WHEREAS, pursuant to Section 25-406 (b) of the Law, any owner of real property, deemed benefited and therefore within the District, objecting to the plan must file an objection at the Office of the City Clerk within thirty days of the conclusion of the hearing held by the City Council, notice of which is provided by this Resolution, on forms made available by the City Clerk; and

WHEREAS, pursuant to Section 25-406 (b) of the Law, if owners of at least fifty-one percent of the assessed valuation of all the benefited real property situated within the boundaries of the District proposed for establishment, as shown upon the latest completed assessment roll of the City, or at least fifty-one percent of the owners of benefited real property within the area included in the District proposed for establishment, file objections to the Plan with the City Clerk within the thirty-day objection period, the District will not be established; now, therefore, be it

RESOLVED, that the Council of the City of New York, pursuant to Section 25-406 of the Law, hereby directs that:

(i) October 17, 2011, 2011 is the date and 10:00 a.m. is the time and the City Council Committee Meeting Room, 16th Floor, 250 Broadway is the place for a public hearing (the "Public Hearing") to hear all persons interested in the establishment of the District;

(ii) the Westchester Square BID Steering Committee shall, not less than ten nor more than thirty days before the date of the Public Hearing, mail a copy of this Resolution or a summary thereof to each owner of real property within the proposed District at the address shown on the latest City assessment roll, to such other persons as are registered with the City to receive tax bills concerning real property within the proposed District, and to the tenants of each building within the proposed District;

(iii) the Department of Small Business Services shall arrange for the publication of a copy of this Resolution or a summary thereof at least once in the City Record or a newspaper in general circulation in the City, the first publication to be not less than ten nor more than thirty days before the date of the Public Hearing; and

(iv) in the event that the Westchester Square BID Steering Committee mails, or the Department of Small Business Services arranges for the publication of, a summary of this Resolution, such summary shall include the information required by section 25-406 (c) of the Law.

ATTACHMENT: B.I.D. material

DISTRICT PLAN
For The
WESTCHESTER SQUARE
BUSINESS IMPROVEMENT DISTRICT
In
THE CITY OF NEW YORK
BOROUGH OF THE BRONX

PREPARED PURSUANT TO SECTION 25-405(a) OF
CHAPTER 4 OF TITLE 25 OF THE ADMINISTRATIVE
CODE OF THE CITY OF NEW YORK

Received by Central Intake on March 21, 2011



N110261BDX

I. MAP OF THE DISTRICT

The Westchester Square Business Improvement District (the "District") is located in the Northeast section of the Bronx known as Westchester Square. The District generally includes properties from Montgomery Place and East Tremont Avenue (in the Northwest) to the corner of Westchester Avenue and Seabury Avenue (in the Southwest), across Westchester Avenue to Blondell Avenue (in the Southeast), and back up East Tremont Avenue and Williamsbridge Road to Eastchester Road (in the Northeast). It also includes the properties in the triangular blocks in the middle of the District along East Tremont Avenue and Williamsbridge Road, and the properties on St. Raymond Avenue between these two streets. A map of the district is attached as Exhibit A. The District includes the Huntington Free Library and Reading Room, a City designated landmark; in addition the Westchester Square Station is listed in the State and Federal Registers' of historic places.

The Mayor of the City of New York, by written authorization, dated March 7, 2011, has provided for the preparation of this plan (the "Plan") pursuant to authority granted by Chapter 4 of Title 25 of the Administrative Code of the City of New York (the "Law").

II. DISTRICT PROFILE & PRESENT USES OF DISTRICT PROPERTY

A. DISTRICT PROFILE

The District is located in a historic section of the Bronx bordered by the communities of Pelham Bay, Throgs Neck, Morris Park, Zerega and Castle Hill. It was settled by English traders in 1654 and served as the county seat of West Chester in the 1800's. In 1920, it became a major commercial hub when the IRT line was constructed, and the area grew to be a vibrant commercial center in the decades that followed.

Eventually, the growth of malls in Westchester County and the development of the nearby Bay Plaza Shopping Center, started a decline in the area's prominence. In the early 1990's, Westchester Square's primary anchor store, Woolworths, closed its doors and the area began a decline in foot traffic and retail use.

Today, the District is comprised of an assortment of businesses, 90% of which are owner occupied. It's 145 merchant storefronts are housed in 73 buildings. The overall vacancy rate in the District is just under 10%. There is no vacant private property, and the only city-owned property is a large building housed by the Department of Transportation and the Owen Dolan Park and Recreation Center, which sits in the middle of the Square and holds great potential as a destination point from which to spark a revitalization of the area.

The surrounding area consists of 6,460 residents in 2,459 housing units. 53.9% are Hispanic, 19.1% are White, 16.5% are Asian, and 4.7% are African-American. The median family income is \$34,741, with 21.3% below the poverty level. The unemployment rate is above the national average but below the average for the Bronx as a whole. There are 18 social service agencies located in the District that dilute the merchant base.

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The northern half of the District has seen less active redevelopment in recent years, but is characterized by a triangular area that bridges the east and west boundaries of the District, and contains a number of restaurants, a large Pep Boys automotive center, and a Honda car dealership.

3. RESIDENTIAL

There are no properties in the District that are wholly residential. Twenty-two properties have some residential use mixed with retail and/or commercial use.

4. NOT-FOR-PROFIT INSTITUTIONS AND PUBLIC

Within the District's boundaries are the Borough offices of the Department of Transportation, 2 Churches, and 1 not-for-profit (the Huntington Free Library and Reading Room, a private not-for-profit trust that offers great potential as a cultural "anchor" for the area). Several other not-for-profit service organizations also function within District boundaries but do not own the properties in which they reside.

5. TRANSPORTATION

The area is well served by the #6 IRT Pelham Bay line and 7 bus lines (the BX4, 8, 14, 31, 40 and 42 lines), which have stops and/or start/end points within the District. A private bus shuttle service provides transportation between the District's public transportation services and the nearby Hutchinson/Metro Center, which is soon to be the site of the new 911 backup call center employing approximately 3,000 city workers.

III. PROPOSED SERVICES

A. DESCRIPTION OF SERVICES

The services to be provided pursuant to this Plan (the "Services") shall include any services required for the enjoyment, protection, and general welfare of the public; the promotion and enhancement of the District; and the representation of the District for needs identified by its members. The Services shall not take the place of, but will supplement those services provided by the City of New York on a citywide basis. The Services shall be performed under the direction of the Westchester Square BID District Management Association (hereinafter "DMA").

1. STREET MAINTENANCE

The maintenance program may be carried out in-house or it may be contracted out. The program may include, but shall not be limited to: manual sweeping and cleaning of sidewalks, curbs and gutters, emptying of pedestrian trash receptacles and liners, and preparing garbage pickup for the City, cleaning of graffiti from

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5. ADMINISTRATION

Administration of the District shall be by a salaried staff (the "Staff"), which will include an Executive Director, and may include a community liaison, clerical and bookkeeping support, and other special staff and/or consultants that the Board of Directors may, from time to time, deem necessary. The Executive Director will oversee District Services and Improvements (hereinafter defined) as directed by the DMA Board of Directors for the benefit of the District constituency. The Executive Director will serve as spokesperson for the District's owners and tenants collectively and individually, as authorized by the Business Improvement District's Board of Directors and with the permission of the individual owner or tenant. Administration expenses may also include office rental, utility expense, equipment, supplies, insurance, postage and newsletters. Legal and accounting services will be contracted on an as-needed basis. When possible, in-kind services will be used.

6. ADDITIONAL SERVICES

Subject to any approvals and controls that may be required by a City agency having jurisdiction thereof, and in addition to the approval of the Board of Directors of the DMA, in subsequent years the District may approve such additional services as are permitted by law.

B. IMPLEMENTATION

It is anticipated that the DMA will commence most Services during the first Contract Year (hereinafter defined).

C. GENERAL PROVISIONS

1. All Services shall be in addition to (and not in substitution for) required and customary municipal services provided by the City on a citywide basis. Benchmarks for existing City services will be developed and monitored by the DMA.
2. All Services need not be performed in every contract year.
3. The staff and/or subcontractors of the DMA may render such administrative services as are needed to support performance of the Services.
4. In the event that in any given contract year the sources of funding as hereinafter described do not in the aggregate produce revenue equal to the Total Annual Budget Amount (hereinafter defined) for such contract year, the DMA may, subject to the Contract (hereinafter defined), forego providing one or more or all Services in order to have revenues sufficient to pay debt

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V.

PROPOSED SOURCES OF FUNDING

A. SOURCES OF FUNDING IN GENERAL

The proposed sources of funding for all i) Services, ii) Improvements, iii) proceeds arising from indebtedness as permitted pursuant to paragraph D herein below, and iv) administrative costs necessary to support the program contemplated under this Plan shall be the sources of funding described in paragraphs B through G (inclusive). Subject to requirements of the Law, the DMA may apply all monies derived from the sources of funding permitted herein to fund any expenditure permitted under this Plan.

B. SOURCES OF FUNDING: ASSESSMENTS

The DMA may enter into a Contract for the purpose of having the City levy and collect and then disburse to the DMA, assessments with respect to the Benefited Properties (hereinafter defined). Such Assessments, as described herein below, shall be defined as "Assessments" (hereinafter defined).

1. GENERAL

To defray the costs of Services and Improvements in the District, as herein before defined, all real property in the District shall be assessed in proportion to the benefit such property receives from the Services and Improvements. Each property shall be assessed an amount, that when totaled together with amounts for other properties in the District, shall yield an amount sufficient to meet the District's annual budget as determined by the DMA.

The amounts, exclusive of debt service, assessed and levied in a given year against the Benefited Properties as Assessments, may not exceed 20% of the total general city taxes levied in that year against the benefitted properties.

2. SPECIFIC FORMULA

All properties as classified in the most recent New York City tax rolls and as described below as Classes A, B, C, and D will be assessed on current calculations as follows (notwithstanding the below definitions, all property within the District which is free from existing property taxes may enter into an agreement with the BID to pay an equivalent amount equal to the Assessment of a Class A property):

Class A: Retail/Commercial/Professional

All properties within the District devoted in whole or in part to retail, commercial or professional use shall be assessed at a first year rate anticipated to be not more than \$57.00 per linear front

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D. Source of Funding: Borrowings

1. Subject to subparagraphs 2 and 3 immediately herein below, and to the approval of its Board of Directors, the DMA may borrow money from private lending institutions, the City, other public entities, individuals, firms, corporations or partnerships and other not-for-profit organizations for the purposes of funding operations or financing the costs of improvements.

2. The use of monies received by the DMA from the City or from any other public entity, whether in the form of a grant or as proceeds from a loan, shall be subject to (i) all statutory requirements applicable to the expenditure and use of such monies, and (ii) any contractual agreements imposed by the City (whether pursuant to the Contract or otherwise) or by any other public entity, as the case may be.

3. Any loans which the DMA may enter into as borrower shall be subject to Section 6 of this Plan.

E. Source of Funding: Charges for User Rights

The DMA may undertake or permit commercial activities or other private uses of the streets or other parts of the District in which the City has any real property interest (the "User Rights"), provided, however, that (i) the User Rights to be so undertaken or permitted by the DMA shall have been set forth in this Plan or authorized for licensing or granting by the City to the DMA in a Local Law adopted by the City Council and (ii) licensed or granted to the DMA by the City, and (iii) authorized by the appropriate City agency having jurisdiction thereof. Once so granted or licensed, the User Rights in question shall be undertaken or permitted by the DMA in such a manner as to conform to the requirements, if any, set forth in the Plan or the aforesaid Local Law with respect to User Rights, and conform to the requirements authorized by the appropriate City agency having jurisdiction thereof. Such requirements may include but shall not be limited to:

- (i) requirements as to what consideration the DMA shall pay to the City for the grant and/or license in question;
- (ii) requirements as to whether and how the DMA may permit others to undertake the User Rights in question pursuant to a sub-grant or sub-license;

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B. ANNUAL BUDGET

1. FIRST YEAR BUDGET

It is estimated that the annualized budget of proposed expenditures to be made during the first Contract Year shall be as follows:

a. Maintenance/Sanitation	\$ 120,000
b. Marketing	\$ 72,000
c. Special Events	\$ 12,000
d. Holiday Lights & Promotion	\$ 12,000
e. Administrative Expenses	\$ 95,500
f. Miscellaneous/Reserve	\$ 8,500
	<u> </u>

TOTAL FIRST YEAR BUDGET \$ 320,000

C. SUBSEQUENT BUDGETS

The DMA shall establish for each Contract Year after the first Contract Year, a proposed budget of expenditures. Such proposed budget shall (with respect to the Contract Years to which they respectively apply): i) reasonably itemize the purposes for which monies are proposed to be expended by the DMA; ii) specify the amount, if any, proposed to be expended by the DMA for debt service, and; iii) set forth the total amount to be expended (the "Total Annual Budget Amount"). A proposed budget, whether for the first Contract Year or for a subsequent Contract Year, shall be referred to as a "Budget."

D. GENERAL PROVISIONS

1. The DMA shall make no expenditure of monies other than in accordance with and pursuant to: i) a Budget for which a Total Annual Budget Amount has been approved by the City and the Directors of the DMA; ii) any provisions in the Contract providing for the satisfaction of outstanding obligations of the DMA; or iii) any provisions in the Contract provided in the Budget for, but expended in, a previous Contract year.
2. The Total Annual Budget Amount shall not exceed the maximum total and annual amount which the DMA may expend for the Contract Year in question pursuant to paragraph A of this Section VI.
3. The Total Annual Budget Amount shall not be less than the amount needed to satisfy the DMA's debt service obligations for the Contract Year in question.
4. Subject to the DMA's need to satisfy its debt service obligations for the Contract Year in question, the DMA may revise the itemizations within any Budget.
5. In the event that in any given Contract Year the sources of funding do not in the aggregate produce revenues equal to the

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The DMA may undertake or permit commercial activities or other private uses of the streets or other parts of the District in which the City has any real property interest (the "User Rights"), provided however that the User Rights to be so undertaken or permitted by the DMA shall have been: i) set forth in this Plan or authorized for licensing or granting by the City Council, and ii) licensed or granted to the DMA by the City pursuant to the Contract, and iii) authorized by the appropriate City agency having jurisdiction thereof. Once so granted or licensed, the User Rights in question shall be undertaken or permitted by the DMA in such a manner as to conform to the requirements, if any, set forth in this Plan or the aforesaid Local Law with respect to User Rights, and conform to the requirements authorized by the appropriate city agency having jurisdiction thereof. Such requirements may include but shall not be limited to: i) requirements as to what consideration the DMA shall pay to the City for the grant and/or license in question; ii) requirements as to whether and how the DMA may permit other persons to undertake the User Rights in question pursuant to a sub-grant or sub-license; iii) requirements as to what charges the DMA may impose upon other persons as consideration for sub-grant or sub-license, and iv) requirements as to the general regulations of the User Rights by whomsoever undertaken.

B. USER RIGHTS: PROPOSED

Subject to the approval and control of the appropriate City Agency and/or subject to any requirements set forth in any Contract, the DMA may undertake to permit the following User Rights, subject to the requirements set forth in the Contract:

1. Information and promotion kiosks
2. Newsstands
3. News boxes

X. REGULATIONS

The rules and regulations proposed for governing the operation of the District and the provision of Services and Improvements by the DMA (the "Regulations") are set forth herein below.

1. The DMA shall obligate itself to provide the Services and Improvements in a Contract or Contracts into which both the DMA and the City shall enter (collectively, "the Contract") for a specified term (each year of the Contract term to be defined as a "Contract Year"). The City shall, pursuant to the terms, conditions and requirements of the Contract, levy, collect and disburse to the DMA the Assessments. Such disbursements shall be made in accordance with general procedures for the payment of other City expenditures.
2. The DMA shall comply with all terms, conditions and requirements that are i) elsewhere set forth in this Plan, and ii) that are set forth in the Contract and in any other Contracts into which both the DMA and the City may enter, and iii) shall comply with all terms, conditions and requirements set forth by the appropriate City agency which is required to give its approval.

Exhibit C: TAX BLOCKS AND LOTS OF BENEFITED PROPERTIES

Block	Lot	Property Address	Class
3857	1	130 WESTCHESTER SQUARE	A
3857	80	135 WESTCHESTER SQUARE	A
3858	1	2510 WESTCHESTER AVENUE	A
3858	10	1451 COMMERCE AVENUE	A
3859	11	122 WESTCHESTER SQUARE	A
3859	18	121 WESTCHESTER SQUARE	A
3859	23	115 EAST TREMONT AVENUE	A
3981	22	15 LANE AVENUE	A
3981	24	11 LANE AVENUE	A
3984	1	1400 BENSON STREET	A
3984	13	2576 FRISBY AVENUE	A
3984	18	2590 FRISBY AVENUE	A
3984	21	43 WESTCHESTER SQUARE	A
3984	25	41 WESTCHESTER SQUARE	A
3984	26	38 WESTCHESTER SQUARE	A
3984	29	35 WESTCHESTER SQUARE	A
3984	30	34 WESTCHESTER SQUARE	A
3984	35	25 WESTCHESTER SQUARE	A
3988	18	2704 EAST TREMONT AVENUE	A
3988	21	2700 EAST TREMONT AVENUE	A
3988	30	2706 EAST TREMONT AVENUE	A
3988	31	2708 EAST TREMONT AVENUE	A
3988	32	2710 EAST TREMONT AVENUE	A
3988	33	2712 EAST TREMONT AVENUE	A
3988	34	2722 EAST TREMONT AVENUE	A
3988	37	2724 EAST TREMONT AVENUE	A
3988	43	2742 EAST TREMONT AVENUE	A
3988	44	2744 EAST TREMONT AVENUE	A
3988	45	2750 EAST TREMONT AVENUE	A
4001	54	2542 EAST TREMONT AVENUE	A
4001	55	2546 EAST TREMONT AVENUE	A
4001	57	2548 EAST TREMONT AVENUE	A
4001	58	2552 EAST TREMONT AVENUE	A
4002	38	1640 OVERING STREET	A
4002	41	2572 EAST TREMONT AVENUE	A
4002	48	2630 EAST TREMONT AVENUE	A
4002	51	2626 EAST TREMONT AVENUE	A
4002	53	2622 EAST TREMONT AVENUE	A
4002	56	1618 BENSON STREET	A
4002	58	2610 EAST TREMONT AVENUE	A
4002	59	2604 EAST TREMONT AVENUE	A
4071	1	80 WESTCHESTER SQUARE	A
4071	2	79 WESTCHESTER SQUARE	A
4071	4	73 WESTCHESTER SQUARE	A
4071	6	72 WESTCHESTER SQUARE	A
4071	7	70 WESTCHESTER SQUARE	A

Exhibit A: MAP OF DISTRICT

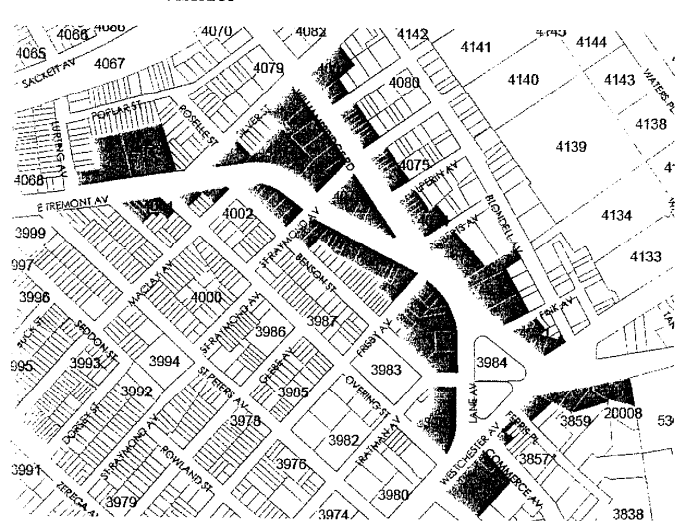
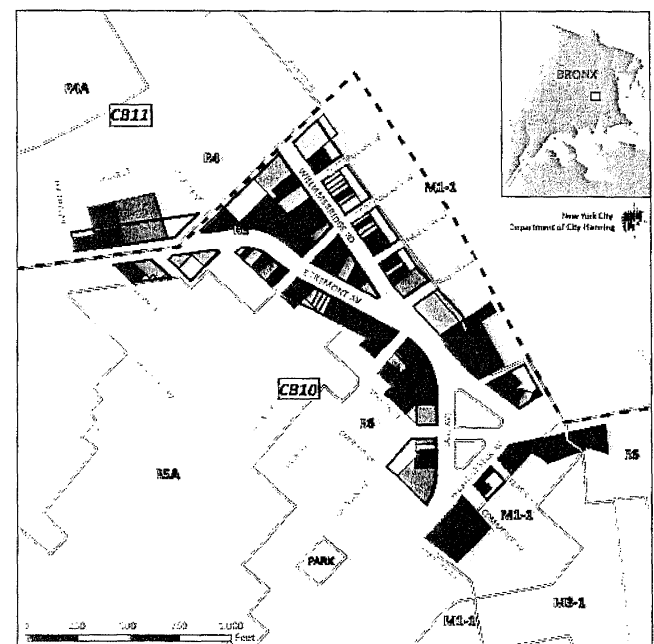


Exhibit D: LAND USE MAP



Proposed Westchester Square BID



DOMENIC M. RECCHIA, Jr., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G.COMRIE, Jr., LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, VINCENT M. IGNIZIO, JAMES S. ODDO; Committee on Finance, October 5, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point the Speaker (Council Member Quinn) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for Res. No. 1068

Report of the Committee on Finance in favor of approving a Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

The Committee on Finance, to which the annexed resolution was referred on October 5, 2011, respectfully

REPORTS:

Introduction. The Council of the City of New York (the "Council") annually adopts the City's budget covering expenditures other than for capital projects (the "expense budget") pursuant to Section 254 of the Charter. On June 29, 2011, the Council adopted the expense budget for fiscal year 2012 with various programs and initiatives (the "Fiscal 2012 Expense Budget"). On June 29, 2010, the Council adopted the expense budget for fiscal year 2011 with various programs and initiatives (the "Fiscal 2011 Expense Budget").

Analysis. This Resolution, dated October 5, 2011, amends the description for the Description/Scope of Services for Forest Park Trust, Inc, an organization receiving local discretionary funding in accordance with the Fiscal 2012 Expense Budget in the amount of \$26,750 within the budget of the Department of Parks and Recreation. The Description/Scope of services for this funding listed in the Fiscal 2012 expense budget read: "Highland Park Sport Clinics are for children ages 7-14." This resolution now changes the Description/Scope of services to read: "\$11,000 for Sports Clinics and \$15,750 for concerts and festivals in Highland Park."

Also, this Resolution amends the description for the Description/Scope of Services for Forest Park Trust, Inc., an organization receiving local discretionary funding in accordance with the Fiscal 2012 Expense Budget in the amount of \$10,000 within the budget of the Department of Parks and Recreation. The previous Description/Scope of services for this funding read: "To support the 5K run and concerts in the Sueffert Bandshell." This resolution now changes the Description/Scope of services to read: "To support community and holiday events in Forest Park, including Oak Ridge and the Forest Park Seuffert Bandshell."

Additionally, this Resolution amends the description for the Description/Scope of Services for New Yorkers for Parks, an organization receiving local discretionary funding in accordance with the Fiscal 2012 Expense Budget in the amount of \$20,000 within the budget of the Department of Parks and Recreation. The Description/Scope of services for this funding listed in the Fiscal 2012 expense budget read: "Funds will support the Daffodil Project." This resolution now changes the Description/Scope of services to read: "To support "The Open Space Index: Growing Up Healthy in East Harlem", a Collaborative Research Study with Mount Sinai School of Medicine."

Also, this Resolution amends the description for the Description/Scope of Services for One Stop Richmond Hill Community Center, Inc., an organization receiving local discretionary funding in accordance with the Fiscal 2012 Expense Budget in the amount of \$20,000 within the budget of the Department of Youth and Community Development. The Description/Scope of Services for this funding listed in the Fiscal 2012 expense budget read: "Funding for administrative costs, including salaries and fringe benefits for Program Director, Assistant Director/Receptionist, Maintenance person, and 2 teachers, as well as operating costs (utilities, insurance, supplies, rent, CPA, Postage, etc.) related to Mommy Me classes for local residents." This resolution now changes the Description/Scope of services to read: "Funding for administrative costs, including salaries and fringe benefits for Program Director, Receptionist, Maintenance person, and 2 teachers for the Mommy & Me classes and 2 teachers for the Videoconferencing classes, as well as operating costs (utilities, insurance, supplies, rent, CPA, postage, etc.) for local residents."

Moreover, this Resolution amends the description for the Description/Scope of Services for Gerritsen Beach Cares, Inc., an organization receiving local discretionary funding in accordance with the Fiscal 2012 Expense Budget in the amount of \$22,500 within the budget of the Department of Youth and Community Development. The Description/Scope of Services for this funding listed in the Fiscal 2012 expense budget read: "Gerritsen Beach Cares, Inc. is engaged in a program(s) to address community issues, combating community deterioration of our streets and parkland in order to provide our community and youth with a safe recreational environment. We hold clean up's of the parkland, streets, bus stops and shoreline(s) in two different community boards. The streets bus stops are in Community Board 15 and the parkland shoreline(s) are in Community Board 18. We coordinate annual

community events such as: International Coastal Cleanup, It My Park Clean Up days, GB Games a Family "FUN" Raiser, Halloween Festival, Gerritsen Avenue Holiday Lighting US Flag Program, GB Awards Ceremony. The majority of participants of these events live in Community Board 15 18. We also coordinate and support activities such as: GBC Annual Community Essay Contest, GBC Monthly Volunteer Promotion Program, GBC Community Service Program, GBC Graffiti removal program, GBC Lock up the Park program, and support the GB Little league baseball, Resurrection Sports softball and basketball programs, All American Soccer, Boy Girl Scouts and public gardens on the parkland".

This resolution now changes the Description/Scope of services to read: "To support the Community Service & Improvement program, which includes graffiti removal; locking up the Park access gates; public display of US Flags and holiday lights; and support of public events and youth programs with supplies, equipment, printing promotional material and postage to promote public activities."

Moreover, this Resolution amends the description for the Description/Scope of Services for Bayview Community Council, Inc., Inc., an organization receiving local discretionary funding in accordance with the Fiscal 2012 Expense Budget in the amount of \$4,000 within the budget of the Department of Small Business Services. The Description/Scope of Services for this funding listed in the Fiscal 2012 expense budget read: "THE REVITALIZATION AND DEVELOPMENT OF THE DOWNTOWN STATEN ISLAND AREA. THE ANNUAL DRIVE IN MOVIES FOR 2011". This resolution now changes the Description/Scope of services to read: "To offset costs of rent and utility bills."

Further, this Resolution amends the description for the Description/Scope of Services for Bobbi and the Strays, Inc., an organization receiving youth discretionary funding in accordance with the Fiscal 2011 Expense Budget in the amount of \$5,000 within the budget of the Department of Youth and Community Development. The Description/Scope of Services for this funding listed in the Fiscal 2012 expense budget read: "To fund education programs for youth." This resolution now changes the Description/Scope of services to read: "To support education programming for youth and veterinary services."

This Resolution also approves new designations and changes in the designation of certain organizations receiving local, aging, and youth discretionary funding in accordance with the Fiscal 2012 Expense Budget, and approves the new designations and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in the Fiscal 2012 Expense Budget.

Lastly, This resolution also approves new designations and changes in the designation of certain organizations receiving local, aging, and youth discretionary funding in accordance with the Fiscal 2011 Expense Budget, and approves the new designations and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in the Fiscal 2011 Expense Budget.

In an effort to continue to make the budget process more transparent, the Council is providing a list setting forth new designations and/or changes in the designation of certain organizations receiving local, aging, and youth discretionary funding, as well as new designations and/or changes in the designation of certain organizations to receive funding in the Fiscal 2012 and Fiscal 2011 Expense Budgets.

This resolution sets forth new designations and specific changes in the designation of certain organizations receiving local initiative funding pursuant to the Fiscal 2012 Expense Budget, as described in Chart 1; sets forth new designations and changes in the designation of aging discretionary funding pursuant to the Fiscal 2012 Expense Budget, as described in Chart 2; sets forth new designations and changes in the designation of youth discretionary funding pursuant to the Fiscal 2012 Expense Budget, as described in Chart 3; sets forth the new designations and changes in the designation of certain organizations that will receive funding pursuant to certain initiatives in the Fiscal 2012 Expense Budget, as described in Charts 4-15; sets forth new designations and changes in the designation of organizations that will receive funding pursuant to the Fiscal 2011 Expense Budget, as set forth in Charts 16-19.

The charts, attached to the resolution, contain the following information: name of the council member(s) designating the organization to receive funding or name of the initiative, as set forth in Adjustments Summary/Schedule C/ Fiscal 2012 Expense Budget, dated June 29, 2011, the Adjustments Summary/Schedule C/ Fiscal 2011 Expense Budget, dated June 29, 2010.

Specifically, Chart 1 sets forth the new designation and changes in the designation of a certain organization receiving local discretionary funding in accordance with the Fiscal 2012 Expense Budget.

Chart 2 sets forth changes in the designation of a certain organization receiving aging discretionary funding in accordance with the Fiscal 2012 Expense Budget. Chart 2 indicates the removal of the Bedford Stuyvesant Family Health Center as a

fiscal conduit for the Risley Dent Towers, an organization receiving aging discretionary funding in the amount of \$4,000 within the Department for the Aging.

Chart 3 sets forth the new designation and changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2012 Expense Budget.

Chart 4 sets forth the new designation of certain organizations receiving funding pursuant to the Cultural After School Adventure Initiative in accordance with the Fiscal 2012 Expense Budget. Each newly designated organization in this initiative, which totals \$5,100,000, will receive funding in the amount of \$20,000.

Chart 5 sets forth the new designation in the designation of certain organizations receiving funding pursuant to the Food Pantries-DYCD Initiative. Each newly designated organization in this initiative, which totals \$570,000, will receive funding in various amounts.

Chart 6 sets forth the new designation in the designation of certain organizations receiving funding pursuant to the Small Business and Job Development/Financial Literacy Initiative. Each newly designated organization in this initiative, which totals \$600,000, will receive funding in various amounts.

Chart 7 sets forth the new designation in the designation of certain organizations receiving funding pursuant to the MWBE Leadership Associations Initiative. Each newly designated organization in this initiative, which totals \$600,000, will receive funding in various amounts.

Chart 8 sets forth the new designation in the designation of certain organizations receiving funding pursuant to the Adult Literacy Services Initiative. Each newly designated organization in this initiative, which totals \$1,500,000, will receive funding in various amounts.

Chart 9 sets forth the new designation in the designation of certain organizations receiving funding pursuant to the Autism Awareness Initiative. Each newly designated organization in this initiative, which totals \$1,250,000, will receive funding in various amounts.

Chart 10 sets forth the new designation in the designation of certain organizations receiving funding pursuant to the HIV/AIDS Communities of Color (Prevention and Education) Initiative. Each newly designated organization in this Initiative, which totals \$1,125,000, will receive funding in various amounts.

Chart 11 sets forth changes in the designation of a certain organization, Making Opportunities for Upgrading Schools and Education, receiving funding in the amount of \$275,000 within the budget of the Department of Education in accordance with the Fiscal 2012 Expense Budget. Chart 11 indicates an EIN correction. The correct EIN for this organization is EIN 13-3973196.

Chart 12 sets forth the new designation and changes in the designation of a certain organization receiving funding in the amount of \$150,000 within the budget of the Housing and Preservation and Development pursuant to the Housing Preservation Initiative in accordance with the Fiscal 2012 Expense Budget. Funding in the amount of \$150,000 for the Mutual Housing Association of New York, Inc. will be removed, and provided to the MHANY Management, Inc.

Chart 13 sets forth the new designation in the designation of certain organizations receiving funding pursuant to the Adult Literacy Services PEG Restoration Initiative. Each newly designated organization in this initiative, which totals \$1,000,000, will receive funding in various amounts.

Chart 14 sets forth the new designation in the designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment (DOVE) Initiative. Each newly designated organization in this initiative, which totals \$2,500,000, will receive funding in various amounts.

Chart 15 sets forth the new designation in the designation of certain organizations receiving funding pursuant to the Senior Center Core Operating Costs Initiative. Each newly designated organization in this initiative, which totals \$246,332, will receive funding in various amounts.

Chart 16 sets forth the new designation and changes in the designation of a certain organization receiving local discretionary funding in the amount of \$7,500 in accordance with the Fiscal 2011 Expense Budget. Funding in the amount of \$7,500 for the Friends of Morningside Park, Inc. will be removed, and provided to Friend of Public School 136, Inc.

Chart 17 sets forth the new designation and changes in the designation of certain organization receiving local discretionary funding in accordance with the Fiscal 2011 Expense Budget.

Chart 18 sets forth changes in the designation of a certain organization, Battalion Pentecostal Assembly, Inc., receiving youth discretionary funding in the amount of \$5,000 within the budget of the Department of Youth and Community Development in accordance with the Fiscal 2011 Expense Budget. Chart 18 indicates an EIN correction. The correct EIN for this organization is EIN 36-4391337.

Chart 19 sets forth the new designation and changes in the designation of certain organization receiving funding pursuant to the HIV/AIDS Faith Based Initiative in accordance with the Fiscal 2011 Expense Budget.

It is to be noted that organizations identified in the attached Charts with an asterisk (*) have not yet completed or began the prequalification process conducted by the Mayor's Office of Contract Services (for organizations to receive more than \$10,000) by the Council (for organizations to receive \$10,000 or less total), or other government agency. Organizations identified without an asterisk have completed the appropriate prequalification review.

It should be further noted that funding for organizations in the attached Charts with a double asterisk (**) will not take effect until the passage of a budget modification.

Description of Above-captioned Resolution. In the above-captioned resolution, the Council would approve the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2012 and 2011 Expense Budgets. Such resolution would take effect as of the date of adoption.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 1068):

Res. No. 1068

Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

By Council Member Recchia.

Whereas, On June 29, 2011 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2012 with various programs and initiatives (the "Fiscal 2012 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new designation and changes in the designation of certain organizations receiving local, aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, On June 29, 2010 the Council adopted the expense budget for fiscal year 2011 with various programs and initiatives (the "Fiscal 2011 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2011 Expense Budget by approving the new designation and changes in the designation of certain organizations receiving aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for Forest Park Trust, an organization receiving funding in the amount of \$26,750 within the budget of the Department of Parks and Recreation in accordance with the Fiscal 2012 Expense Budget, to read: "\$11,000 for Sports Clinics and \$15,750 for concerts and festivals in Highland Park."; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for Forest park Trust, an organization receiving funding in the amount of \$10,000 within the budget of the Department of Parks and Recreation in accordance with the Fiscal 2012 Expense Budget, to read: "To support community and holiday events in Forest Park, including Oak Ridge and the Forest Park Seuffert Bandshell."; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for New Yorkers for Park, an organization receiving funding in the amount of \$20,000 within the budget of the Department of Parks and Recreation in accordance with the Fiscal 2012 Expense Budget to read: "To support "The Open Space Index: Growing Up Healthy in East Harlem", a Collaborative

Research Study with Mount Sinai School of Medicine.”; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for One Stop Richmond Hill Community Center, Inc., an organization receiving funding in the amount of \$20,000 within the budget of the Department of Youth and Community Development in accordance with the Fiscal 2012 Expense Budget to read: “Funding for administrative costs, including salaries and fringe benefits for Program Director, Receptionist, Maintenance person, and 2 teachers for the Mommy & Me classes and 2 teachers for the Videoconferencing classes, as well as operating costs (utilities, insurance, supplies, rent, CPA, postage, etc.) for local residents.”; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for Gerritsen Beach Cares, Inc., an organization receiving funding in the amount of \$22,500 within the budget of the Department of Youth and Community Development in accordance with the Fiscal 2012 Expense Budget to read: “To support the Community Service & Improvement program, which includes graffiti removal; locking up the Park access gates; public display of US Flags and holiday lights; and support of public events and youth programs with supplies, equipment, printing promotional material and postage to promote public activities.”; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for Bayview Community Council, Inc., an organization receiving funding in the amount of \$4,000 within the budget of the Department of Small Business Services in accordance with the Fiscal 2012 Expense Budget to read: “To offset costs of rent and utility bills.”; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2011 Expense Budget by approving the new Description/Scope of Services for Bobbi and the Strays, Inc., an organization receiving youth discretionary funding in the amount of \$5,000 within the budget of the Department of Youth and Community Development in accordance with the Fiscal 2011 Expense Budget to read: “To support education programming for youth and veterinary services.”; now, therefore be it

Resolved, That the City Council approves the new Description/Scope of Services for certain organizations receiving local discretionary funding in the Fiscal 2012 Expense Budget; and be it further

Resolved, That the City Council approves the new Description/Scope of Services for a certain organization receiving youth discretionary funding in the Fiscal 2011 Expense Budget; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the changes in the designation of a certain organization receiving aging discretionary funding in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 3; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Cultural after School Adventure Program in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 4; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Food Pantries-DYCD Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 5; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Small Business and Job Development/Financial Literacy Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 6; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the MWBE Leadership Associations Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 7; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Adult Literacy Services Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 8; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Autism Awareness Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 9; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the HIV/AIDS Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 10; and be it further

Resolved, That the City Council approves the changes in the designation of a certain organization receiving funding pursuant to the MOUSE Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 11; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Housing Preservation Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 12; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Adult Literacy Services PEG Restoration Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 13; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Domestic Violence and Empowerment Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 14; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Senior Center Core Operating Costs Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 15; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2011 Expense Budget, as set forth in Chart 16; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2011 Expense Budget, as set forth in Chart 17; and be it further

Resolved, That the City Council approves changes in the designation of a certain organization receiving youth discretionary funding in accordance with the Fiscal 2011 Expense Budget, as set forth in Chart 18; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving funding in accordance with the Fiscal 2011 Expense Budget, as set forth in Chart 19.

ATTACHMENT:

CHART 1: Local Initiatives

Member	Organization	BN Number	Agency	Amount	App #	UA	Fiscal Calendar	USponsoring Organization	EIN
Giannino	Liamina Center for Arts and Learning	11-2478709	DCA	\$5,000.00	126	002			
Giannino	Jamalis Center for Arts and Learning	11-2478709	DCA	\$5,000.00	126	003			
Giannino	Queens Museum of Art	11-2778628	DCA	\$5,000.00	126	002			
Giannino	Queens Museum of Art	11-2778628	DCA	\$5,000.00	126	003			
Chin	St. Augustine Project Inc., The	20-2386392	DCA	\$5,000.00	126	003			
Chin	St. Augustine Project Inc., The	20-2386392	DCA	\$5,000.00	126	002			
Chin	St. Augustine Project Inc., The	20-2386392	DCA	\$5,000.00	126	001			
Chin	St. Augustine Project Inc., The	20-2386392	DCA	\$5,000.00	126	004			
Engora	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Engora	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Engora	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Engora	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Konowicz	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Konowicz	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Konowicz	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Konowicz	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Conville	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Conville	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Conville	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Conville	Queens Lesbian and Gay Pride Committee, Inc.	11-2146538	DYCD	\$5,000.00	260	312			
Palma	The University of New York School of Law Foundation, Inc.	11-2383349	DYCD	\$10,000.00	042	001			
Palma	The University of New York School of Law Foundation, Inc.	11-2383349	DYCD	\$10,000.00	042	001			
Palma	The University of New York School of Law Foundation, Inc.	11-2383349	DYCD	\$10,000.00	042	001			
Palma	The University of New York School of Law Foundation, Inc.	11-2383349	DYCD	\$10,000.00	042	001			
Nelson	Brighton Beach District Management Association, Inc.	11-2843233	DYCD	\$5,000.00	260	005			
Nelson	Brighton Beach District Management Association, Inc.	11-2843233	DYCD	\$5,000.00	260	005			
Nelson	Brighton Beach District Management Association, Inc.	11-2843233	DYCD	\$5,000.00	260	005			
Nelson	Brighton Beach District Management Association, Inc.	11-2843233	DYCD	\$5,000.00	260	005			
Greenfield	St. Rochelle Region Public Neighborhood Improvement Association, Inc.	11-2897931	DYCD	\$7,500.00	260	312			
Greenfield	St. Rochelle Region Public Neighborhood Improvement Association, Inc.	11-2897931	DYCD	\$7,500.00	260	312			
Greenfield	St. Rochelle Region Public Neighborhood Improvement Association, Inc.	11-2897931	DYCD	\$7,500.00	260	312			
Greenfield	St. Rochelle Region Public Neighborhood Improvement Association, Inc.	11-2897931	DYCD	\$7,500.00	260	312			
Arroyo	Brooklyn Community Center, Inc.	09-1528251	DYCD	\$5,000.00	260	312			
Arroyo	Brooklyn Community Center, Inc.	09-1528251	DYCD	\$5,000.00	260	312			
Arroyo	Brooklyn Community Center, Inc.	09-1528251	DYCD	\$5,000.00	260	312			
Arroyo	Brooklyn Community Center, Inc.	09-1528251	DYCD	\$5,000.00	260	312			
Fisher	Jewish Children's Museum	13-2788344	DYCD	\$5,000.00	260	312			
Fisher	Jewish Children's Museum	13-2788344	DYCD	\$5,000.00	260	312			
Fisher	Jewish Children's Museum	13-2788344	DYCD	\$5,000.00	260	312			
Fisher	Jewish Children's Museum	13-2788344	DYCD	\$5,000.00	260	312			
Reccchia	Jewish Children's Museum	13-2788344	DYCD	\$5,000.00	260	312			
Reccchia	Jewish Children's Museum	13-2788344	DYCD	\$5,000.00	260	312			
Reccchia	Jewish Children's Museum	13-2788344	DYCD	\$5,000.00	260	312			
Reccchia	Jewish Children's Museum	13-2788344	DYCD	\$5,000.00	260	312			

CHART 1: Local Initiatives

Member	Organization	EIN Number	Agency	Amount	Agry #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN
Genaro	Jamaica Center for Arts and Learning	11-2478769	DCA	(\$5,000.00)	126	022		
Genaro	Jamaica Center for Arts and Learning	11-2478769	DCA	\$5,000.00	126	003		
Van Brimmer	Queens Museum of Art	11-2278998	DCA	(\$5,000.00)	126	003		
Van Brimmer	Queens Museum of Art	11-2278998	DCA	\$5,000.00	126	003		
Chin	St. Augustine Project Inc. - The **	20-0384303	DOE	\$5,000.00	040	002		
Chin	St. Augustine Project Inc. - The **	20-0384303	DOE	\$5,000.00	040	002		
Chin	Tribearts, Inc. **	54-2180111	DCA	(\$3,500.00)	126	003		
Chin	Tribearts, Inc. **	54-2180111	DCA	\$3,500.00	126	003		
Eugene	Queens Lesbian and Gay Pride Committee, Inc. **	11-3146598	DYCD	(\$5,000.00)	260	312		
Eugene	Queens Lesbian and Gay Pride Committee, Inc. **	11-3146598	DOE	\$5,000.00	040	402		
Koslowitz	Queens Lesbian and Gay Pride Committee, Inc. **	11-3146598	DYCD	(\$3,500.00)	260	312		
Koslowitz	Queens Lesbian and Gay Pride Committee, Inc. **	11-3146598	DOE	\$3,500.00	040	402		
Compa	Making Opportunities for Upgrading Schools and Education (MOUSE), Inc.	13-3973319	DYCD	(\$5,000.00)	260	312		
Compa	Making Opportunities for Upgrading Schools and Education (MOUSE), Inc.	13-3973319	DYCD	\$5,000.00	260	312		
Palma	City University of New York School of Law Foundation, Inc. **	11-3233349	DYCD	(\$10,000.00)	260	005		
Palma	City University of New York School of Law Foundation, Inc. **	11-3233349	CUNY	\$10,000.00	042	001		
Neilson	Brighton Beach District Management Association, Inc. **	11-2843233	DYCD	(\$5,000.00)	260	005		
Neilson	Brighton Beach District Management Association, Inc. **	11-2843233	DSSS	\$5,000.00	601	002		
Greenfield	St. Kosaia-Regina Pious Neighborhood Improvement Association, Inc. **	11-2697931	DYCD	(\$7,500.00)	260	312		
Greenfield	St. Kosaia-Regina Pious Neighborhood Improvement Association, Inc. **	11-2697931	DYCD	\$7,500.00	125	003		
Arroyo	Bronx Community Pride Center, Inc. **	06-1552851	DYCD	(\$10,000.00)	260	312		
Arroyo	Bronx Community Pride Center, Inc. **	06-1552851	DOE	\$10,000.00	040	402		
Fidler	Queens Lesbian and Gay Pride Committee, Inc. **	11-3146598	DOE	(\$5,000.00)	126	003		
Fidler	Jewish Children's Museum **	13-3798344	DCA	\$5,000.00	260	312		
Rechia	Jewish Children's Museum **	13-3798344	DCA	(\$15,000.00)	126	003		
Rechia	Jewish Children's Museum **	13-3798344	DYCD	\$15,000.00	260	312		

* Indicates pending completion of pre-qualification review.
 ** Requires a budget modification for the charges to take effect

CHART 1: Local Initiatives - Continued

Member	Organization	EIN Number	Agency	Amount	Agry #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN
CC	Council of Jewish Organizations of Flatbush, Inc. **	11-2864728	DFTA	(\$150,000.00)	125	003		
CC	Council of Jewish Organizations of Flatbush, Inc. **	11-2864728	DYCD	\$150,000.00	260	005		
Chin	Animal Haven, Inc. - Caring Kids Program **	11-6101487	DYCD	(\$4,500.00)	260	312		
Chin	Animal Haven, Inc. - Caring Kids Program **	11-6101487	DYCD	\$4,500.00	260	312		
Chin	Queens Lesbian and Gay Pride Committee, Inc. - Pride not	11-3146598	DCA	\$4,500.00	126	003		
Chin	Queens Lesbian and Gay Pride Committee, Inc. - Pride not	11-3146598	DCA	\$4,500.00	126	003		
Mark-Vovetta	Child Welfare Organizing Project, Inc. **	13-4089544	AGCS	(\$30,000.00)	058	006		
Mark-Vovetta	Child Welfare Organizing Project, Inc. **	13-4089544	AGCS	\$30,000.00	058	006		
Eugene	Mekim **	55-0870419	DYCD	(\$30,000.00)	260	312		
Eugene	Erasmus Neighborhood Federation **	11-2490986	HFD	\$30,000.00	806	009		
Cabrera	Jewish Home and Hospital **	23-7071900	DFTA	(\$12,750.00)	125	003		
Cabrera	Kipsa Bay Boys and Girls Club, Inc. **	13-1623850	DYCD	\$12,750.00	260	312		

* Indicates pending completion of pre-qualification review.
 ** Requires a budget modification for the charges to take effect

CHART 2: Aging Discretionary

Member	Organization	EIN Number	Agency	Amount	Agry #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN
Vann	Riley Dent Towers Senior Program	03-0488703	DFTA	(\$4,000.00)	125	003		
Vann	Riley Dent Towers Senior Program	03-0488703	DFTA	\$4,000.00	125	003		
Cabrera	Kipsa Bay Boys and Girls Club, Inc.	13-1623850	DFTA	(\$13,750.00)	125	003		
Cabrera	Jewish Home and Hospital	23-7071900	DFTA	\$13,750.00	125	003		

* Indicates pending completion of pre-qualification review.

CHART 3: Youth Discretionary

Member	Organization	EIN Number	Agency	Amount	Agry #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN
Dickens	Making Opportunities for Upgrading Schools and Education (MOUSE), Inc.	13-3973319	DYCD	(\$4,000.00)	260	312		
Dickens	Making Opportunities for Upgrading Schools and Education (MOUSE), Inc.	13-3973319	DYCD	\$4,000.00	260	312		
Garofnick	Making Opportunities for Upgrading Schools and Education (MOUSE), Inc.	13-3973319	DYCD	(\$5,000.00)	260	312		
Garofnick	Making Opportunities for Upgrading Schools and Education (MOUSE), Inc.	13-3973319	DYCD	\$5,000.00	260	312		
Levin	Making Opportunities for Upgrading Schools and Education (MOUSE), Inc.	13-3973319	DYCD	(\$3,500.00)	260	312		
Levin	Making Opportunities for Upgrading Schools and Education (MOUSE), Inc.	13-3973319	DYCD	\$3,500.00	260	312		
Halloran	Bayside Little League, Inc.	52-1254754	DYCD	(\$15,000.00)	260	312		
Halloran	Bayside Little League, Inc.	52-1254754	DYCD	\$15,000.00	260	312		
Arroyo	Queens Lesbian and Gay Pride Committee, Inc.	11-3146598	DYCD	(\$10,000.00)	260	312		
Arroyo	Bronx Community Pride Center, Inc.	06-1552851	DYCD	\$10,000.00	260	312		
Chin	Queens Lesbian and Gay Pride Committee, Inc. - Pride not	11-3146598	DYCD	(\$4,500.00)	260	312		
Chin	Animal Haven, Inc. - Caring Kids Program	11-6101487	DYCD	\$4,500.00	260	312		
Eugene	Crown Heights Youth Collective, Inc.	11-2508422	DYCD	(\$10,000.00)	260	312		
Eugene	Mekim	55-0870419	DYCD	\$10,000.00	260	312		
Eugene	Flatbush Development Corporation	51-0168251	DYCD	(\$17,000.00)	260	312		
Eugene	Family Renaissance, Inc.	11-3109088	DYCD	\$17,000.00	260	312		

* Indicates pending completion of pre-qualification review.

CHART 4: Cultural After-School Adventure (CASA) - Continued

Table with columns: Council Member, EIN Number, Agency, Amount, Agency #, U/A. Lists various organizations like Intrepid Museum Foundation, Midtown Management Group, etc.

CHART 4: Cultural After-School Adventure (CASA) - Continued

Table with columns: Council Member, EIN Number, Agency, Amount, Agency #, U/A. Lists various organizations like Intrepid Museum Foundation, Midtown Management Group, etc.

CHART 4: Cultural After-School Adventure (CASA) - Continued

Table with columns: Council Member, EIN Number, Agency, Amount, Agency #, U/A. Lists various organizations like Bronx Museum of the Arts, City Parks Foundation, etc.

CHART 4: Cultural After-School Adventure (CASA) - Continued

Table with columns: Council Member, EIN Number, Agency, Amount, Agency #, U/A. Lists various organizations like Bayside Historical Society, Flushing Council on Culture and the Arts, etc.

CHART 4: Cultural After-School Adventure (CASA) - Continued

Council Member	Organization	EIN Number	Agency	Amount	Agy #	U/A
Eugene	Creative Outlet Dance Theatre of Brooklyn, Inc. - Academy for College Preparation and Career Exptl	11-3307754	DCA	\$20,000.00	126	003
Eugene	Creative Outlet Dance Theatre of Brooklyn, Inc. - P.S. 6	11-3307754	DCA	\$20,000.00	126	003
Eugene	Brooklyn Arts Council, Inc. - P.S. 245	23-7072915	DCA	\$20,000.00	126	003
Eugene	Brooklyn Arts Council, Inc. - P.S. 399	23-7072915	DCA	\$20,000.00	126	003
Eugene	Brooklyn Conservatory of Music - P.S. 217	11-1532495	DCA	\$20,000.00	126	003
Vivento	Young Audiences New York, Inc. - Central Park East High School	13-1687754	DCA	\$20,000.00	126	003
Vivento	Society of the Educational Arts, Inc. - Mott Hall II	11-3210593	DCA	\$20,000.00	126	003
Vivento	Big Apple Circus, Ltd. - PS 43 Jonas Bronck	13-2909037	DCA	\$20,000.00	126	003
Vivento	Brooklyn Arts Ensemble - PS 209 Jose Celso Barbosa	81-0186869	DCA	\$20,000.00	126	003
Vivento	Musica De Camara, Inc. - Park East High School	13-3253232	DCA	\$20,000.00	126	003
Barron	Creative Outlet Dance Theatre of Brooklyn	11-3307754	DCA	\$20,000.00	126	003
				\$5,100,000.00		

* Indicates pending completion of pre-qualification review.

CHART 5: Food Pantries-DYCD

Council Member	Organization	EIN Number	Agency	Amount	Agy #	U/A
Queens	River Watch (6800 Steilweck Avenue Tenant Association)	133957178	DYCD	\$5,000.00	260	005
Queens	Ark of Safety Fellowship Church, Inc.	13-4884427	DYCD	\$5,000.00	260	005
Queens	Battalion Pentecostal Assembly, Inc.	11-3548421	DYCD	\$5,000.00	260	005
Brooklyn	Blessed Sacrament Church	11-1697800	DYCD	\$9,900.00	260	005
Manhattan	Brooklyn Community Baptist Church	13-1635255	DYCD	\$13,333.00	260	005
Manhattan	Brownsville Community Baptist Church	11-9817837	DYCD	\$6,333.33	260	005
Manhattan	Catholic Charities Community Services, Archdiocese of New York	13-5692168	DYCD	\$9,889.00	260	005
Queens	City Harvest, Inc. - Part of the Solution	13-3702676	DYCD	\$4,550.00	260	005
Queens	City Harvest, Inc. - ACTS Community Development Corporation	13-3702676	DYCD	\$4,550.00	260	005
Brooklyn	City Harvest, Inc. - Brooklyn Rescue Mission	13-3702676	DYCD	\$6,143.01	260	005
Brooklyn	City Harvest, Inc. - Family Life Development Center, Inc. New Life Tabernacle	13-3702676	DYCD	\$4,550.00	260	005
Brooklyn	City Harvest, Inc. - Hanson Piles Seventh Day Adventist Church	13-3702676	DYCD	\$4,550.00	260	005
Brooklyn	City Harvest, Inc. - Holy Cross Church Food Pantry	13-3702676	DYCD	\$4,550.00	260	005
Brooklyn	City Harvest, Inc. - Holy Innocents Church	13-3702676	DYCD	\$18,430.00	260	005
Brooklyn	City Harvest, Inc. - Miller Avenue Bronx Association, Inc.	13-3702676	DYCD	\$6,780.00	260	005
Brooklyn	City Harvest, Inc. - Newman Memorial United Methodist Church Community Development Corporation	13-3702676	DYCD	\$5,820.00	260	005
Brooklyn	City Harvest, Inc. - St. Stephen Outreach, Inc.	13-3702676	DYCD	\$5,820.00	260	005
Brooklyn	City Harvest, Inc. - Subysant Regins Christian Church	13-3702676	DYCD	\$18,430.00	260	005
Brooklyn	City Harvest, Inc. - Trinity Lutheran Church	13-3702676	DYCD	\$5,820.00	260	005
Manhattan	City Harvest, Inc. - Trinity Lutheran Church	13-3702676	DYCD	\$4,550.00	260	005
Manhattan	City Harvest, Inc. - Children's Aid Society, The	13-3702676	DYCD	\$5,820.00	260	005
Manhattan	City Harvest, Inc. - Our Lady of Lourdes	13-3702676	DYCD	\$8,083.01	260	005
Manhattan	City Harvest, Inc. - Yorkville Common Family, Inc.	13-3702676	DYCD	\$4,550.00	260	005
Queens	City Harvest, Inc. - Brooks Memorial United Methodist Church	13-3702676	DYCD	\$4,550.00	260	005
Queens	City Harvest, Inc. - Community Bible Evangelical Free Church	13-3702676	DYCD	\$4,550.00	260	005
Queens	City Harvest, Inc. - First Baptist Church	13-3702676	DYCD	\$5,000.00	260	005
Queens	City Harvest, Inc. - Macedonia Child Development Center	13-3702676	DYCD	\$5,000.00	260	005
Queens	City Harvest, Inc. - Mount Horsh Baptist Church	13-3702676	DYCD	\$4,550.00	260	005
Queens	City Harvest, Inc. - Queens Jewish Community Council, Inc.	13-3702676	DYCD	\$4,550.00	260	005
Queens	City Harvest, Inc. - St. Albans Baptist Church	13-3702676	DYCD	\$4,550.00	260	005
Queens	City Harvest, Inc. - Council of Jewish Organizations of Staten Island, Inc.	13-3702676	DYCD	\$4,550.00	260	005
Staten Island	City Harvest, Inc. - Council of Jewish Organizations of Staten Island, Inc.	13-3702676	DYCD	\$4,550.00	260	005

CHART 5: Food Pantries-DYCD (continued)

Council Member	Organization	EIN Number	Agency	Amount	Agy #	U/A
Queens	St. Margaret Mary Roman Catholic Church	11-1902941	DYCD	\$5,000.00	260	005
Queens	St. Margaret's Episcopal Church	13-1775642	DYCD	\$5,000.00	260	005
Queens	St. Paul the Apostle Church	11-3515422	DYCD	\$5,000.00	260	005
Queens	St. Theresa's	11-3515422	DYCD	\$5,000.00	260	005
Manhattan	Stratford Arms Meal Program	90-0140023	DYCD	\$3,889.00	260	005
Brooklyn	Tomcho Shabbos of Boro Park and Flatbush, Inc.	11-3518348	DYCD	\$5,000.00	260	005
Staten Island	Tomcho Shabbos of Staten Island, Inc.	22-3901876	DYCD	\$5,000.00	260	005
Queens	Voices of Hager (St. Marks AME)	11-2438038	DYCD	\$5,000.00	260	005
Queens	Elmhurst Community Services	82-0579875	DYCD	\$5,000.00	260	005
Queens	River Fund NY, The	11-3450363	DYCD	\$5,000.00	260	005
Queens	Church of God in Christ Jesus of the Apostles, The	11-3071928	DYCD	\$5,000.00	260	005
				\$570,000.00		

CHART 5: Food Pantries-DYCD (continued)

Council Member	Organization	EIN Number	Agency	Amount	Agy #	U/A
Staten Island	City Harvest, Inc. - Our Lady of Good Counsel Parish	13-3702676	DYCD	\$4,850.00	260	005
Citywide	City Harvest, Inc.	13-3702676	DYCD	\$5,211.32	260	005
Brooklyn	Coalition for the Homeless	13-3072667	DYCD	\$100,000.00	260	005
Brooklyn	Community Improvement Agency	81-0142286	DYCD	\$5,000.00	260	005
Brooklyn	Conrad Avenue Baptist Church	13-2786116	DYCD	\$5,776.00	260	005
Brooklyn	East Times Pentecostal Church	13-1635294	DYCD	\$9,500.00	260	005
Manhattan	Evangelical Lutheran Church of the Atonement	31-1707167	DYCD	\$4,000.00	260	005
Queens	First Baptist Church of Corona NY, Inc.	11-2669569	DYCD	\$5,000.00	260	005
Queens	Flushing Jewish Community Council	11-4112215	DYCD	\$6,333.33	260	005
Brooklyn	God's Battalion Prayer Church	11-4100335	DYCD	\$5,000.00	260	005
Brooklyn	Greenpoint Reformed Church	133796003	DYCD	\$5,000.00	260	005
Brooklyn	Heavenly Vision Christian Center	11-2845410	DYCD	\$5,000.00	260	005
Queens	Jackson Heights-Elmhurst Kehillah, Inc.	13-3096590	DYCD	\$10,000.00	260	005
Queens	Jewish Community Council of Pelham Parkway, Inc.	13-3096591	DYCD	\$5,000.00	260	005
Brooklyn	Low Gospel Assembly - Promise Land Community, Inc.	11-2698890	DYCD	\$5,889.00	260	005
Manhattan	Mariners' Temple Baptist Church	11-1962301	DYCD	\$5,000.00	260	005
Brooklyn	Mary Queen of Heaven	20-1923524	DYCD	\$5,000.00	260	005
Brooklyn	Masbia	20-1923524	DYCD	\$5,000.00	260	005
Queens	Masbia	20-1923524	DYCD	\$5,000.00	260	005
Queens	Masbia	20-1923524	DYCD	\$5,000.00	260	005
Queens	Muslim Women's Institute for Research and Development (MWRD)	80-0010627	DYCD	\$5,000.00	260	005
Brooklyn	New Era Veterans, Inc.	11-1638827	DYCD	\$5,000.00	260	005
Queens	Our Lady of Grace	13-3743218	DYCD	\$6,888.00	260	005
Manhattan	Our Lady of Grace	11-3469311	DYCD	\$5,000.00	260	005
Brooklyn	Pharaoh's Feast, Inc.	11-3815925	DYCD	\$11,000.00	260	005
Brooklyn	Reaching Out Community Services, Inc.	05-0072383	DYCD	\$5,000.00	260	005
Queens	Rosewood Older Adult Center and Services, Inc.	11-3223604	DYCD	\$5,000.00	260	005
Brooklyn	Ruby Family Services	11-2777086	DYCD	\$5,000.00	260	005
Brooklyn	SCO Family of Services	11-2998370	DYCD	\$5,000.00	260	005
Queens	Solid Rock Baptist Church	13-4136007	DYCD	\$5,000.00	260	005
Queens	St. Edmunds Episcopal Church	13-4136007	DYCD	\$5,000.00	260	005
Brooklyn	St. Luke's Senior Community Program	13-2747442	DYCD	\$5,000.00	260	005

CHART 6: Small Business and Job Development/Financial Literacy

Organization	EIN Number	Agency	Amount	Agy #	U/A
ACCION USA, Inc.	11-3317234	DSBS	\$64,500.00	801	005
Adrian American for Equality	13-3187792	DSBS	\$45,000.00	801	002
Business Outreach Center Network, Inc.	11-3306111	DSBS	\$106,500.00	801	002
Caribbean American Chamber of Commerce & Industry, Inc.	11-2904233	DSBS	\$65,000.00	801	002
Harlem Business Alliance, Inc.	13-1691350	DSBS	\$64,500.00	801	002
Harlem Business Resource Center	11-3306944	DSBS	\$64,500.00	801	002
Queens Economic Development Corporation	11-2436149	DSBS	\$43,250.00	801	002
St. Nick's Alliance Corporation	51-0192170	DSBS	\$65,500.00	801	002
			\$600,000.00		

* Indicates pending completion of pre-qualification review.

CHART 7: MWBE Leadership Associations

Organization	EIN Number	Agency	Amount	Agy #	U/A
ACCION USA, Inc.	11-3317234	DSBS	\$65,705.00	801	005
Brooklyn Economic Development Corporation	11-2510289	DSBS	\$43,950.00	801	005
Harlem Business Alliance, Inc.	13-3691350	DSBS	\$43,950.00	801	005
New York State Chapter of National Association Minority Contractors, Inc.	37-1443165	DSBS	\$43,950.00	801	005
New York Women's Chamber of Commerce, Inc.	20-4674188	DSBS	\$43,950.00	801	005
Queens Economic Development Corporation	14-1845651	DSBS	\$88,840.00	801	005
SBS MWBE Program Management	11-2436149	DSBS	\$43,950.00	801	005
South Bronx Overall Economic Development Corporation	13-6400434	DSBS	\$70,000.00	801	005
West Brighton Community Local Development Corporation	13-2736022	DSBS	\$65,705.00	801	005
Women Builders Council, Inc.	27-0111010	DSBS	\$43,950.00	801	005
			\$800,000.00		

* Indicates pending completion of pre-qualification review.

CHART 8: Adult Literacy Services Initiative - continued

Organization	EIN Number	Agency	Amount	Agy #	U/A
Jacob A. Ris Neighborhood Settlement House, Inc.	11-1729358	DYCD	\$17,000.00	260	005
Jewish Community Council of Greater Coney Island, Inc.	11-2695181	DYCD	\$20,000.00	260	005
Jewish Community Center of Staten Island, Inc.	13-3552258	DYCD	\$41,000.00	260	005
Kingsbridge Heights Community Center, Inc.	23-4213989	DYCD	\$30,000.00	260	005
Korean Community Services of Metropolitan New York, Inc.	23-7496855	DYCD	\$20,000.00	260	005
Literacy Partners, Inc.	91-0160855	DYCD	\$20,000.00	260	005
Little Sisters of the Assumption Family Health Services, Inc.	13-3939633	DYCD	\$10,000.00	260	005
Lutheran Family Health Center's Family Support Center	11-3939633	DYCD	\$30,000.00	260	005
Make the Road New York	11-3188278	DYCD	\$10,000.00	260	005
Miriam Clarke-Via Ford Center, Inc.	11-3882728	DYCD	\$30,000.00	260	005
Mercy Center	13-3656524	DYCD	\$30,000.00	260	005
Mexica Organization, Inc.	11-3656524	DYCD	\$30,000.00	260	005
Muslima-Abnashore Community Center, Inc.	13-3656524	DYCD	\$30,000.00	260	005
New Immigrant Community Empowerment (NICE)	13-3656524	DYCD	\$17,000.00	260	005
Northern Manhattan Improvement Corporation	13-2972415	DYCD	\$30,000.00	260	005
Opportunities for a Better Tomorrow	13-2946038	DYCD	\$30,000.00	260	005
Pulgas Community Development Corporation	13-2707665	DYCD	\$30,000.00	260	005
Queens Community House, Inc.	13-2375653	DYCD	\$30,000.00	260	005
Queens Language Program, Inc.	13-2375653	DYCD	\$30,000.00	260	005
SCO Family of Services	11-2777088	DYCD	\$30,000.00	260	005
Staten Island Community Council, Inc.	11-2896161	DYCD	\$30,000.00	260	005
South Bronx Green Economic Development Corporation	13-2736022	DYCD	\$30,000.00	260	005
South Bronx Green Economic Development Corporation	13-2736022	DYCD	\$30,000.00	260	005
St. Nicholas Community Services, Inc.	11-2849871	DYCD	\$30,000.00	260	005
St. Nick's Community Services, Inc.	51-0192170	DYCD	\$30,000.00	260	005
Staten Island Employment Education Consortium	13-3097367	DYCD	\$41,000.00	260	005
Union Settlement Association, Inc.	13-6329330	DYCD	\$10,000.00	260	005
University Settlement Society of New York	13-5653744	DYCD	\$30,000.00	260	005
Urban Justice Center	13-3442022	DYCD	\$10,000.00	260	005
Young Men's and Young Women's Hebrew Association of Washington Heights and Inwood	13-1633306	DYCD	\$10,000.00	260	005
Young Men's Christian Association of Greater New York	13-1624228	DYCD	\$30,000.00	260	005
			\$1,500,000.00		

* Indicates pending completion of pre-qualification review.

CHART 8: Adult Literacy Services Initiative

Organization	EIN Number	Agency	Amount	Agy #	U/A
African Services Committee	13-3740744	DYCD	\$10,000.00	260	005
Agudath Israel of America Community Services, Inc.	13-3750900	DYCD	\$20,000.00	260	005
Aiunza Dominicana, Inc.	13-3402057	DYCD	\$30,000.00	260	005
American-Illian Coalition of Organizations, Inc. (AMICO)	11-2488439	DYCD	\$10,000.00	260	005
Asian Americans for Equality	13-1977392	DYCD	\$30,000.00	260	005
Bedford Stuyvesant Restoration Corporation	11-6033182	DYCD	\$10,000.00	260	005
BrooklynWorks, Inc.	13-3254484	DYCD	\$30,000.00	260	005
BrooklynWorks, Inc.	13-3254484	DYCD	\$10,000.00	260	005
Central Queens YM & YWCA, Inc.	11-1633509	DYCD	\$17,000.00	260	005
Chinatown Manpower Project, Inc.	13-2756214	DYCD	\$30,000.00	260	005
Church Avenue Mercantile Block Association (CAMBA)	11-2400336	DYCD	\$30,000.00	260	005
College of Mount Saint Vincent	13-1740445	DYCD	\$20,000.00	260	005
Council of Jewish Organizations of Flatbush, Inc.	11-2864728	DYCD	\$20,000.00	260	005
Council of Peoples Organization, Inc.	25-3046891	DYCD	\$30,000.00	260	005
Cypress Hill Local Development Corporation	05-1388895	DYCD	\$30,000.00	260	005
Dominican-American Society of Queens, Inc.	01-0527174	DYCD	\$30,000.00	260	005
Edmond Ch. Marks Jewish Community House of Bayside	11-1633484	DYCD	\$30,000.00	260	005
El Divino de Williamsburg	11-2475743	DYCD	\$10,000.00	260	005
Elia Avila de Williamsburg	11-2665559	DYCD	\$30,000.00	260	005
Elia Avila de Williamsburg	11-2665559	DYCD	\$30,000.00	260	005
Evolutionary Jewish Community Council	13-3005049	DYCD	\$30,000.00	260	005
Evolutionary Jewish Community Council	13-3005049	DYCD	\$30,000.00	260	005
Evolutionary Jewish Community Council	13-2644436	DYCD	\$30,000.00	260	005
Evolutionary Jewish Community Council	11-2518141	DYCD	\$30,000.00	260	005
Evolutionary Jewish Community Council	11-2423857	DYCD	\$30,000.00	260	005
Haitian American Neighborhood Action Committee, Inc. (HANAC)	11-2290932	DYCD	\$30,000.00	260	005
Haitian American Neighborhood Action Committee, Inc. (HANAC)	13-3015538	DYCD	\$30,000.00	260	005
Highbridge Community Life Center	13-3564616	DYCD	\$30,000.00	260	005
Indiana-Sino-American Senior Citizen Center, Inc.	13-3007407	DYCD	\$10,000.00	260	005
Inwood Community Services			\$10,000.00		

CHART 9: Autism Awareness

Organization	EIN Number	Agency	Amount	Agy #	U/A
Medical Montefiore Community Center, Inc.	13-3622107	DOHMH	\$84,728.00	816	121
Inspire Foundation, Inc. d/b/a Imagine Academy	20-2336717	DOHMH	\$42,364.00	816	121
NY Time, Inc.	68-0646329	DOHMH	\$42,364.00	816	121
CHIL Children's Home and Family Services, Inc.	11-6078704	DOHMH	\$36,150.00	816	121
Shema Kolim - Hear Our Voices	11-3503085	DOHMH	\$35,700.00	816	121
Shofarot YH YWHA	11-3070228	DOHMH	\$42,364.00	816	121
Association for Maricopa Autistic Children	13-1974582	DOHMH	\$63,546.00	816	121
Federation Employment and Guidance Service (FEES), Inc.	13-1624000	DOHMH	\$71,400.00	816	121
Jewish Board of Family and Children's Services, Inc. (aka Frida of Judea)	13-3490745	DOHMH	\$42,364.00	816	121
Jewish Community Center in Manhattan, Inc., The	13-4038495	DOHMH	\$22,250.00	816	121
Job Path, Inc.	13-2526022	DOHMH	\$78,053.00	816	121
Lifesize, Inc.	13-5566746	DOHMH	\$42,364.00	816	121
NYSARC Inc. NYC Chapter Association for Help of Retarded Children	11-2482974	DOHMH	\$49,800.00	816	121
Quality Services for the Autism Community (QSAC), Inc.	11-2482974	DOHMH	\$49,800.00	816	121
Hearstare Human Services of New York	11-1633549	DOHMH	\$44,662.00	816	121
Resources for Children	13-5600422	DOHMH	\$53,550.00	816	121
Resources for Children with Special Needs, Inc.	13-3183344	DOHMH	\$35,700.00	816	121
Strategic	11-2594790	DOHMH	\$35,700.00	816	121
Labor and Industry for Education, Inc.	11-4088055	DOHMH	\$42,364.00	816	121
New York Families for Autistic Children, Inc.	11-3442879	DOHMH	\$49,800.00	816	121
Samuel Field YM & YWHA, Inc.	11-3071518	DOHMH	\$85,775.00	816	121
Shield of David, The d/b/a Shield Institute, The	13-7400411	DOHMH	\$42,364.00	816	121
Eden II School for Autistic Children	13-2872916	DOHMH	\$42,364.00	816	121
Grace Foundation of New York	13-4131863	DOHMH	\$42,364.00	816	121
Jewish Community Center of Staten Island, Inc.	13-5562246	DOHMH	\$42,364.00	816	121
			\$1,250,000.00		

* Indicates pending completion of pre-qualification review.

CHART 10: HIV/AIDS Communities of Color (Prevention & Education)

Organization	EIN Number	Agency	Amount	Agy #	U/A
Bronx AIDS Services, Inc.	13-5599721	DOHMH	\$9,175.00	816	112
Bronx Community Pride Center, Inc.	06-1552851	DOHMH	\$28,800.00	816	112
Chickadee Harm Reduction Program, Inc.	13-4009817	DOHMH	\$9,175.00	816	112
Health Action	51-0418243	DOHMH	\$28,800.00	816	112
New York Harm Reduction Educators, Inc.	13-3878499	DOHMH	\$28,800.00	816	112
St. Ann's Center of Harm Reduction	13-3724008	DOHMH	\$9,175.00	816	112
Vicarious Transition Project Community Services, Inc.	13-3224700	DOHMH	\$28,800.00	816	112
Abay Hope Project, Inc.	33-1007278	DOHMH	\$28,800.00	816	112
Amethyst Workshop Project, Inc.	11-3505613	DOHMH	\$28,800.00	816	112
Archie Asha Institute for Urban Health	11-3185572	DOHMH	\$9,175.00	816	112
Beauford Stuyvesant Family Health Center, Inc. (Watchful Eye)	11-2412205	DOHMH	\$28,800.00	816	112
Black Veterans for Social Justice	11-2604893	DOHMH	\$9,175.00	816	112
Brooklyn AIDS Task Force, Inc.	13-3031208	DOHMH	\$28,800.00	816	112
Caribbean Women's Health Association, Inc.	13-3323168	DOHMH	\$9,175.00	816	112
Gay Men of African Descent (GMAD)	13-3323168	DOHMH	\$9,175.00	816	112
Haitian Centers Council, Inc.	11-2848501	DOHMH	\$28,800.00	816	112
Housing Works Health Services III, Inc.	13-3826394	DOHMH	\$28,800.00	816	112
La Nueva Esperanza, Inc.	20-4393724	DOHMH	\$9,175.00	816	112
Make the Road New York	11-3344389	DOHMH	\$28,800.00	816	112
Ozama Association, Inc. The	13-5563028	DOHMH	\$28,800.00	816	112
United Community Centers, Inc.	11-950787	DOHMH	\$9,175.00	816	112
AIDS Services Committee	13-3749744	DOHMH	\$28,800.00	816	112
African Services Committee	13-3562071	DOHMH	\$28,800.00	816	112
AIDS Service Center of Lower Manhattan, Inc.	30-104507	DOHMH	\$28,800.00	816	112
All Fenway Center	13-3706365	DOHMH	\$28,800.00	816	112
Asian & Pacific Islander Coalition on HIV/AIDS, Inc.	13-3165181	DOHMH	\$28,800.00	816	112
Bailey House, Inc.	13-3093068	DOHMH	\$28,800.00	816	112
Community Healthcare Network, Inc.			\$28,800.00	816	112
Community Research Initiative on AIDS, Inc. (d/b/a AIDS Community Research Initiative of America)	13-3832234	DOHMH	\$28,800.00	816	112

* Indicates pending completion of pre-qualification review.

CHART 11: MOUSE

Organization	EIN Number	Agency	Amount	Agy #	U/A
Making Opportunities for Upgrading Schools and Education	13-3973379	DOE	\$275,000.00	040	454
Making Opportunities for Upgrading Schools and Education	13-3973188	DOE	\$275,000.00	040	454

* Indicates pending completion of pre-qualification review.

CHART 10: HIV/AIDS Communities of Color (Prevention & Education) - continued

Organization	EIN Number	Agency	Amount	Agy #	U/A
Community Resource Exchange, Inc. (CRE)	13-3046538	DOHMH	\$86,000.00	816	112
Governant House New York/Under 21, Inc.	13-3078376	DOHMH	\$28,800.00	816	112
Exponents, Inc.	13-3572877	DOHMH	\$9,175.00	816	112
PAGES NY, Inc.	13-3448987	DOHMH	\$28,800.00	816	112
Gay Men's Health Crisis, Inc.	13-3191746	DOHMH	\$28,800.00	816	112
Gay House - A Center For Women Living with HIV/AIDS, Inc.	13-3892901	DOHMH	\$9,175.00	816	112
Latino Commission on AIDS, Inc.	13-3858466	DOHMH	\$28,800.00	816	112
Love Heals, Inc.	13-3853776	DOHMH	\$9,175.00	816	112
Momentum Project, Inc. The	13-3567668	DOHMH	\$28,800.00	816	112
Public Health Solutions - network administrator	13-5662901	DOHMH	\$12,500.00	816	112
AIDS Center of Queens County, Inc.	11-3837884	DOHMH	\$28,800.00	816	112
Queeny United for Community Empowerment, Inc. (formerly SOCCO)	11-3030785	DOHMH	\$28,800.00	816	112
Voices Latina Corp.	20-2312651	DOHMH	\$9,175.00	816	112
Community Health Action of Staten Island (formerly S. AIDS Taskforce)	13-3566132	DOHMH	\$28,800.00	816	112
			\$1,125,000.00		

* Indicates pending completion of pre-qualification review.

CHART 12: Housing Preservation Initiative

Organization	EIN Number	Agency	Amount	Agy #	U/A
Mutual Housing Association of New York, Inc.	11-2849338	HPD	\$150,000.00	865	009
WHANY Management, Inc.	72-1333737	HPD	\$150,000.00	866	009

* Indicates pending completion of pre-qualification review.

CHART 13: Adult Literacy Services PEG Restoration

Organization	EIN Number	Agency	Amount	Agy #	U/A
Catholic Charities Neighborhood Services, Inc.	11-2047151	DYCD	\$100,000.00	260	005
Chinatown Mentor Project, Inc.	13-2755214	DYCD	\$100,000.00	260	005
Chinese American Planning Council, Inc.	13-2022692	DYCD	\$50,000.00	260	005
Chinese American Planning Council, Inc.	13-2022692	DYCD	\$50,000.00	260	005
Eastern Employment and Guidance Services, Inc. (F.E.G.S)	13-1624000	DYCD	\$100,000.00	260	005
Brooklyn Community Center of Staten Island, Inc.	13-5522256	DYCD	\$100,000.00	260	005
Brooklyn Community Center of Staten Island, Inc.	11-3053559	DYCD	\$50,000.00	260	005
Opportunities for a Better Tomorrow	11-3934620	DYCD	\$50,000.00	260	005
Maple Center	13-8856534	DYCD	\$100,000.00	260	005
South Bronx Overall Economic Development Corporation (SoBRO)	13-2736022	DYCD	\$100,000.00	260	005
Young Men's Christian Association of Greater New York	13-1624228	DYCD	\$50,000.00	260	005
Young Men's Christian Association of Greater New York	13-1624228	DYCD	\$50,000.00	260	005
Young Women's Christian Association of Queens (YWCA)	20-0351906	DYCD	\$100,000.00	260	005
			\$1,000,000.00		

* Indicates pending completion of pre-qualification review.

CHART 14: Domestic Violence and Empowerment (DOVE) Initiative (continued)

Organization	EIN Number	Agency	Amount	Agy #	U/A
National Council of Negro Women of Greater New York, Inc.	13-5247858	MISC	\$46,625.00	098	002
New Destiny Housing Corporation	13-3778439	MISC	\$41,666.67	098	002
New York Asians Women's Center	13-2823250	MISC	\$50,000.00	098	002
North Brooklyn Coalition Against Family Violence	11-2431260	MISC	\$62,000.00	098	002
Northern Manhattan Improvement Corporation	13-3972415	MISC	\$79,257.28	098	002
Queens Comprehensive Perinatal Council	11-2876422	MISC	\$46,625.00	098	002
Queens Council for Senior Care, Inc.	11-1817497	MISC	\$31,250.00	098	002
Violence Center at Hostos Community College	13-6409434	MISC	\$62,000.00	098	002
Safe Horizon, Inc.	13-2946970	MISC	\$250,000.00	098	002
SAXHI for South Asian Women	13-3593806	MISC	\$31,250.00	098	002
Salt and Sea Mission	11-3012147	MISC	\$39,250.00	098	002
Sanctuary for Families, Inc.	13-3193119	MISC	\$83,333.33	098	002
Seaman's Society for Children and Families	13-2912983	MISC	\$62,000.00	098	002
SCAN-NY	13-5593010	MISC	\$62,000.00	098	002
Shalom Task Force, Inc.	11-3207594	MISC	\$15,625.00	098	002
South Brooklyn Legal Services	13-2606605	MISC	\$62,125.00	098	002
Thorne Family Residence	13-3276556	MISC	\$62,000.00	098	002
Top Development Corporation	11-3409359	MISC	\$46,500.00	098	002
Trinity Healing Center, Inc.	20-3238945	MISC	\$71,875.00	098	002
Violence Intervention Program	13-3442022	MISC	\$31,250.00	098	002
Urban Justice Center	13-3540337	MISC	\$52,083.33	098	002
Women's Prison Association	13-5596836	MISC	\$46,500.00	098	002
			\$2,500,000.00		

* Indicates pending completion of pre-qualification review.

CHART 14: Domestic Violence and Empowerment (DOVE) Initiative

Organization	EIN Number	Agency	Amount	Agy #	U/A
Allianza Dominicana, Inc.	13-3420251	MISC	\$85,935.38	098	002
Battered Women's Resource Center	11-3302511	MISC	\$27,750.00	098	002
Bedford Ultrapresent Family Health Center, Inc.	11-2412205	MISC	\$31,250.00	098	002
Bronxville Community Development Corporation (d/b/a BMS Family Health Center) (BMSFHC)	11-2544630	MISC	\$15,625.00	098	002
Center Against Domestic Violence, The	11-2418837	MISC	\$15,625.00	098	002
Church Family Life Center	13-3026127	MISC	\$31,250.00	098	002
Church Avenue Merchants Block Association (CAMBA)	11-2480339	MISC	\$46,625.00	098	002
Church for Community Empowerment, Inc.	11-3030795	MISC	\$31,250.00	098	002
Community Agency for Senior Citizens, Inc.	13-3263337	MISC	\$31,250.00	098	002
Connect, Inc.	02-0694269	MISC	\$81,250.00	098	002
Council of Peoples Organization, Inc.	75-3046891	MISC	\$31,250.00	098	002
District Attorney Brooklyn	13-5400434	MISC	\$82,000.00	098	002
Dominican Women's Development Center	13-3563985	MISC	\$74,487.34	098	002
DWA Farm, Inc.	43-1952093	MISC	\$15,625.00	098	002
Edwin Gould Services for Children & Families	13-5575643	MISC	\$4,166.67	098	002
Family Renaissance, Inc.	11-3180985	MISC	\$15,625.00	098	002
Good Shepherd Services, Inc.	13-5598710	MISC	\$31,250.00	098	002
Haitian Americans United for Progress, Inc.	13-2813350	MISC	\$31,250.00	098	002
Greenhouse Services, Inc.	11-2423957	MISC	\$46,625.00	098	002
Harvey Home for the Aged at Riverdale	13-1739971	MISC	\$82,000.00	098	002
Henry Street Settlement	13-1592242	MISC	\$31,250.00	098	002
Housing Conservation Coordinators, Inc.	51-0141489	MISC	\$31,250.00	098	002
Holayo Cultural Arts Academy, Inc.	11-3027538	MISC	\$15,625.00	098	002
Jericho Road, Inc.	11-3463915	MISC	\$31,250.00	098	002
Jewish Board of Family and Children's Services, Inc. (aka Pida of Judea)	13-5564937	MISC	\$31,250.00	098	002
Korean American Family Service Center (KAFSC)	13-3560981	MISC	\$31,250.00	098	002
Legal Services for New York - Bronx	16-7559590	MISC	\$82,000.00	098	002
Legal Services NYC - Manhattan Legal Services-Harlem Office	13-2600189	MISC	\$82,000.00	098	002
Lutheran Family Health Center's Family Support Center	11-1836567	MISC	\$21,875.00	098	002
Metropolitan New York Coordinating Council on Jewish Poverty, Inc.	13-2738818	MISC	\$15,250.00	098	002
Mount Sinai Center for Community Enrichment, Inc.	13-4082027	MISC	\$15,625.00	098	002

CHART 16: Local Initiatives-Fiscal 2011

Member	Organization	EIN Number	Agency	Amount	Aggr #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN
Vivierlo	Friends of Morningside Park, Inc.	13-3155238	DOE	(\$7,500.00)	040	402		
Vivierlo	Friends of Public School 183, Inc.	20-1670261	DOE	\$7,500.00	040	402		

* Indicates pending completion of pre-qualification review.

* Indicates pending completion of pre-qualification review.

CHART 15: Senior Center Core Operating Costs

Organization	EIN Number	Agency	Amount	Aggr #	U/A
Senior Center Core Operating Costs - FEG Restoration	11-2524611	DFTA	(\$245,332.00)	125	003
Maplewood Community Mental Health Board, Inc.	11-2665181	DFTA	\$39,225.00	125	003
JCC of Greater Coney Island	11-2686161	DFTA	\$66,891.00	125	003
Shorefront Jewish Community Council	13-3119115	DFTA	\$47,386.00	125	003
Seniors Helping Seniors	13-3119115	DFTA	\$62,830.00	125	003

CHART 18: Youth Discretionary-Fiscal 2011

Member	Organization	EIN Number	Agency	Amount	Aggr #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN
Samders, Jr	Battalion Pentecostal Assembly, Inc.	11-3548121	DYCD	(\$5,000.00)	260	312		
Samders, Jr	Battalion Pentecostal Assembly, Inc.	38-4391337	DYCD	\$5,000.00	260	312	Jacob A. Rise Neighborhood Settlement House, Inc.	11-1729388
Van Brumer	Friends of Queensbridge Park	27-2167246	DYCD	(\$3,500.00)	260	312		
Van Brumer	Young Men's Christian Association of Greater New York - Long Island City	13-1624228	DYCD	\$3,500.00	260	312		

* Indicates pending completion of pre-qualification review.

CHART 17: Aging Discretionary-Fiscal 2011

Member	Organization	EIN Number	Agency	Amount	Aggr #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN
Vann	Risley Dent Towers Senior Program	03-0487703	DFTA	(\$3,000.00)	125	003	Bedford Stuyvesant Family Health Center, Inc.	11-2412205
Vann	Risley Dent Towers Senior Program	03-0487703	DFTA	\$3,000.00	125	003		
Vann	Risley Dent Towers Senior Program	03-0487703	DFTA	(\$1,000.00)	125	003	Bedford Stuyvesant Family Health Center, Inc.	11-2412205
Vann	Risley Dent Towers Senior Program	03-0487703	DFTA	\$1,000.00	125	003		

* Indicates pending completion of pre-qualification review.

CHART 19: HIV/AIDS Faith Based Initiative-Fiscal 2011

Organization	EIN Number	Agency	Amount	Agcy #	UA	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN
Berean Baptist Church	11-1660867	DOHMH	(\$3,000.00)	816	112	Bedford Stuyvesant Family Health Center, Inc.	11-2412205
Berean Baptist Church	11-2870465	DOHMH	\$3,000.00	816	112	Bedford Stuyvesant Family Health Center, Inc.	11-2412205
New Life Tabernacle Church	11-3168615	DOHMH	(\$1,000.00)	816	112	Bedford Stuyvesant Family Health Center, Inc.	11-2412205
New Life Tabernacle Church	31-1741545	DOHMH	\$1,000.00	816	112	Bedford Stuyvesant Family Health Center, Inc.	11-2412205

* Indicates pending completion of pre-qualification review.

DOMENIC M. RECCHIA, Jr., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G.COMRIE, Jr., LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, VINCENT M. IGNIZIO, JAMES S. ODDO; Committee on Finance, October 5, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

At this point the Speaker (Council Member Quinn) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for L.U. No. 494

Report of the Committee on Finance in favor of approving 243 Kingston Avenue, Block 1251, Lot 1, Brooklyn, Council District No. 36

The Committee on Finance, to which the annexed resolution was referred on October 5, 2011, respectfully

REPORTS:

(The following is the text of a Memo to the Finance Committee from the Finance Division of the New York City Council:)

October 5, 2011

TO: Hon. Domenic M. Recchia Jr.
Chair, Finance Committee
Members of the Finance Committee

FROM: Anthony Brito, Finance Division

RE: Finance Committee Agenda of October 5, 2011-Resolution approving a tax exemption for one preconsidered Land Use Item (Council District 36).

HPD has submitted a request to the Council to approve property tax exemption for the following property: 243 Kingston Avenue in Council Member Vann's District.

243 Kingston Avenue in Brooklyn consist of a multiple dwelling with 80 units that provides rental housing for elderly persons of low income. The sponsor, B'Nai B'Rith Housing Development Fund Company developed the project under the Section 202 Supportive Housing Program For The Elderly with financing and operating subsidies from the United States Department of Housing and Urban Development ("HUD") and a tax exemption from the City. The project now wishes to refinance its original HUD mortgage in order to fund needed repairs and decrease debt service. In order to facilitate this refinancing the current exemption must be terminated and replaced with a new partial exemption that is coterminous with the new HUD loan. The value of the tax exemption is projected at \$194,664 in the first year of the exemption and \$14.6 million over the 40-year length of the exemption.

This item has the approval of Council Member Koo

In connection herewith, Council Members Comrie and Weprin offered the following resolution:

Res. No. 1070

Resolution approving an exemption from real property taxes for property located at 243 Kingston Avenue, Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 494).

By Council Member Recchia.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council its request dated September 22, 2011 that the Council take the following action regarding a housing project (the "Project") to be located at 243 Kingston Avenue, Brooklyn ("Exemption Area"):

Approve an exemption of the Project from real property taxes pursuant to Section 577 of the Private Housing Finance Law (the "Tax Exemption");

WHEREAS, the project description that HPD provided to the Council states that the purchaser of the Project (the "Sponsor") is a duly organized housing development fund company under Article XI of the Private Housing Finance Law;

WHEREAS, the Council held a hearing on the Project on October 5, 2011;

WHEREAS, the Council has considered the financial implications relating to the Tax Exemption;

RESOLVED:

The Council hereby grants an exemption from real property taxes as follows:

1. For the purposes hereof, the following terms shall have the following meanings:

- (a) "Effective Date" shall mean the date of repayment or refinancing of the HUD Mortgage.
- (b) "Exemption Area" shall mean the real property located in the Borough of Brooklyn, City and State of New York, identified as Block 1251, Lot 1 on the Tax Map of the City of New York.
- (c) "Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.
- (d) "HDFC" shall mean BHAP Housing Development Fund Company, Inc.
- (e) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.

- (f) "HUD" shall mean the Department of Housing and Urban Development of the United States of America.
 - (g) "HUD Mortgage" shall mean the original loan made by HUD to the HDFC in connection with the Section 202 Supportive Housing Program for the Elderly, which loan was secured by a mortgage on the Exemption Area.
 - (h) "New Exemption" shall mean the exemption from real property taxation provided hereunder with respect to the Exemption Area.
 - (i) "Prior Exemption" shall mean the exemption from real property taxation for the Exemption Area approved by the Board of Estimate on June 11, 1981 (Cal. No. 149) and January 10 1985 (Cal. No. 222).
 - (j) "Regulatory Agreement" shall mean a regulatory agreement between HPD and the HDFC establishing certain controls upon the operation of the Exemption Area during the term of the Exemption.
 - (k) "Rental Subsidy" shall mean Section 8 rental assistance and any similar form of rental assistance from any governmental entity.
 - (l) "Use Agreement" shall mean a use agreement by and between the HDFC and HUD which commences on or before the Effective Date, runs with the land, binds all subsequent owners and creditors of the Exemption Area, and requires that the housing project on the Exemption Area continue to operate on terms at least as advantageous to existing and future tenants as the terms required by the original Section 202 loan agreement or any Section 8 rental assistance payments contract or any other rental housing assistance contract and all applicable federal regulations.
2. The Prior Exemption shall terminate upon the Effective Date.
3. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.
4. Commencing upon the Effective Date, and during each year thereafter until the Expiration Date, the HDFC shall make real property tax payments in the sum of (i) \$211,397, plus (ii) an additional amount equal to twenty-five percent (25%) of the amount by which the total contract rents applicable to the housing project for that year (as adjusted and established pursuant to Section 8 of the United States Housing Act of 1937, as amended) exceed the total contract rents which are authorized as of the Effective Date. Notwithstanding the foregoing, the total annual real property tax payment by the HDFC shall not at any time exceed the amount of real property taxes that would otherwise be due in the absence of any form of exemption from or abatement of real property taxation provided by an existing or future local, state, or federal law, rule or regulation.
5. Notwithstanding any provision hereof to the contrary:
- (a) The New Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, or (iv) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to the HDFC and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the New Exemption shall prospectively terminate.
 - (b) The New Exemption shall not apply to any building constructed on the Exemption Area which did not have a permanent certificate of occupancy on the Effective Date.
 - (c) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.

- (d) All previous resolutions, if any, providing an exemption from or abatement of real property taxation with respect to the Exemption Area are hereby revoked.

6. In consideration of the New Exemption, prior to or simultaneous with repayment or refinancing of the HUD Mortgage, the HDFC, for itself, its successors and assigns, shall (i) execute and record a Use Agreement, (ii) execute and record a Regulatory Agreement, and (iii) waive, for so long as the New Exemption shall remain in effect, the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state or federal law, rule or regulation.

DOMENIC M. RECCHIA, Jr., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G.COMRIE, Jr., LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, VINCENT M. IGNIZIO, JAMES S. ODDO; Committee on Finance, October 5, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Reports of the Committee on Land Use

Report for L.U. No. 468

Report of the Committee on Land Use in favor of approving Application no. 20115790 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 183 Condechi Associates LLC, d.b.a. Café Condessa, to establish, maintain and operate an unenclosed sidewalk café located at 183 West 10th Street, Borough of Manhattan, Council District no.3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on September 8, 2011 (Minutes, page 4112), respectfully

REPORTS:

SUBJECT

MANHATTAN CB - 2 20115790 TCM

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of 183 Condechi Associates, LLC, d/b/a Café Condessa, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 183 West 10th Street.

INTENT

To allow an eating or drinking place located on a property which abuts the street to establish, maintain and operate an unenclosed service area on the sidewalk of such street.

PUBLIC HEARING

DATE: October 3, 2011

Witnesses in Favor: One **Witnesses Against:**
None

SUBCOMMITTEE RECOMMENDATION

DATE: October 4, 2011

The Subcommittee recommends that the Land Use Committee approve the Petition.

In Favor:	Against:	Abstain:
Weprin	None	None
Rivera		
Reyna		
Comrie		
Jackson		
Seabrook		
Vann		
Garodnick		
Lappin		
Vacca		
Ignizio		

COMMITTEE ACTION

DATE: October 4, 2011

The Committee recommends that the Council approve the attached resolution.

In Favor:	Against:	Abstain:
Rivera	None	None
Reyna		
Barron		
Seabrook		
Vann		
Gonzalez		
Palma		
Arroyo		
Dickens		
Garodnick		
Lappin		
Vacca		
Weprin		
Williams		
<u>Cont'd</u>		
Ignizio		

In connection herewith, Council Members Comrie and Weprin offered the following resolution:

Res. No. 1071

Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 183 West 10th Street, Borough of Manhattan (20115790 TCM; L.U. No. 468).

By Council Members Comrie and Weprin.

WHEREAS, the Department of Consumer Affairs filed with the Council on August 23, 2011 its approval dated August 23, 2011 of the petition of 183 Condechi Associates, LLC, d/b/a Café Condesa, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 183 West 10th Street, Community District 2, Borough of Manhattan (the "Petition"), pursuant to Section 20-226 of the New York City Administrative Code (the "Administrative Code");

WHEREAS, the Petition is subject to review by the Council pursuant to Section 20-226(g) of the Administrative Code;

WHEREAS, upon due notice, the Council held a public hearing on the Petition on October 3, 2011; and

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Petition;

RESOLVED:

Pursuant to Section 20-226 of the Administrative Code, the Council approves the Petition.

JOEL RIVERA, Acting Chairperson; DIANA REYNA, CHARLES BARRON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JESSICA S. LAPPIN, JAMES VACCA, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN III; Committee on Land Use, October 4, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 484

Report of the Committee on Land Use in favor of approving Application no. 20115826 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of SDNY 19 Mad Park, LLC d.b.a. SD 26, to establish, maintain and operate an unenclosed sidewalk café located at 19 East 26th Street, Borough of Manhattan, Council District no.3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on September 21, 2011 (Minutes, page 4344), respectfully

REPORTS:

SUBJECT

MANHATTAN CB - 5

20115826 TCM

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of SDNY 19 Mad Park LLC, d/b/a SD26, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 19 East 26 Street.

INTENT

To allow an eating or drinking place located on a property which abuts the street to establish, maintain and operate an unenclosed service area on the sidewalk of such street.

PUBLIC HEARING

DATE: October 3, 2011

Witnesses in Favor: One
None

Witnesses Against:

SUBCOMMITTEE RECOMMENDATION

DATE: October 4, 2011

The Subcommittee recommends that the Land Use Committee approve the Petition.

In Favor:	Against:	Abstain:
Weprin	None	None
Rivera		
Reyna		
Comrie		
Jackson		
Seabrook		
Vann		

Garodnick
Lappin
Vacca
Ignizio

JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN III;
Committee on Land Use, October 4, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

COMMITTEE ACTION

DATE: October 4, 2011

The Committee recommends that the Council approve the attached resolution.

In Favor:	Against:	Abstain:
Rivera	None	None
Reyna		
Barron		
Seabrook		
Vann		
Gonzalez		
Palma		
Arroyo		
Dickens		
Garodnick		
Lappin		
Vacca		
Weprin		
Williams		
<u>Cont'd</u>		
Ignizio		
Halloran		

Report for L.U. No. 485

Report of the Committee on Land Use in favor of approving Application no. C 100310 ZMX submitted by Industco Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 3d, Council District no. 15, 17.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on September 21, 2011 (Minutes, page 4345), respectfully

REPORTS:

SUBJECT

BRONX CB - 3 and 6

C 100310 ZMX

City Planning Commission decision approving an application submitted by Industco Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 3d.

INTENT

To facilitate the development of multiple mixed use buildings with affordable housing within Crotona Park neighborhood in the Bronx.

PUBLIC HEARING

DATE: October 3, 2011

Witnesses in Favor: Three
Three

Witnesses Against:

SUBCOMMITTEE RECOMMENDATION

DATE: October 4, 2011

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:	Against:	Abstain:
Weprin	None	None
Rivera		
Reyna		
Seabrook		
Vann		
Garodnick		
Lappin		
Vacca		
Ignizio		

In connection herewith, Council Members Comrie and Weprin offered the following resolution:

Res. No. 1072

Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 19 East 26th Street, Borough of Manhattan (20115826 TCM; L.U. No. 484).

By Council Members Comrie and Weprin.

WHEREAS, the Department of Consumer Affairs filed with the Council on September 13, 2011 its approval dated September 12, 2011 of the petition of SDNY 19 Mad Park, LLC, d/b/a SD26, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 19 East 26th Street, Community District 2, Borough of Manhattan (the "Petition"), pursuant to Section 20-226 of the New York City Administrative Code (the "Administrative Code");

WHEREAS, the Petition is subject to review by the Council pursuant to Section 20-226(g) of the Administrative Code;

WHEREAS, upon due notice, the Council held a public hearing on the Petition on October 3, 2011; and

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Petition;

RESOLVED:

Pursuant to Section 20-226 of the Administrative Code, the Council approves the Petition.

JOEL RIVERA, Acting Chairperson; DIANA REYNA, CHARLES BARRON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JESSICA S. LAPPIN, JAMES VACCA, MARK S. WEPRIN,

COMMITTEE ACTION

DATE: October 4, 2011

The Committee recommends that the Council approve the attached resolution.

In Favor:	Against:	Abstain:
Rivera	None	Williams
Reyna		
Barron		
Seabrook		
Vann		
Gonzalez		
Palma		
Arroyo		
Dickens		
Garodnick		
Lappin		
Vacca		
Weprin		
Ignizio		
Halloran		

In connection herewith, Council Members Comrie and Weprin offered the following resolution:

Res. No. 1073

Resolution approving the decision of the City Planning Commission on ULURP No. C 100310 ZMX, a Zoning Map amendment (L.U. No. 485).

By Council Members Comrie and Weprin.

WHEREAS, the City Planning Commission filed with the Council on September 9, 2011 its decision dated September 7, 2011 (the "Decision"), on the application submitted by Industco Holdings, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map to rezone all or portions of 11 blocks in Community District 3 and in Community District 6 to facilitate mixed-use residential and commercial development within a Large Scale General Development, Borough of the Bronx (ULURP No. C 100310 ZMX) (the "Application");

WHEREAS, the Application is related to Applications Nos. N 100311 ZRX (L.U. No. 486), a zoning text amendment pursuant to Section 23-144 to designate the 'Rezoning Area' as an Inclusionary Housing Designated Area and to Section 74-743 to exclude portions of buildings containing parking from lot coverage in Large Scale General Developments in Community District 3 of the Bronx; C 100312 ZSX (L.U. No. 487), a special permit pursuant to Section 74-743 for modification of bulk regulations for Large Scale General Development; C 100313 ZSX (L.U. No. 488), a special permit pursuant to Section 74-745 to allow accessory parking spaces to be distributed without regard to zoning lot lines; C 110297 ZSX (L.U. No. 489), a special permit pursuant to Section 74-744 to allow commercial uses to be arranged within a building without regard to the regulations set forth in Section 32-42; and C 110234 HAX (L.U. No. 490), an urban development action area project, disposition and project approval to facilitate disposition and development of 13 square feet of vacant land;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2011;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on August 26, 2011 (CEQR No. 10DCP017X).

RESOLVED:

Having considered the FEIS, with respect to the Application, the Council finds that:

- (1) the FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic, and other essential considerations, from among the reasonable alternatives thereto, the action is the one which minimizes or avoids adverse

environmental impacts to the maximum extent practicable; and

- (3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the restrictive declaration dated September 1, 2011 described in the Resolutions for applications C 100312 ZSX, C 100313 ZSX, and C 110297 ZSX, and in addition with respect to application C 100310 ZMX, the three restrictive declarations dated September 1, 2011 and respectively executed by Boone West Farms LLC, 1903 West Farms LLC, and 1931 West Farms LLC, those project components related to the environment and mitigation measures that were identified as practicable.

The Decision and the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 100310 ZMX, incorporated by reference herein, the Council approves the Decision.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended by changing the Zoning Map, Section No. 3d:

1. changing from an M1-1 District to an R6A District property bounded by a line midway between Longfellow Avenue and Boone Avenue and its northeasterly prolongation, a service exit of Cross Bronx Expressway, Boone Avenue, and East 172nd Street;
2. changing from an M1-1 District to an R7A District property bounded by Boone Avenue, a service exit of Cross Bronx Expressway, a line 200 feet northeasterly of East 174th Street, a line 100 feet southeasterly of Boone Avenue, East 173rd Street, a line 50 feet southeasterly of Boone Avenue, a line 350 feet southwesterly of East 172nd Street, Sheridan Expressway, Westchester Avenue, Whitlock Avenue, Freeman Street, Boone Avenue, and the former centerline of Boone Avenue;
3. changing from an M1-1 District to an R7X District property bounded by a line 100 feet southeasterly of Boone Avenue, a line 200 feet northeasterly of East 174th Street, a service exit of Cross Bronx Expressway, Sheridan Expressway, East 173rd Street and its southeasterly centerline prolongation;
4. changing from an R7-1 District to an R8X District property bounded by Longfellow Avenue, Boston Road, West Farms Road, a line 250 feet northeasterly of Rodman Place, a line 100 feet southeasterly of Longfellow Avenue and its northeasterly prolongation, a line 100 feet easterly of Longfellow Avenue, and Cross Bronx Expressway;
5. changing from an M1-1 District to an R8X District property bounded by:
 - a. a line 100 feet southeasterly of Longfellow Avenue and its northeasterly prolongation, a line 250 feet northeasterly of Rodman Place, West Farms Road, the southeasterly prolongation of the northeasterly street line of Rodman Place, and a service exit of Sheridan Expressway; and
 - b. a line 50 feet southeasterly of Boone Avenue, East 173rd Street and its southeasterly centerline prolongation, Sheridan Expressway, and a line 350 feet southwesterly of East 172nd Street;
6. establishing within a proposed R6A District a C2-4 District bounded by:
 - a. a line midway between Longfellow Avenue and Boone Avenue and its northeasterly prolongation, a line 100 feet northeasterly of East 174th Street, Boone Avenue, and a line 100 feet southwesterly of East 174th Street;
 - b. a line midway between Longfellow Avenue and Boone Avenue, a line 100 feet northeasterly of East 173rd Street, Boone Avenue and East 173rd Street; and
7. establishing within a proposed R7A District a C2-4 District bounded by:
 - a. Boone Avenue, a line 100 feet northeasterly of East 174th Street, a line 100 feet southeasterly of Boone Avenue, and a line 100 feet southwesterly of East 174th Street; and
 - b. Boone Avenue, a line 100 feet northeasterly of East 173rd Street, a line 100 feet southeasterly of Boone Avenue, East 173rd Street, a

line 50 feet southeasterly of Boone Avenue, and a line 350 feet southwesterly of East 172nd Street;

- 8. establishing within a proposed R7X District a C2-4 District bounded by:
 - a. a line 100 feet southeasterly of Boone Avenue, a line 100 feet northeasterly of East 174th Street, West Farms Road, and a line 100 feet southwesterly of East 174th Street; and
 - b. a line 100 feet southeasterly of Boone Avenue, a line 100 feet northeasterly of East 173rd Street, West Farms Road, and East 173rd Street; and
- 9. establishing within a proposed R8X District a C2-4 District bounded by:
 - a. Longfellow Avenue, a line 80 feet northeasterly of Rodman Place, a line 100 feet southeasterly of Longfellow Avenue, and Rodman Place;
 - b. a line 70 feet northwesterly of West Farms Road, a line 250 northeasterly of Rodman Place, West Farms Road, and Cross Bronx Expressway; and
 - c. a line 50 feet southeasterly of Boone Avenue, East 173rd Street, West Farms Road, a line 100 feet southwesterly of East 173rd Street, a line 100 feet southeasterly of Boone Avenue, East 172nd Street, West Farms Road, and a line 350 feet southwesterly of East 172nd Street;

as shown in a diagram (for illustrative purposes only) dated May 9, 2011 and subject to the conditions of CEQR Declaration E-277, Community Districts 3 and 6, Borough of the Bronx.

JOEL RIVERA, Acting Chairperson; DIANA REYNA, CHARLES BARRON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JESSICA S. LAPPIN, JAMES VACCA, MARK S. WEPRIN, VINCENT M. IGNIZIO, DANIEL J. HALLORAN III; Committee on Land Use, October 4, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 486

Report of the Committee on Land Use in favor of approving Application no. N 100311 ZRX submitted by Industco Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Resolution of City of New York concerning Appendix F (Inclusionary Housing designated areas) and related Sections pertaining to the establishment of Inclusionary Housing designated areas in community Districts 3 and 6 and the modification of Section 74-743 within the boundaries of Community District 3.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on September 21, 2011 (Minutes, page 4345), respectfully

REPORTS:

SUBJECT

BRONX CB - 3

N 100311 ZRX

City Planning Commission decision approving an application submitted by Industco Holdings LLC pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York concerning Appendix F (Inclusionary Housing designated areas) and related Sections pertaining to the establishment of Inclusionary Housing designated areas in Community Districts 3 and 6, and the modification of Section 74-743 (Special provisions for bulk modifications) regarding lot coverage calculations in large-scale general developments within the boundaries of Community District 3, in the Borough of the Bronx.

INTENT

To facilitate the development of multiple mixed use buildings with affordable housing within Crotona Park neighborhood in the Bronx.

PUBLIC HEARING

DATE: October 3, 2011

Witnesses in Favor: Three
Three

Witnesses Against:

SUBCOMMITTEE RECOMMENDATION

DATE: October 4, 2011

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:	Against:	Abstain:
Weprin	None	None
Rivera		
Reyna		
Seabrook		
Vann		
Garodnick		
Lappin		
Vacca		
Ignizio		

COMMITTEE ACTION

DATE: October 4, 2011

The Committee recommends that the Council approve the attached resolution.

In Favor:	Against:	Abstain:
Rivera	None	Williams
Reyna		
Barron		
Seabrook		
Vann		
Gonzalez		
Palma		
Arroyo		
Dickens		
Garodnick		
Lappin		
Vacca		
Weprin		
Ignizio		
Halloran		

In connection herewith, Council Members Comrie and Weprin offered the following resolution:

Res. No. 1074

Resolution approving the decision of the City Planning Commission on Application No. N 100311 ZRX, for an amendment of the Zoning Resolution of the City of New York, concerning Appendix F (Inclusionary Housing designated areas) and related Sections pertaining to the establishment of Inclusionary Housing designated areas in Community Districts 3 and 6, and the modification of Section 74-743 (Special provisions

for bulk modifications) regarding lot coverage calculations in large-scale general developments within the boundaries of Community District 3, Borough of the Bronx (L.U. No. 486).

By Council Members Comrie and Weprin.

WHEREAS, the City Planning Commission filed with the Council on September 9, 2011 its decision dated September 7, 2011 (the "Decision"), pursuant to Section 201 of the New York City Charter, regarding an application submitted by Industco Holdings, LLC, for an amendment to the text of the Zoning Resolution of the City of New York in order to make the Inclusionary Housing Program applicable in the proposed R6A, R7A, R7X and R8X districts in the Borough of the Bronx, Community Districts 3 and 6, and modify Section 74-743 (Special provisions for bulk modifications) regarding lot coverage calculations in large-scale general developments within the boundaries of Community District 3, (Application No. N 100311 ZRX), Borough of the Bronx, (the "Application");

WHEREAS, the Application is related to Applications Nos. C 100310 ZMX (L.U. No. 485), a zoning map amendment to change portions of 11 blocks currently zoned M1-1, R7-1, R7-1/C2-4 to R6A, R6A/C2-4, R7A, R7A/C2-4, R7X, R7X/C2-4, and R8X, R8X/C2-4 generally located in Crotona Park East and West Farms neighborhoods of the Bronx; C 100312 ZSX (L.U. No. 487), a special permit pursuant to Section 74-743 for modification of bulk regulations for Large Scale General Development; C 100313 ZSX (L.U. No. 488), a special permit pursuant to Section 74-745 to allow accessory parking spaces to be distributed without regard to zoning lot lines; C 110297 ZSX (L.U. No. 489), a special permit pursuant to Section 74-744 to allow commercial uses to be arranged within a building without regard to the regulations set forth in Section 32-42; and C 110234 HAX (L.U. No. 490), an urban development action area project, disposition and project approval to facilitate disposition and development of 13 square feet of vacant land;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2011;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on August 26, 2011 (CEQR No. 10DCP017X).

RESOLVED:

Having considered the FEIS, with respect to the Application, the Council finds that:

- (1) the FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic, and other essential considerations, from among the reasonable alternatives thereto, the action is the one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the restrictive declaration dated September 1, 2011 described in the Resolutions for applications C 100312 ZSX, C 100313 ZSX, and C 110297 ZSX, and in addition with respect to application C 100310 ZMX, the three restrictive declarations dated September 1, 2011 and respectively executed by Boone West Farms LLC, 1903 West Farms LLC, and 1931 West Farms LLC, those project components related to the environment and mitigation measures that were identified as practicable.

The Decision and the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, N 100311 ZRX, incorporated by reference herein, the Council approves the Decision.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended as follows:

Matter in underline is new, to be added;

Matter in ~~strikeout~~ is to be deleted;

Matter with ## is defined in Section 12-10;

*** indicates where unchanged text appears in the Zoning Resolution

23-144

In designated areas where the Inclusionary Housing Program is applicable

In #Inclusionary Housing designated areas#, as listed in the table in this Section, the maximum permitted #floor area ratios# shall be as set forth in Section 23-952 (Floor area compensation in Inclusionary Housing designated areas). The locations of such districts are specified in

APPENDIX F (Inclusionary Housing Designated Areas) of this Resolution.

Community Zoning District	District		District
Community R6A R7-2 R7A R7X R8A	District	1,	Bronx
<u>Community R6A R7A R7X R8X</u>	<u>District</u>	<u>3,</u>	<u>Bronx</u>
Community R8A R9D	District	4,	Bronx
<u>Community R8X</u>	<u>District</u>	<u>6,</u>	<u>Bronx</u>
Community R6 R6A R6B R7A R7-3	District	1,	Brooklyn
Community R7A R8A R9A	District	2,	Brooklyn
Community R7D	District	3,	Brooklyn
Community R7-2	District	6,	Brooklyn
Community R7A R8A	District	7,	Brooklyn
Community R7A	District	14,	Brooklyn
Community R7A R8A R9A	District	3,	Manhattan
Community R10	District	6,	Manhattan
Community R9A R10	District	7,	Manhattan
Community R7A	District	1,	Queens
Community R7X	District	2,	Queens

74-743

Special provisions for bulk modification

(a) For a #large-scale general development#, the City Planning Commission may permit:

- (7) modification of the definition of #outer court# in Section 12-10 (DEFINITIONS) and the provisions of Section 23-84 (Outer Court Regulations) to include any open area that is bounded on all sides but one by #building# walls and is not otherwise a #yard# or an #inner court#, provided that:

- (ii) the minimum distance between a #legally required window# facing onto such #outer court# and a #building# wall shall be 30 feet, measured in a horizontal plane at the

sill level of, and perpendicular to, such window for the full width of the rough window opening; or

- (8) in an #Inclusionary Housing designated area# in a C4-7 District within the boundaries of Manhattan Community District 7, for the purpose of applying the Inclusionary Housing Program within such #Inclusionary Housing designated area#, as set forth in a restrictive declaration:

- (ii) modification of the requirements regarding distribution of #affordable housing units#, as defined in Section 23-911, specified in paragraph (b) of Section of Section 23-96 (Requirements for Generating Sites); or

- (9) within the boundaries of Community District 3 in the Bronx, portions of any #building#, at any level, that contain permitted or required #accessory# off-street parking spaces, to be excluded from the calculation of #lot coverage#.

- (b) In order to grant a special permit pursuant to this Section for any #large-scale general development#, the Commission shall find that:

- (7) where the Commission permits the exclusion of #lot area# or #floor area# in accordance with the provisions of paragraph (a)(5) of this Section or modification of the base and maximum #floor area ratios# or requirements regarding distribution of #affordable housing units# in accordance with paragraph (a)(8) of this Section, such modification will facilitate a desirable mix of #uses# in the #large-scale general development# and a plan consistent with the objectives of the Inclusionary Housing Program and those of Section 74-74 (Large-Scale General Development) with respect to better site planning; and

- (8) where the Commission permits portions of #buildings# containing #accessory# parking spaces to be excluded from the calculation of #lot coverage# in accordance with the provisions of paragraph (a)(7) of this Section, the exclusion of #lot coverage# will result in a better site plan and a better relationship among #buildings# and open areas than would be possible without such exclusion and therefore benefit the residents of the #large-scale general development#; and

- (8)(9) a declaration with regard to ownership requirements in paragraph (b) of the #large-scale general development# definition in Section 12-10 (DEFINITIONS) has been filed with the Commission.

APPENDIX F

Inclusionary Housing Designated Areas

The boundaries of #Inclusionary Housing designated areas# are shown on the maps listed in this Appendix F. The #Residence Districts# listed for such areas shall include #Commercial Districts# where #residential buildings# or the #residential# portion of #mixed buildings# are governed by the #bulk# regulations of such #Residence Districts#. Where #Inclusionary Housing designated areas# are mapped in #Commercial Districts#, the residential district equivalent has instead been specified for each map.

**Table of
Inclusionary Housing Designated Areas
by Zoning Map**

Zoning Map	Community District	Maps of Inclusionary Housing Designated Areas
1d	Bronx CD 7	Map 1
3b	Bronx CD 4	Map 1
3c	Bronx CD 6	Map 1, Map 2, Map 3
3c	Bronx CD 7	Map 1
3d	Bronx CD 3	Map 1

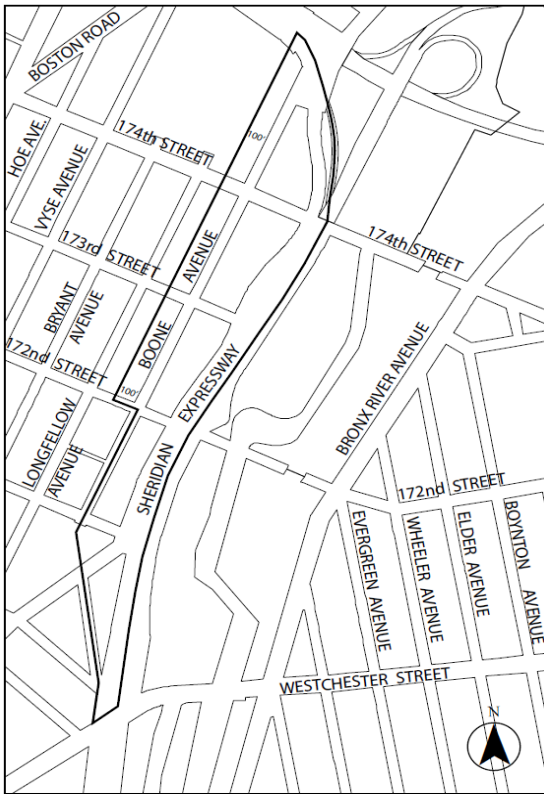
3d	Bronx CD 6	Map 2, Map 3, Map 4, Map 5
5d	Manhattan CD 7	Map 1
6a	Manhattan CD 9	Map 1
6a	Manhattan CD 10	Map 1
6a	Manhattan CD 11	Map 1
6a	Bronx CD 1	Map 1
6a	Bronx CD 4	Map 1
6b	Manhattan CD 10	Map 1
6b	Manhattan CD 11	Map 1
8b	Manhattan CD 4	Map 1
8c	Manhattan CD 4	Map 2
8c	Manhattan CD 7	Map 2
8d	Manhattan CD 4	Map 3, Map 4
8d	Manhattan CD 6	Map 1
8d	Queens CD 2	Map 3
9a	Queens CD 1	Map 1
9b	Queens CD 1	Map 2
9b	Queens CD 2	Map 1
9d	Queens CD 2	Map 1, Map 2
12a	Manhattan CD 1	Map 1
12c	Manhattan CD 3	Map 1
12c	Brooklyn CD 1	Map 1, Map 2
12d	Brooklyn CD 1	Map 2, Map 3
12d	Brooklyn CD 2	Map 1, Map 4
13a	Brooklyn CD 1	Map 1, Map 2
13b	Brooklyn CD 1	Map 2, Map 4
14d	Queens CD 8	Map 1
14d	Queens CD 12	Map 1
16b	Brooklyn CD 7	Map 2
16c	Brooklyn CD 2	Map 1, Map 2, Map 3
16c	Brooklyn CD 3	Map 1
16c	Brooklyn CD 6	Map 1
16d	Brooklyn CD 7	Map 1
16d	Brooklyn CD 14	Map 2
17a	Brooklyn CD 3	Map 1, Map 2
17b	Brooklyn CD 14	Map 2
22a	Brooklyn CD 7	Map 2
22c	Brooklyn CD 7	Map 2
22c	Brooklyn CD 14	Map 1, Map 2, Map 3
23a	Brooklyn CD 14	Map 2
28d	Brooklyn CD 13	Map 1

The Bronx

The Bronx Community District 3

In the R6A, R7A, R7X and R8X Districts within the areas shown on the following Map 1:

Map 1 -

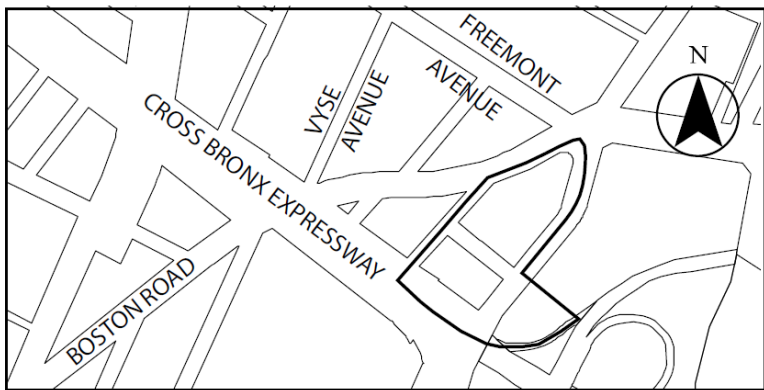


Portion of Community District 3, The Bronx

The Bronx Community District 6

In the R7A, R7X, ~~and R8A~~ and R8X Districts within the areas shown on the following Maps 1, 2, 3, ~~and 4~~ and 5:

Map 5 -



Portion of Community District 6, The Bronx

JOEL RIVERA, Acting Chairperson; DIANA REYNA, CHARLES BARRON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JESSICA S. LAPPIN, JAMES VACCA, MARK S. WEPRIN, VINCENT M. IGNIZIO, DANIEL J. HALLORAN III; Committee on Land Use, October 4, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 487

Report of the Committee on Land Use in favor of approving Application no. C 100312 ZSX submitted by Industco Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special

permit pursuant to Section 74-743 of the Zoning Resolution in connection with two proposed mixed use developments (Zoning Lot A, Block 3013, Lots 12, 29, 31, 35, 37 & 46 and Zoning Lot B, Block 3014, lots 9, 15 & 45) within a Large-Scale General Development bounded by Bone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street, Borough of the Bronx, Community District 3. 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.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on September 21, 2011 (Minutes, page 4345), respectfully

REPORTS:

SUBJECT

BRONX CB - 3

C 100312 ZSX

City Planning Commission decision approving an application submitted by Industco Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743 of the Zoning Resolution:

- a. to allow the distribution of total allowable floor area, dwelling units and lot coverage without regard for zoning lot line and zoning district boundaries;
- b. allow the location of buildings without regard for the applicable height and setback and court regulations; and
- c. to exclude portions of a building containing permitted or required accessory off-street parking spaces to be excluded from the calculation of lot coverage;

in connection with two proposed mixed use developments (Zoning Lot A, Block 3013, Lots 12, 29, 31, 35, 37 and 46; and Zoning Lot B, Block 3014, Lots 9, 15 and 45), in R7A/C2-4, R8X and R8X/C2-4 Districts, within a Large-Scale General Development bounded by Boone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street.

INTENT

To facilitate the development of multiple mixed use buildings with affordable housing within Crotona Park neighborhood in the Bronx.

PUBLIC HEARING

DATE: October 3, 2011

Witnesses in Favor: Three
Three

Witnesses Against:

SUBCOMMITTEE RECOMMENDATION

DATE: October 4, 2011

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:	Against:	Abstain:
Weprin	None	None
Rivera		
Reyna		
Seabrook		
Vann		
Garodnick		
Lappin		
Vacca		
Ignizio		

COMMITTEE ACTION

DATE: October 4, 2011

The Committee recommends that the Council approve the attached resolution.

In Favor:	Against:	Abstain:
Rivera	None	Williams
Reyna		
Barron		
Seabrook		
Vann		
Gonzalez		
<u>Cont'd</u>		
Palma		
Arroyo		
Dickens		
Garodnick		
Lappin		
Vacca		
Weprin		
Ignizio		
Halloran		

In connection herewith, Council Members Comrie and Weprin offered the following resolution:

Res. No. 1075

Resolution approving the decision of the City Planning Commission on ULURP No. C 100312 ZSX (L.U. No. 487), for the grant of a special permit pursuant to Section 74-743 of the Zoning Resolution of the City of New York, to allow the distribution of total allowable floor area, dwelling units and lot coverage without regard for zoning lot line and zoning district boundaries; to allow the location of buildings without regard for the applicable height and setback and court regulations; and to exclude portions of a building containing permitted or required accessory off-street parking spaces to be excluded from the calculation of lot coverage; in connection with two proposed mixed use developments, Borough of the Bronx.

By Council Members Comrie and Weprin.

WHEREAS, the City Planning Commission filed with the Council on September 9, 2011 its decision dated September 7, 2011 (the "Decision"), on the application submitted by Industco Holdings, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-743 of the Zoning Resolution of the City of New York to allow the distribution of total allowable floor area, dwelling units and lot coverage without regard for zoning lot line and zoning district boundaries; to allow the location of buildings without regard for the applicable height and setback and court regulations; and to exclude portions of a building containing permitted or required accessory off-street parking spaces to be excluded from the calculation of lot coverage, in connection with two proposed mixed use developments (Zoning Lot A, Block 3013, Lots 12, 29, 31, 35, 37 and 46 and Zoning Lot B, Block 3014, Lots 9, 15 and 45), in R7A/C2-4, R8X and R8X/C2-4 Districts, within a Large-Scale General Development bounded by Boone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street, (ULURP No. C 100312 ZSX), Community District 3, Borough of the Bronx (the "Application");

WHEREAS the Application is related to Applications Nos. C 100310 ZMX (L.U. No. 485), a zoning map amendment to change portions of 11 blocks currently zoned M1-1, R7-1, R7-1/C2-4 to R6A, R6A/C2-4, R7A, R7A/C2-4, R7X, R7X/C2-4, and R8X, R8X/C2-4 generally located in Crotona Park East and West Farms neighborhoods of the Bronx; N 100311 ZRX (L.U. No. 486), a zoning text amendment pursuant to Section 23-144 to designate the 'Rezoning Area' as an Inclusionary Housing Designated Area and to Section 74-743 to exclude portions of buildings containing parking from lot coverage in Large Scale General Developments in Community District 3 of the Bronx; C 100313 ZSX (L.U. No. 488), a special permit pursuant to Section 74-745 to allow accessory parking spaces to be distributed without regard to zoning lot lines; C 110297 ZSX (L.U. No. 489), a special permit pursuant to Section 74-744 to allow commercial uses to be arranged within a building without regard to the regulations set forth in Section 32-42; and C 110234 HAX (L.U. No. 490), an urban development action area project, disposition and project approval to facilitate disposition and development of 13 square feet of vacant land;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-743 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2011;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on August 26, 2011 (CEQR No. 10DCP017X).

RESOLVED:

Having considered the FEIS, with respect to the Application, the Council finds that:

- (1) the FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic, and other essential considerations, from among the reasonable alternatives thereto, the action is the one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the restrictive declaration dated September 1, 2011 described in the Resolutions for applications C 100312 ZSX, C 100313 ZSX, and C 110297 ZSX, and in addition with respect to application C 100310 ZMX, the three restrictive declarations dated September 1, 2011 and respectively executed by Boone West Farms LLC, 1903 West Farms LLC, and 1931 West Farms LLC, those project components related to the environment and mitigation measures that were identified as practicable.

The Decision and the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 100312 ZSX, incorporated by reference herein, the Council approves the Decision.

JOEL RIVERA, Acting Chairperson; DIANA REYNA, CHARLES BARRON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JESSICA S. LAPPIN, JAMES VACCA, MARK S. WEPRIN, VINCENT M. IGNIZIO, DANIEL J. HALLORAN III; Committee on Land Use, October 4, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 488

Report of the Committee on Land Use in favor of approving Application no. C 100313 ZSX submitted by Industco Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-745 of the Zoning Resolution to allow the distribution of required or permitted accessory off-street parking spaces without regard for zoning lot lines, in connection with two proposed mixed use developments (Zoning Lot A, Block 3013, Lots 12, 29, 31, 35, 37 & 46 and Zoning Lot B, Block 3014, lots 9, 15 & 45) within a Large-Scale General Development, bounded by Bone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street Borough of the Bronx, Community District 3. 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.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on September 21, 2011 (Minutes, page 4346), respectfully

REPORTS:

SUBJECT

BRONX CB - 3

C 100313 ZSX

City Planning Commission decision approving an application submitted by Industco Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-745 of the Zoning Resolution to allow the distribution of required or permitted accessory off-street parking spaces without regard for zoning lot lines, in connection with two proposed mixed use developments (Zoning Lot A, Block 3013, Lots 12, 29, 31, 35, 37 & 46 and Zoning Lot B, Block 3014, Lots 9, 15 & 45), in R7A/C2-4, R8X and R8X/C2-4 Districts, within a Large-Scale General Development bounded by Boone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street.

INTENT

To facilitate the development of multiple mixed use buildings with affordable housing within Crotona Park neighborhood in the Bronx.

PUBLIC HEARING

DATE: October 3, 2011

Witnesses in Favor: Three
Three

Witnesses Against:

SUBCOMMITTEE RECOMMENDATION

DATE: October 4, 2011

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:	Against:	Abstain:
Weprin	None	None
Rivera		
Reyna		
Seabrook		
Vann		
Garodnick		
Lappin		
Vacca		
Ignizio		

COMMITTEE ACTION

DATE: October 4, 2011

The Committee recommends that the Council approve the attached resolution.

In Favor:	Against:	Abstain:
Rivera	None	Williams
Reyna		
Barron		
Seabrook		
Vann		
Gonzalez		
Palma		
Arroyo		
Dickens		

Garodnick
Lappin
Vacca
Weprin
Ignizio
Halloran

In connection herewith, Council Members Comrie and Weprin offered the following resolution:

Res. No. 1076

Resolution approving the decision of the City Planning Commission on ULURP No. C 100313 ZSX (L.U. No. 488), for the grant of a special permit pursuant to Section 74-745 of the Zoning Resolution to allow the distribution of required or permitted accessory off-street parking spaces without regard for zoning lot lines, in connection with two proposed mixed use developments (Zoning Lot A, Block 3013, Lots 12, 29, 31, 35, 37 and 46; and Zoning Lot B, Block 3014, Lots 9, 15 and 45), in R7A/C2-4, R8X and R8X/C2-4 Districts, within a Large-Scale General Development bounded by Boone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street, Community Districts 3, Borough of the Bronx.

By Council Members Comrie and Weprin.

WHEREAS, the City Planning Commission filed with the Council on September 9, 2011 its decision dated September 7, 2011 (the "Decision"), on the application submitted by Industco Holdings, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-745 of the Zoning Resolution of the City of New York to allow the distribution of required or permitted accessory off-street parking spaces without regard for zoning lot lines, in connection with two proposed mixed use developments (Zoning Lot A, Block 3013, Lots 12, 29, 31, 35, 37 and 46; and Zoning Lot B, Block 3014, Lots 9, 15 and 45), in R7A/C2-4, R8X and R8X/C2-4 Districts, within a Large-Scale General Development bounded by Boone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street (ULURP No. C 100313 ZSX), Community District 3, Borough of the Bronx (the "Application");

WHEREAS, the Application is related to Applications Nos. C 100310 ZMX (L.U. No. 485), a zoning map amendment to change portions of 11 blocks currently zoned M1-1, R7-1, R7-1/C2-4 to R6A, R6A/C2-4, R7A, R7A/C2-4, R7X, R7X/C2-4, and R8X, R8X/C2-4 generally located in Crotona Park East and West Farms neighborhoods of the Bronx; N 100311 ZRX (L.U. No. 486), a zoning text amendment pursuant to Section 23-144 to designate the 'Rezoning Area' as an Inclusionary Housing Designated Area and to Section 74-743 to exclude portions of buildings containing parking from lot coverage in Large Scale General Developments in Community District 3 of the Bronx; C 100312 ZSX (L.U. No. 487), a special permit pursuant to Section 74-743 for modification of bulk regulations for Large Scale General Development; C 110297 ZSX (L.U. No. 489), a special permit pursuant to Section 74-744 to allow commercial uses to be arranged within a building without regard to the regulations set forth in Section 32-42; and C 110234 HAX (L.U. No. 490), an urban development action area project, disposition and project approval to facilitate disposition and development of 13 square feet of vacant land;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-745 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2011;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on August 26, 2011 (CEQR No. 10DCP017X).

RESOLVED:

Having considered the FEIS, with respect to the Application, the Council finds that:

- (1) the FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;

(2) Consistent with social, economic, and other essential considerations, from among the reasonable alternatives thereto, the action is the one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and

(3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the restrictive declaration dated September 1, 2011 described in the Resolutions for applications C 100312 ZSX, C 100313 ZSX, and C 110297 ZSX, and in addition with respect to application C 100310 ZMX, the three restrictive declarations dated September 1, 2011 and respectively executed by Boone West Farms LLC, 1903 West Farms LLC, and 1931 West Farms LLC, those project components related to the environment and mitigation measures that were identified as practicable.

The Decision and the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 100313 ZSX, incorporated by reference herein, the Council approves the Decision.

JOEL RIVERA, Acting Chairperson; DIANA REYNA, CHARLES BARRON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JESSICA S. LAPPIN, JAMES VACCA, MARK S. WEPRIN, VINCENT M. IGNIZIO, DANIEL J. HALLORAN III; Committee on Land Use, October 4, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 489

Report of the Committee on Land Use in favor of approving Application no. C 110297 ZSX submitted by Industco Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-744 of the Zoning Resolution to allow residential and non residential uses to be arranged within a building without regard for the use regulation set forth in Section 32-42 (Location within buildings), in connection with two proposed mixed use developments (Zoning Lot A, Block 3013, Lots 12, 29, 31, 35, 37 & 46 and Zoning Lot B, Block 3014, lots 9, 15 & 45) within a Large-Scale General Development bounded by Bone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street (Block 6491, Lots 207 292 and 8900), Borough of the Bronx, Community District 3 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.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on September 21, 2011 (Minutes, page 4346), respectfully

REPORTS:

SUBJECT

BRONX CB - 3 C 110297 ZSX

City Planning Commission decision approving an application submitted by Industco Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-744 of the Zoning Resolution to allow residential and non-residential uses to be arranged within a building without regard for the use regulation set forth in Section 32-42 (Location within buildings), in connection with two proposed mixed use developments (Zoning Lot A, Block 3013, Lots 12, 29, 31, 35, 37 & 46 and Zoning Lot B, Block 3014, Lots 9, 15 & 45), in R7A/C2-4, R8X and R8X/C2-4 Districts, within a Large-Scale General Development bounded by Boone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street.

INTENT

To facilitate the development of multiple mixed use buildings with affordable housing within Crotona Park neighborhood in the Bronx.

PUBLIC HEARING

DATE: October 3, 2011

Witnesses in Favor: Three
Three

Witnesses Against:

SUBCOMMITTEE RECOMMENDATION

DATE: October 4, 2011

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:	Against:	Abstain:
Weprin	None	None
Rivera		
Reyna		
Seabrook		
Vann		
Garodnick		
Lappin		
Vacca		
Ignizio		

COMMITTEE ACTION

DATE: October 4, 2011

The Committee recommends that the Council approve the attached resolution.

In Favor:	Against:	Abstain:
Rivera	None	Williams
Reyna		
Barron		
Seabrook		
Vann		
Gonzalez		
Palma		
Arroyo		
Dickens		
Garodnick		
Lappin		
Vacca		
Weprin		
Ignizio		
Halloran		

In connection herewith, Council Members Comrie and Weprin offered the following resolution:

Res. No. 1077

Resolution approving the decision of the City Planning Commission on ULURP No. C 110297 ZSX (L.U. No. 489), for the grant of a special permit pursuant to Section 74-744 of the Zoning Resolution to allow residential and non-residential uses to be arranged within a building without regard for the use regulation set forth in Section 32-42 (Location within buildings), in connection with two proposed mixed use developments (Zoning Lot A, Block 3013, Lots 12, 29, 31, 35, 37 and 46; and Zoning Lot B, Block 3014, Lots 9, 15 and 45), in R7A/C2-4, R8X and R8X/C2-4 Districts, within a Large-Scale General Development bounded by Boone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street, Borough of the Bronx.

By Council Members Comrie and Weprin.

WHEREAS, the City Planning Commission filed with the Council on September 9, 2011 its decision dated September 7, 2011 (the "Decision"), on the application submitted by Industco Holdings, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-744 of the Zoning Resolution to allow residential and non-residential uses to be arranged within a building without regard for the use regulation set forth in Section 32-42 (Location within buildings), in connection with two proposed mixed use developments (Zoning Lot A, Block 3013, Lots 12, 29, 31, 35, 37 and 46; and Zoning Lot B, Block 3014, Lots 9, 15 and 45), in R7A/C2-4, R8X and R8X/C2-4 Districts, within a Large-Scale General Development bounded by Boone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street (ULURP No. C 110297 ZSX), Community District 3, Borough of the Bronx (the "Application");

WHEREAS, the Application is related to Applications Nos. C 100310 ZMX (L.U. No. 485), a zoning map amendment to change portions of 11 blocks currently zoned M1-1, R7-1, R7-1/C2-4 to R6A, R6A/C2-4, R7A, R7A/C2-4, R7X, R7X/C2-4, and R8X, R8X/C2-4 generally located in Crotona Park East and West Farms neighborhoods of the Bronx; N 100311 ZRX (L.U. No. 486), a zoning text amendment pursuant to Section 23-144 to designate the 'Rezoning Area' as an Inclusionary Housing Designated Area and to Section 74-743 to exclude portions of buildings containing parking from lot coverage in Large Scale General Developments in Community District 3 of the Bronx; C 100312 ZSX (L.U. No. 487), a special permit pursuant to Section 74-743 for modification of bulk regulations for Large Scale General Development; C 100313 ZSX (L.U. No. 488), a special permit pursuant to Section 74-745 to allow accessory parking spaces to be distributed without regard to zoning lot lines; and C 110234 HAX (L.U. No. 490), an urban development action area project, disposition and project approval to facilitate disposition and development of 13 square feet of vacant land;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-744 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2011;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on August 26, 2011 (CEQR No. 10DCP017X).

RESOLVED:

Having considered the FEIS, with respect to the Application, the Council finds that:

(1) the FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;

(2) Consistent with social, economic, and other essential considerations, from among the reasonable alternatives thereto, the action is the one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and

(3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the restrictive declaration dated September 1, 2011 described in the Resolutions for applications C 100312 ZSX, C 100313 ZSX, and C 110297 ZSX, and in addition with respect to application C 100310 ZMX, the three restrictive declarations dated September 1, 2011 and respectively executed by Boone West Farms LLC, 1903 West Farms LLC, and 1931 West Farms LLC, those project components related to the environment and mitigation measures that were identified as practicable.

The Decision and the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 110297 ZSX, incorporated by reference herein, the Council approves the Decision.

JOEL RIVERA, Acting Chairperson; DIANA REYNA, CHARLES BARRON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JESSICA S. LAPPIN, JAMES VACCA, MARK S. WEPRIN,

VINCENT M. IGNIZIO, DANIEL J. HALLORAN III; Committee on Land Use, October 4, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for No. L.U. 490

Report of the Committee on Land Use in favor of approving Application no. C 110234 HAX submitted by Industco Holdings, LLC, an Urban Development Action Area Designation and Project, located at 1525 West Farms Road and the disposition of this property, Borough of the Bronx, Council District, 15, 17. 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 Municipal Law.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on September 21, 2011 (Minutes, page 4347), respectfully

REPORTS:

SUBJECT

BRONX CB - 3

C 110234 HAX

City Planning Commission decision approving an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
 - a) the designation of property located at 1525 West Farms Road (Block 3014, Lot 45) as an Urban Development Action Area; and
 - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property.

INTENT

To facilitate the disposition of the property to an adjacent leasehold owner for future development of affordable housing.

PUBLIC HEARING

DATE: October 3, 2011

Witnesses in Favor: Three

Witnesses Against:

Three

SUBCOMMITTEE RECOMMENDATION

DATE: October 4, 2011

The Subcommittee recommends that the Land Use Committee approve the disposition, designation and project, make the findings required by Article 16 of the General Municipal Law and approve the decision of the City Planning Commission.

In Favor:

Weprin

Rivera

Reyna

Seabrook

Vann

Garodnick

Against:

None

Abstain:

None

Lappin
Vacca
Ignizio

COMMITTEE ACTION

DATE: October 4, 2011

The Committee recommends that the Council approve the attached resolution.

In Favor:	Against:	Abstain:
Rivera	None	Williams
Reyna		
Barron		
Seabrook		
Vann		
Gonzalez		
Palma		
Arroyo		
Dickens		
Garodnick		
Lappin		
Vacca		
Weprin		
Ignizio		
Halloran		

In connection herewith, Council Members Comrie and Weprin offered the following resolution:

Res. No. 1078

Resolution approving the decision of the City Planning Commission on an application submitted by the New York City Department of Housing Preservation and Development, ULURP No. C 110234 HAX, approving the designation of property located at 1525 West Farms Road (Block 3014, Lot 45), 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 New York City Department of Housing Preservation and Development (L.U. No. 490; C 110234 HAX).

By Council Members Comrie and Weprin.

WHEREAS, the City Planning Commission filed with the Council on September 9, 2011 its decision dated September 7, 2011 (the "Decision"), on the application submitted by the New York City Department of Housing Preservation and Development pursuant to Section 197-c of the New York City Charter and Article 16 of the General Municipal Law of New York State regarding:

- a) the designation of property located at 1525 West Farms Road (Block 3014, Lot 45), as an Urban Development Action Area (the "Area");
- b) an Urban Development Action Area Project for such area (the "Project"); and

pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by the New York City Department of Housing Preservation and Development to facilitate the disposition of the property to an adjacent leasehold owner for future development of affordable housing, (the "Disposition"), Community District 3, Borough of the Bronx (ULURP No. C 110234 HAX) (the "Application");

WHEREAS, the Application is related to Applications Nos. C 100310 ZMX (L.U. No. 485), a zoning map amendment to change portions of 11 blocks currently zoned M1-1, R7-1, R7-1/C2-4 to R6A, R6A/C2-4, R7A, R7A/C2-4, R7X, R7X/C2-4, and R8X, R8X/C2-4 generally located in Crotona Park East and West Farms neighborhoods of the Bronx; N 100311 ZRX (L.U. No. 486), a zoning text amendment pursuant to Section 23-144 to designate the 'Rezoning Area' as an Inclusionary Housing Designated Area and to Section 74-743 to exclude portions of buildings containing parking from lot coverage in Large Scale General Developments in Community District 3 of the Bronx; C 100312 ZSX (L.U. No. 487), a special permit pursuant to Section 74-743 for modification of bulk

regulations for Large Scale General Development; C 100313 ZSX (L.U. No. 488), a special permit pursuant to Section 74-745 to allow accessory parking spaces to be distributed without regard to zoning lot lines; and C 110297 ZSX (L.U. No. 489), a special permit pursuant to Section 74-744 to allow commercial uses to be arranged within a building without regard to the regulations set forth in Section 32-42;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, the Application and Decision are subject to review and action by the Council pursuant to Article 16 of the General Municipal Law of New York State;

WHEREAS, by letter dated August 29, 2011 the New York City Department of Housing Preservation and Development submitted its requests respecting the Application;

WHEREAS, upon due notice, the Council held a public hearing on the Application and Decision on October 3, 2011;

WHEREAS, the Council has considered the land use and financial implications and other policy issues relating to the Application;

WHEREAS, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on August 26, 2011 (CEQR No. 10DCP017X).

RESOLVED:

Having considered the FEIS, with respect to the Application, the Council finds that:

- (1) the FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic, and other essential considerations, from among the reasonable alternatives thereto, the action is the one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, pursuant to the restrictive declaration dated September 1, 2011 described in the Resolutions for applications C 100312 ZSX, C 100313 ZSX, and C 110297 ZSX, and in addition with respect to application C 100310 ZMX, the three restrictive declarations dated September 1, 2011 and respectively executed by Boone West Farms LLC, 1903 West Farms LLC, and 1931 West Farms LLC, those project components related to the environment and mitigation measures that were identified as practicable.

The Decision and the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Section 197-d, and based on the environmental determination and consideration described in this report and incorporated by reference herein, the Council approves the decision of the City Planning Commission (C 110234 HAX).

The Council finds that the present status of the Disposition Area tends to impair or arrest the sound growth and development of the City of New York and that a designation of the Project as an urban development action area project is consistent with the policy and purposes stated in Section 691 of the General Municipal Law.

The Council approves the designation of the Disposition Area as an urban development action area pursuant to Section 693 of the General Municipal Law.

The Council approves the Project as an urban development action area project pursuant to Section 694 of the General Municipal Law.

The Council approves the disposition of such property to a developer selected by the Department of Housing Preservation and Development.

JOEL RIVERA, Acting Chairperson; DIANA REYNA, CHARLES BARRON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JESSICA S. LAPPIN, JAMES VACCA, MARK S. WEPRIN, VINCENT M. IGNIZIO, DANIEL J. HALLORAN III; Committee on Land Use, October 4, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report of the Committee on Land Use in favor of approving Application no. C 110384 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 Nos. 1d, 2a and 2b, Borough of the Bronx, Council District no. 12.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on September 21, 2011 (Minutes, page 4347), respectfully

REPORTS:

SUBJECT

BRONX CB - 12

C 110384 ZMX

City Planning Commission decision approving an application 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 Nos. 1d, 2a, and 2b.

INTENT

To rezone a portion of the Baychester neighborhood section of the Bronx.

PUBLIC HEARING

DATE: October 3, 2011

Witnesses in Favor: One
None

Witnesses Against:

SUBCOMMITTEE RECOMMENDATION

DATE: October 4, 2011

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:	Against:	Abstain:
Weprin	None	None
Rivera		
Reyna		
Comrie		
Jackson		
Seabrook		
Vann		
Garodnick		
Lappin		
Vacca		
Ignizio		

COMMITTEE ACTION

DATE: October 4, 2011

The Committee recommends that the Council approve the attached resolution.

In Favor:	Against:	Abstain:
Rivera	None	None
Reyna		
Barron		
Seabrook		
Vann		
Gonzalez		
Palma		

- Arroyo
- Dickens
- Garodnick
- Lappin
- Vacca
- Weprin
- Cont'd**
- Williams
- Ignizio
- Halloran

In connection herewith, Council Members Comrie and Weprin offered the following resolution:

Res. No. 1079

Resolution approving the decision of the City Planning Commission on ULURP No. C 110384 ZMX, a Zoning Map amendment (L.U. No. 491).

By Council Members Comrie and Weprin.

WHEREAS, the City Planning Commission filed with the Council on September 9, 2011 its decision dated September 7, 2011 (the "Decision"), on the application 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 to rezone all or portions of 181 blocks in Community District 12 from R4, R5, R6, R7-1 and C8-1 to R4A, R4, R5A, R5, R5D, R6, R6A, and R7A seeks to protect and preserve the Williamsbridge and Baychester residential neighborhoods while focusing growth opportunities around transit and along the major wide corridors, Borough of the Bronx (ULURP No. C 110384 ZMX) (the "Application");

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2011;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues and the Negative Declaration issued on June 20, 2011, which includes (E) designations (E-279) to avoid the potential for hazardous material, air quality, and noise impacts (CEQR No. 11DCP148X);

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 110384 ZMX, incorporated by reference herein, the Council approves the Decision.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended by changing the Zoning Map, Section Nos. 1d, 2a, and 2b:

1. eliminating from within an existing R4 District a C1-2 District bounded by:
 - a) a line midway between East 234th Street and East 233rd Street, Bussing Avenue, East 233rd Street, and Barnes Avenue;
 - b) a line 100 feet northeasterly of East 233rd Street, Digney Avenue, East 233rd Street, Paulding Avenue, a line midway between East 233rd Street and East 232nd Street, Bronxwood Avenue, East 233rd Street, and Bronxwood Avenue;
 - c) East 228th Street, Bronxwood Avenue, East 226th Street, a line 150 feet southeasterly of Bronxwood Avenue, East 224th Street, a line 100 feet southeasterly of Bronxwood Avenue, a line 100 feet southwesterly of East 224th Street, Bronxwood Avenue, East 224th Street, and a line 150 feet northwesterly of Bronxwood Avenue; and
 - d) a line 100 feet northeast of East Gun Hill Road, Laconia Avenue, East Gun Hill Road, and Bronxwood Avenue;
2. eliminating from within an existing R5 District a C1-2 District bounded by:

a) a line midway between East 234th Street and East 233rd Street, Byron Avenue, East 233rd Street, a line 100 feet northwesterly of Barnes Avenue, a line midway between East 233rd Street and East 232nd Street, a line 150 feet southeasterly of White Plains Road, East 230th Street, a line 150 feet northwesterly of White Plains Road, East 233rd Street, and a line 150 feet southeasterly of White Plains Road;

b) East 226th Street, the southwesterly and northwesterly boundary line of a playground and its northeasterly prolongation, a line 150 feet southeasterly of White Plains Road, East 224th Street, and a line 150 feet northwesterly of White Plains Road;

c) East 227th Street, Laconia Avenue, East 225th Street, a line 250 feet southeasterly of Laconia Avenue, East 224th Street, and a line 150 feet northwesterly of Laconia Avenue;

d) East Gun Hill Road, Lurting Avenue, a line 100 feet southwesterly of East Gun Hill Road, and Bronxwood Avenue; and

e) a line 100 feet northeasterly of East Gun Hill Road, a line 100 feet northwesterly of Boston Road, East Gun Hill Road, and Laconia Avenue;

3. eliminating from within an existing R6 District a C1-2 District bounded by:

a) East 220th Street, a line 150 feet southeasterly of White Plains Road, East 218th Street and its northwesterly centerline prolongation, a line midway between Willett Avenue and White Plains Road, East 219th Street, and a line 150 feet northwesterly of White Plains Road;

b) a line midway between East 212th Street and East 211th Street, a line 150 feet southeasterly of White Plains Road, East Gun Hill Road, and White Plains Road; and

c) Tilden Street, Barnes Avenue, a line 100 feet northeasterly of East Gun Hill Road, Bronxwood Avenue, and East Gun Hill Road;

4. eliminating from within an existing R5 District a C2-2 District bounded by:

a) East 233rd Street, Bronxwood Avenue, a line midway between East 233rd Street and East 232nd Street, and Bussing Avenue;

b) East 230th Street, a line 150 feet southeasterly of White Plains Road, East 226th Street, and a line midway between Lowerre Place and White Plains Road; and

c) East 224th Street, a line 150 feet southeasterly of White Plains Road, East 222nd Street, and a line 100 feet northwesterly of White Plains Road; and

5. eliminating from within an existing R6 District a C2-2 District bounded by:

a) East 224th Street, a line 100 feet northwesterly of White Plains Road, East 222nd Street, a line 150 feet southeasterly of White Plains Road, East 220th Street, and a line 150 feet northwesterly of White Plains Road; and

b) East 218th Street and its northwesterly centerline prolongation, a line 150 feet southeasterly of White Plains Road, a line midway between East 212th Street and East 211th Street, White Plains Road, East Gun Hill Road, Willett Avenue, a line 400 feet southwesterly of East 213th Street, a line 100 feet southeasterly of Willett Avenue, East 213th Street, a line 100 feet northwesterly of White Plains Road, and a line midway between White Plains Road and Willett Avenue;

6. changing from an R5 District to an R4 District property bounded by:

a) a line midway between East 233rd Street and East 232nd Street, a line 100 feet northwesterly of Bronxwood Avenue, a line midway between East 229th Street and East 228th Street, a line 400 feet southeasterly of Barnes Avenue, East 227th Street, Barnes Avenue, a line midway between East 227th Street and East 226th Street, a line 400 feet northwesterly of Barnes Avenue, East 227th Street, a line 500 feet northwesterly of Barnes Avenue, a line midway between East 228th Street and East 227th Street, a line 400 feet northwesterly of Barnes Avenue, a line midway between East 229th Street and East 228th Street, a line 500 feet northwesterly of Barnes Avenue, East 229th Street, a line 200 feet southeasterly of Barnes Avenue, a line midway between East 230th Street and East 229th Street, a line 500 feet southeasterly of Barnes Avenue, East 230th Street, a line 150 feet southeasterly of White Plains Road, East 231st Street, Barnes Avenue, and Bussing Avenue; and excluding property bounded by East 231st Street, a line 250 feet southeasterly of Barnes Avenue, a line midway between East 230th Street and East 231st Street, and Barnes Avenue;

b) a line midway between East 226th Street and East 227th Street, a line 150 feet northwesterly of Bronxwood Avenue, East 224th Street, Bronxwood Avenue, East 223rd Street, a line 500 feet northwesterly of Bronxwood Avenue, East 224th Street, a line 100 feet northwesterly of Barnes Avenue, a line midway between East 223rd Street and East 224th Street, a line 150 feet southeasterly of White Plains Road, a line midway between East 224th Street and East 225th Street, a line 500 feet northwesterly of Bronxwood Avenue, East 225th Street, a line 200 feet southeasterly of Barnes Avenue, a line midway between East 226th Street and East 225th Street, Barnes Avenue, East 225th Street, a line 100 feet northwesterly of Barnes Avenue, East 226th Street, and a line 400 feet southeasterly of Barnes Avenue;

c) East 227th Street, a line 100 feet northwesterly of Laconia Avenue, East 224th Street; and a line 150 feet northwesterly of Laconia Avenue;

d) a line midway between East 225th Street and East 224th Street, a line 340 feet northwesterly of Needham Avenue, East 224th Street, a line 225 feet northwesterly of Needham Avenue, a line midway between East 224th Street and East 223rd Street, a line 100 feet northwesterly of Needham Avenue, East 223rd Street, a line 100 feet northwesterly of Boston Road, a line midway between East 223rd Street and East 222nd Street, Needham Avenue, East 222nd Street, Eastchester Road, a line midway between East 224th Street and East 223rd Street, and a line 675 feet northwesterly of Schieffelin Place; and

e) a line 100 feet southeasterly of Boston Road, a line midway between Gunther Avenue and Tiemann Avenue, a line 70 feet northwesterly of Tillotson Avenue, Gunther Avenue, Tillotson Avenue, a line midway between Wickham Avenue and Gunther Avenue, Givan Avenue, Eastchester Road, a line 100 feet northwesterly of Burke Avenue, a line midway between Corsa Avenue and Fenton Avenue, Givan Avenue, Fenton Avenue, a line 440 feet northwesterly of Givan Avenue, Eastchester Road, a line 70 feet southeasterly of Tillotson Avenue, Mickle Avenue, Tillotson Avenue, and Kingsland Avenue;

7. changing from an R4 District to an R4A District property bounded by:

a) a line 100 feet southeasterly of Boston Road, Edson Avenue, the northwesterly boundary line of the MTA New York City Transit right-of-way, the northeasterly prolongation of a line 85 feet northwesterly of Tillotson Avenue, Grace Avenue, a line 210 feet northwesterly of Tillotson Avenue, a line midway between Grace Avenue and Ely Avenue and its southeasterly prolongation, the northwesterly boundary line of the MTA New York City Transit right-of-way, East 222nd Street, a line midway between Ely Avenue and Bruner Avenue, the southwesterly prolongation of a line 170 feet northwesterly of Tillotson Avenue, Ely Avenue, a line 350 feet southeasterly of Boston Road, and a line midway between Grace Avenue and Ely Avenue;

b) the southeasterly boundary line of the MTA New York City Transit right-of-way, De Reimer Avenue and its northwesterly centerline prolongation, Tillotson Avenue, a line 100 feet southwesterly of Boller Avenue, a line 250 feet northwesterly of Tillotson Avenue, Boller Avenue, a line 400 feet northwesterly of Tillotson Avenue, a line midway between Boller Avenue and Hunter Avenue, a line perpendicular to the northeasterly street line of Boller Avenue distant 160 feet southeasterly (as measured along the street line) from the point of intersection of the southeasterly street line of Tillotson Avenue and the northeasterly street line of Boller Avenue, Boller Avenue, a line perpendicular to the southwesterly street line of Boller Avenue distant 180 feet southeasterly (as measured along the street line) from the point of intersection of the southeasterly street line of Tillotson Avenue and the southwesterly street line of Boller Avenue, Palmer Avenue, a line 250 feet southeasterly of Tillotson Avenue, a line midway between Palmer Avenue and De Reimer Avenue, a line 325 feet southeasterly of Tillotson Avenue, De Reimer Avenue, a line 150 feet southeasterly of, Tillotson Avenue, a line midway between De Reimer Avenue and Baychester Avenue, a line 100 feet southeasterly of Tillotson Avenue, Baychester Avenue, Tillotson Avenue, and a line midway between De Reimer Avenue and Baychester Avenue and its northwesterly prolongation;

8. changing from an R5 District to an R4A District property bounded by Burke Avenue, Edson Avenue, Hammersley Avenue, and Grace Avenue;

9. changing from an R4 District to an R5 District property bounded by East 228th Street, a line 100 feet northwesterly of Bronxwood Avenue, a line midway between East 226th Street and East 227th Street; and a line 150 feet northwesterly of Bronxwood Avenue;

10. changing from an R6 District to an R5 District property bounded by East 222nd Street, a line 100 feet northwesterly of Bronxwood Avenue, East 213th Street, Barnes Avenue, East 215th Street, a line 125 feet southeasterly of Holland Avenue, a line midway between East 215th Street and East 214th Street, Holland Avenue, East 215th Street, a line 350 feet southeasterly of White Plains Road, East 217th Street, a line 230 feet southeasterly of White Plains Road, a line midway between East 218th Street and East 217th Street, and a line 100 feet southeasterly of White Plains Road;

11. changing from a C8-1 District to an R5 District property bounded by a line

100 feet southwesterly of East Gun Hill Road, a line midway between Lurting Avenue and Laconia Avenue, a line 100 feet northwesterly of Boston Road, a line 100 feet northerly of Burke Avenue, and Lurting Avenue;

12. changing from an R5 District to an R5A District property bounded by East 226th Street, a line 100 feet northwesterly of White Plains Road, East 225th Street; and a line 150 feet northwesterly of White Plains Road;

13. changing from a R6 District to an R5A District property bounded by:

a) a line midway between East 232nd Street and East 231st Street, a line 180 feet northwesterly of White Plains Road, a line midway between East 231st Street and East 230th Street, a line 150 feet northwesterly of White Plains Road, East 230th Street, Lowerre Place, East 229th Street, a line 100 feet northwesterly of White Plains Road, East 226th Street, a line 150 feet northwesterly of White Plains Road, East 225th Street, Carpenter Avenue, East 227th Street, a line 100 feet southeasterly of Carpenter Avenue, East 228th Street, a line 200 feet southeasterly of Carpenter Avenue, a line midway between East 229th Street and East 228th Street, a line 100 feet southeasterly of Carpenter Avenue, East 229th Street, a line 280 feet southeasterly of Carpenter Avenue, a line midway between East 230th Street and East 229th Street, a line 100 feet southeasterly of Carpenter Avenue, East 230th Street, a line 180 feet southeasterly of Carpenter Avenue, a line midway between East 230th Street and East 231st Street, a line 350 feet southeasterly of Carpenter Avenue, East 231st Street, and a line 300 feet southeasterly of Carpenter Avenue; and

b) East 222nd Street, a line 180 feet northwesterly of White Plains Road, a line midway between East 222nd Street and East 221st Street, a line 130 feet northwesterly of White Plains Road, East 221st Street, a line 100 feet northwesterly of White Plains Road, a line midway between East 220th Street and East 219th Street, and a line 100 feet southeasterly of Carpenter Avenue;

14. changing from an R7-1 District to an R5A District property bounded by East 228th Street, Carpenter Avenue, East 226th Street, Bronx Boulevard, a line 280 feet northeasterly of East 226th Street, and a line midway between Bronx Boulevard and Carpenter Avenue;

15. changing from an R4 District to an R5D District property bounded by:

a) a line midway between East 234th Street and East 233rd Street, Bronxwood Avenue, East 233rd Street, and Barnes Avenue;

b) East 233rd Street, Paulding Avenue, a line midway between East 233rd Street and East 232nd Street, a line 100 feet southeasterly of Bronxwood Avenue, a line 130 feet northeasterly of East Gun Hill Road, Bronxwood Avenue, East 224th Street, a line 100 feet northwesterly of Bronxwood Avenue, East 228th Street, and Bronxwood Avenue;

c) East 233rd Street, Laconia Avenue, East 227th Street, and a line 100 feet northwesterly of Laconia Avenue; and

d) East 224th Street, Laconia Avenue, a line 130 feet northeasterly of East Gun Hill Road, and a line 100 feet northwesterly of Laconia Avenue;

16. changing from an R5 District to an R5D District property bounded by:

a) East 233rd Street, Bronxwood Avenue, East 228th Street, a line 100 feet northwesterly of Bronxwood Avenue, a line midway between East 233rd Street and East 232nd Street, and Barnes Avenue;

b) East 223rd Street, Bronxwood Avenue, East 222nd Street, and a line 100 feet northwesterly of Bronxwood Avenue;

c) East 233rd Street, a line 100 feet southeasterly of Laconia Avenue, East 231st Street, Grenada Place, and Laconia Avenue; and

d) East 227th Street, Laconia Avenue, East 225th Street, a line 100 feet southeasterly of Laconia Avenue, East 224th Street, a line 675 feet northwesterly of Schieffelin Avenue, a line midway between East 224th Street and East 223rd Street, Eastchester Road, a line perpendicular to the southwesterly street line of Eastchester Road distant 200 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Eastchester Road and the southeasterly street line of Laconia Avenue, a line 100 feet southeasterly of Laconia Avenue, a line 130 feet northeasterly of East Gun Hill Road, Laconia Avenue, East 224th Street, and a line 100 feet northwesterly of Laconia Avenue;

17. changing from an R6 District to an R5D District property bounded by East 222nd Street, Bronxwood Avenue, East 213th Street, and a line 100 feet northwesterly of Bronxwood Avenue;

18. changing from an R5 District to an R6 District property bounded by East 233rd Street, a line 100 feet southeasterly of White Plains Road, East 231st Street, a line 150 feet southeasterly of White Plains Road, East 229th Street, a line 100 feet southeasterly of White Plains Road, East 225th Street, a line 150 feet southeasterly

of White Plains Road, East 223rd Street, a line 100 feet southeasterly of White Plains Road, East 222nd Street, a line 100 feet northwesterly of White Plains Road, East 230th Street, and a line 150 feet northwesterly of White Plains Road;

19. changing from an R4 District to an R6A District property bounded by a line 130 feet northeasterly of East Gun Hill Road, Laconia Avenue, East Gun Hill Road, and Bronxwood Avenue;

20. changing from an R5 District to an R6A District property bounded by:

a) a line midway between East 233rd Street and East 234th Street, Barnes Avenue, East 232nd Street, a line 140 feet northwesterly of Barnes Avenue, a line midway between East 233rd Street and East 232nd Street, a line 100 feet southeasterly of White Plains Road, East 233rd Street, and a line 150 feet southeasterly of White Plains Road; and excluding property bounded by a line 100 feet northeasterly of East 233rd Street, a line 70 feet southeasterly of Byron Avenue, East 233rd Street, and Byron Avenue;

b) East 225th Street, a line 100 feet northwesterly of White Plains Road, East 224th Street, and a line 150 feet northwesterly of White Plains Road;

c) East Gun Hill Road, Lurting Avenue, a line 100 feet southwesterly of East Gun Hill Road, and Bronxwood Avenue; and

d) a line 130 feet northeasterly of East Gun Hill Road, a line 100 feet northwesterly of Boston Road, East Gun Hill Road, and Laconia Avenue;

21. changing from an R6 District to an R6A District property bounded by:

a) East 233rd Street, a line 150 feet northwesterly of White Plains Road, a line midway between East 232nd Street and East 231st Street, a line 300 feet southeasterly of Carpenter Avenue, East 231st Street, a line 350 feet southeasterly of Carpenter Avenue, a line midway between East 231st Street and East 230th Street, a line 180 feet southeasterly of Carpenter Avenue, East 230th Street, a line 100 feet southeasterly of Carpenter Avenue, a line midway between East 230th Street and East 229th Street, a line 280 feet southeasterly of Carpenter Avenue, East 229th Street, a line 100 feet southeasterly of Carpenter Avenue, a line midway between East 229th Street and East 228th Street, a line 200 feet southeasterly of Carpenter Avenue, East 228th Street, a line 100 feet southeasterly of Carpenter Avenue, East 227th Street, and Carpenter Avenue;

b) East 225th Street, a line 150 feet northwesterly of White Plains Road, East 224th Street, a line 100 feet northwesterly of White Plains Road, East 222nd Street, a line 100 feet southeasterly of Carpenter Avenue and its southwesterly prolongation, a line 125 feet southwesterly of East 219th Street, a line midway between Olinville Avenue and Bronx Boulevard, a line 100 feet southwesterly of East 213th Street, Olinville Avenue, a line 100 feet northeasterly of East 213th Street, a line midway between Olinville Avenue and Willet Avenue, a line 350 feet southwesterly of East 213th Street, Willet Avenue, East 213th Street, a line 100 feet southeasterly of Willet Avenue, a line 100 feet northwesterly of White Plains Road, a line 400 feet southwesterly of East 213th Street, Willet Avenue, East Gun Hill Road, Olinville Avenue, East 211th Street, Bronx Boulevard, and Carpenter Avenue; and

c) East 215th Street, Barnes Avenue, East 213th Street, Bronxwood Avenue, East Gun Hill Road, Holland Avenue, a line 100 feet southwesterly of East 213th Street, Carlisle Place, East 213th Street, a line 100 feet southeasterly of Holland Avenue, East 214th Street, a line 275 feet southeasterly of Holland Avenue, a line midway between East 215th Street and East 214th Street, and a line 125 feet southeasterly of Holland Avenue;

22. changing from an C8-1 District to an R6A District property bounded by East Gun Hill Road, Yates Avenue, a line 100 feet southwesterly of East Gun Hill Road, and Lurting Avenue;

23. changing from an R6 District to an R7A District property bounded by East 218th Street and its northwesterly centerline prolongation, a line 100 feet southeasterly of White Plains Road, a line midway between East 218th Street and East 217th Street, a line 230 feet southeasterly of White Plains Road, East 217th Street, a line 350 feet southeasterly of White Plains Road, East 215th Street, Holland Avenue, a line midway between East 215th Street and East 214th Street, a line 275 feet southeasterly of Holland Avenue, East 214th Street, a line 100 feet southeasterly of Holland Avenue, East 213th Street, Carlisle Place, a line 100 feet southwesterly of East 213th Street, Holland Avenue, East Gun Hill Road, Willett Avenue, a line 400 feet southwesterly of East 213th Street, a line 100 feet northwesterly of White Plains Road, a line 100 feet southeasterly of Willett Avenue, East 213th Street, a line 100 feet northwesterly of White Plains Road, and a line 150 feet northwesterly of White Plains Road and its southwesterly prolongation (at East 217th Street);

24. establishing within an existing R4 District a C1-4 District bounded by a line 100 feet northeasterly of East 233rd Street, Digney Avenue, East 233rd Street and Bronxwood Avenue;

25. establishing within a proposed R5D District a C1-4 District bounded by:

- a) a line midway between East 234th Street and East 233rd Street, Bussing Avenue, East 233rd Street, and Barnes Avenue;
- b) East 233rd Street, Paulding Avenue, a line midway between East 233rd Street and East 232nd Street, and Bronxwood Avenue;
- c) East 228th Street, Bronxwood Avenue, East 226th Street, a line 100 feet southeasterly of Bronxwood Avenue, a line 100 feet southwesterly of East 224th Street, Bronxwood Avenue, East 224th Street, and a line 100 feet northwesterly of Bronxwood Avenue;
- d) East 231st Street, Laconia Avenue, East 230th Street, and a line 100 feet northwesterly of Laconia Avenue; and
- e) East 228th Street, Laconia Avenue, East 225th Street, a line 100 feet southeasterly of Laconia Avenue, East 224th Street, and a line 100 feet northwesterly of Laconia Avenue;

26. establishing within existing and proposed R6 Districts a C1-4 District bounded by:

- a) East 233rd Street, a line 100 feet southeasterly of White Plains Road, East 231st Street, a line 150 feet southeasterly of White Plains Road, East 230th Street, and a line 100 feet northwesterly of White Plains Road;
- b) East 226th Street, a line 100 feet southeasterly of White Plains Road, East 225th Street, a line 150 feet southeasterly of White Plains Road, East 224th Street, and a line 100 feet northwesterly of White Plains Road; and
- c) East 220th Street, a line 100 feet southeasterly of White Plains Road, East 218th Street and its northwesterly centerline prolongation, a line 150 feet northwesterly of White Plains Road, East 219th Street, and a line 100 feet northwesterly of White Plains Road;

27. establishing within a proposed R6A District a C1-4 District bounded by Tilden Street, Barnes Avenue, a line 100 feet northeasterly of East Gun Hill Road, Bronxwood Avenue, a line 130 feet northeasterly of East Gun Hill Road, a line 100 feet northwesterly of Boston Road, East Gun Hill Road, Yates Avenue, a line 100 feet southwesterly of East Gun Hill Road, Bronxwood Avenue, and East Gun Hill Road;

28. establishing within a proposed R7A District a C1-4 District bounded by a line midway between East 212th Street and East 211th Street, a line 100 feet southeasterly of White Plains Road, East Gun Hill Road, and White Plains Road;

29. establishing within a proposed R5D District a C2-4 District bounded by East 233rd Street, Bronxwood Avenue, a line midway between East 233rd Street and East 232nd Street, and Bussing Avenue;

30. establishing within existing and proposed R6 Districts a C2-4 District bounded by:

- a) East 230th Street, a line 150 feet southeasterly of White Plains Road, East 229th Street, a line 100 feet southeasterly of White Plains Road, East 226th Street, and a line 100 feet northwesterly of White Plains Road; and
- b) East 224th Street, a line 150 feet southeasterly of White Plains Road, East 223rd Street, a line 100 feet southeasterly of White Plains Road, East 220th Street, and a line 100 feet northwesterly of White Plains Road;

31. establishing within a proposed R6A District a C2-4 District bounded by a line midway between East 233rd Street and East 234th Street, Byron Avenue, East 233rd Street, a line 70 feet southeasterly of Byron Avenue, a line midway between East 233rd Street and East 234th Street, Barnes Avenue, a line midway between East 233rd Street and East 232nd Street, a line 100 feet southeasterly of White Plains Road, East 233rd Street; and a line 150 feet southeasterly of White Plains Road; and

32. establishing within a proposed R7A District a C2-4 District bounded by 218th Street and its northwesterly centerline prolongation, a line 100 feet southeasterly of White Plains Road, a line midway between East 212th Street and East 211th Street, White Plains Road, East Gun Hill Road, Willet Avenue, a line 400 feet southwesterly of East 213th Street, a line 100 feet northwesterly of White Plains Road, a line 100 feet southeasterly of Willet Avenue, East 213th Street, a line 100 feet northwesterly of White Plains Road, and a line 150 feet northwesterly of White Plains Road and its southwesterly prolongation (at East 217th Street);

as shown in a diagram (for illustrative purposes only) dated June 20, 2011, and subject to the conditions of CEQR Declaration E-279, Community District 12, Borough of the Bronx.

JOEL RIVERA, Acting Chairperson; DIANA REYNA, CHARLES BARRON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JESSICA S. LAPPIN, JAMES VACCA, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN III; Committee on Land Use, October 4, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Report for L.U. No. 493

Report of the Committee on Land Use in favor of approving Application no. C 110260 PQX submitted by the Administration of Children’s Services and the Department of Citywide Administrative Services pursuant to Section 197-c of the New York City Charter for acquisition of property located at 629 Courtlandt Avenue (Block 2411, Lot 41) for continued use as a child care center, Community District 1, Borough of the Bronx. 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.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on September 21, 2011 (Minutes, page 4348), respectfully

REPORTS:

SUBJECT

BRONX CB - 1

C 110260 PQX

City Planning Commission decision approving an application submitted by the Administration of Children’s Services and the Department of Citywide Administrative Services pursuant to Section 197-c of the New York City Charter for acquisition of property located at 629 Courtlandt Avenue (Block 2411, Lot 41) for continued use as a child care center.

INTENT

To approve the renewal of lease for the continued use of a child care center in the Bronx.

PUBLIC HEARING

DATE: October 3, 2011

Witnesses in Favor: One

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 3, 2011

The Subcommittee recommends that the Land Use Committee approve the decision of the City Planning Commission.

In Favor:	Against:	Abstain:
Lander	None	
None		
Arroyo		
Mendez		
Williams		
Halloran		

COMMITTEE ACTION

DATE: October 4, 2011

The Committee recommends that the Council approve the attached resolution.

In Favor:	Against:	Abstain:
Rivera	None	None
Reyna		
Barron		
Seabrook		
Vann		
Gonzalez		
Palma		
Arroyo		
Dickens		
Garodnick		
Lappin		
Vacca		
Weprin		
Williams		
Ignizio		
Halloran		

In connection herewith, Council Members Comrie and Lander offered the following resolution:

Res. No. 1080

Resolution approving the decision of the City Planning Commission on ULURP No. C 110260 PQX (L.U. No. 493), for the acquisition of property located at 629 Courtlandt Avenue (Block 2411, Lot 41), Borough of the Bronx, for continued use as a child care center.

By Council Members Comrie and Lander .

WHEREAS, the City Planning Commission filed with the Council on September 9, 2011 its decision dated September 7, 2011 (the "Decision") on the application submitted pursuant to Section 197-c of the New York City Charter by the Administration of Children's Services and the Department of Citywide Administrative Services, for the acquisition of property located at 629 Courtlandt Avenue (Block 2411, Lot 41) to facilitate the continued operation of a child care center, (the "Site"), (ULURP No. C 110260 PQX), Community District 1, Borough of the Bronx (the "Application");

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2011;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

RESOLVED:

Pursuant to Section 197-d of the City Charter and on the basis of the Application and Decision, the Council approves the Decision.

JOEL RIVERA, Acting Chairperson; DIANA REYNA, CHARLES BARRON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JESSICA S. LAPPIN, JAMES VACCA, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN III; Committee on Land Use, October 4, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

GENERAL ORDER CALENDAR

Report for Int. No. 624-A

Report of the Committee on Contracts in favor of approving and adopting, as amended, a Local Law to amend the New York city charter, in relation to the procedure governing agency service contracts.

The Committee on Contracts, to which the annexed proposed amended local law was referred on June 29, 2011 (Minutes, page 2686), and which was laid over by the Council on September 21, 2011 (Minutes, page 4138), respectfully

REPORTS:

Introduction

On September 21, 2011, the Committee on Contracts (the Committee), chaired by Council Member Darlene Mealy, will meet to vote on Proposed Int. No. 624-A, a bill to amend Local Law 35 of 1994. These amendments further the goals of Local Law 35 to increase transparency, enhance competition, and maximize cost efficiencies in the procurement of service contracts.

The Committee held a hearing on a prior version of the bill on June 27, 2011.

Background

Goal of Local Law 35

The New York City Council enacted Local Law 35 of 1994 (Local Law 35 or the law) in order to ensure that contracting agencies consider the costs and benefits to the City whenever proposing to enter into service contracts that would displace City employees.¹ Specifically, the law mandates that the City weigh cost efficiencies before outsourcing service contracts by performing a comparative analysis between the costs and benefits of providing the service in-house and outside before entering into any such contract.² By this process, the law is meant to ensure that agency outsourcing decisions are in the best fiscal interests of New Yorkers.

Mechanics of Local Law 35

Codified at Section 312(a) of Chapter 13 of the New York City Charter, the law applies to new or renewal contracts for technical, consultant, or personal services with a value of at least \$100,000 that would directly result in the displacement of a city employee.³ The law requires each agency to first determine whether such a proposed service contract would result in the displacement of a city employee.⁴ If the agency finds that the contract would yield no displacement, the agency certifies to that fact in bid solicitation documentation and no further inquiry is required.⁵ If, however, the agency determines that the proposed contract would result in displacement, the agency must then conduct a cost benefit analysis of performing the services in-house and provide that analysis to the Comptroller prior to soliciting any bids or proposals.⁶ Once the agency receives bids or proposals, the agency must submit its displacement determination, cost benefit analysis, and any supporting documentation to the Council and appropriate collective bargaining representatives of the prospective displaced employees.⁷ Prior to awarding the contract, the agency must conduct a comparative analysis of the costs and benefits of performing the services in-house versus contracting out, based on the vendor's best/final offer.⁸ Upon completing the comparative analysis, if the agency intends to award the contract to the vendor, it must submit that comparative analysis and any supporting documentation to the Comptroller, the Council, and collective bargaining representatives.⁹ The Council may hold a hearing on the proposed contract within 30 days of receiving the documents; no contract may be awarded until the expiration of that 30-day period.¹⁰

Prior Oversight Concerning Local Law 35

Since the law was enacted, the Council has conducted three oversight hearings regarding Local Law 35. On January 24, 2005, the Committee on Contracts broadly reviewed the law in an oversight hearing entitled "Does Local Law 35 of 1994 Work?" (the 2005 hearing).¹¹ On October 15, 2009, the Committee on Civil Service & Labor joined the Committee on Contracts to review a specific case where a city agency failed to reach the cost benefit analysis stage of Local Law 35's review process in a hearing entitled "Oversight of Charter Section 312(a) analysis by City

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¹ See Local Law 35 of 1994, §1.

² *Id.*

³ N.Y.C. Charter §312(a).

⁴ *Id.*

⁵ *Id.*

⁶ *Id.*

⁷ *Id.*

⁸ *Id.*

⁹ *Id.*

¹⁰ *Id.*

¹¹ See Briefing Paper, *Oversight: Does Local Law 35 of 1994 Work*, Jan. 24, 2005, Committee on Contracts.

agencies and why it did not work for the painters employed by the Department of Homeless Services” (the 2009 hearing).¹² On April 11, 2011, the Committees on Contracts and Civil Service & Labor again convened to probe the City’s application of Local Law 35 and explore ways that the law might be improved in a hearing entitled “Evaluating the Application and Efficacy of Local Law 35 of 1994” (the 2011 hearing).¹³

Proposed Int. 624-A addresses the facts, concerns, and criticisms raised during the 2005, 2009, and 2011 hearings. First, the City explained that it seldom reached the cost benefit analysis stage of Local Law 35’s procedure because, based on its interpretation of the law, in the overwhelming majority of cases, contracts fall outside of the universe of contracts defined in the law and/or failed to meet the law’s standard for displacement.¹⁴ Second, unions indicated that they have been excluded from the earliest phases of the solicitation process, which has hindered their ability to provide the City with competitive alternatives to bids and proposals from vendors.¹⁵ Finally, the City noted that it does not maintain records that would reflect the analysis, if any, supporting agencies’ (non-)displacement determinations.¹⁶ The proposed revisions to Local Law 35 address each of these issues.

Proposed Int. No. 624-A

Proposed Int. No. 624-A would amend subdivision a of section 312 of the New York City Charter (312(a)) in four ways.

(1) The legislation would add a new paragraph to 312(a) to require the City to publish annual contracting plans that would chart for the upcoming fiscal year the intended service contracts for each City agency, including those entities that receive funds from the city treasury but are exempt from the other procedural aspects of Local Law 35, such as the Department of Education, the Health and Hospitals Corporation, and the New York City Housing Authority, for the upcoming fiscal year. For any contract actions that are omitted from such plans, the bill would require the City to provide public notice of an agency’s intent to solicit bids for services sixty days before it issues requests for proposals, invitations for bids, or other solicitations. This would permit the public to review the slated contracting actions for City agencies. Additionally, City employees and private vendors would have an increased opportunity to prepare bids/proposals.

(2) The legislation would enlarge the universe of contracts covered by 312(a). First, the bill deletes the term “technical, consultant, or personal” and identifies the applicable services under the law as “standard or professional.” This is important because the City interprets personal services to include only those where the performance by a specific individual is the essence of what one is contracting for; such services would not include those hired on the basis of price alone.¹⁷ Accordingly, using the terms “standard and professional services” would capture a more comprehensive array of types of work solicited by the City, including those based on specialized field experience, such as consulting, information technology, and accounting, as well as more commoditized work, such as secretarial, janitorial, and food-related services.¹⁸ Second, the bill would expand the law’s procedural mandate to cover agencies seeking to extend existing contracts.

(3) The legislation would modify the ways in which agencies determine displacement under the law. First, the bill would remove the term “directly,” so that

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¹² See Briefing Paper, *Oversight of Charter Section 312(a) analysis by City agencies and why it did not work for the painters employed by the Department of Homeless Services*, Oct. 15, 2009, Committees on Contracts and Civil & Service and Labor.

¹³ See Briefing Paper, *Oversight: Evaluating the Application and Efficacy of Local Law 35 of 1994*, Apr. 11, 2011, Committees on Contracts and Civil & Service and Labor.

¹⁴ See, e.g., Transcript, *Oversight: Does Local Law 35 of 1994 Work*, Jan. 24, 2005, Committee on Contracts, at 20, 32-33; Transcript, *Oversight of Charter Section 312(a) analysis by City agencies and why it did not work for the painters employed by the Department of Homeless Services*, Oct. 15, 2009, Committees on Contracts and Civil & Service and Labor, at 15-19, 28; Transcript, *Oversight: Evaluating the Application and Efficacy of Local Law 35 of 1994*, Apr. 11, 2011, Committees on Contracts and Civil & Service and Labor, at 10-13, 20-22, 37, 45-49.

¹⁵ See, e.g., Transcript, *Oversight: Evaluating the Application and Efficacy of Local Law 35 of 1994*, Apr. 11, 2011, Committees on Contracts and Civil & Service and Labor, at 67-68, 70, 88, 103-104.

¹⁶ See, e.g., Transcript, *Oversight: Does Local Law 35 of 1994 Work*, Jan. 24, 2005, Committee on Contracts, at 16-17; Transcript, *Oversight of Charter Section 312(a) analysis by City agencies and why it did not work for the painters employed by the Department of Homeless Services*, Oct. 15, 2009, Committees on Contracts and Civil & Service and Labor, at 77; Transcript, *Oversight: Evaluating the Application and Efficacy of Local Law 35 of 1994*, Apr. 11, 2011, Committees on Contracts and Civil & Service and Labor, at 23, 50.

¹⁷ See Transcript, *Oversight of Charter Section 312(a) analysis by City agencies and why it did not work for the painters employed by the Department of Homeless Services*, Oct. 15, 2009, Committees on Contracts and Civil & Service and Labor, at 28.

¹⁸ The City defines professional and standardized services as follows:

Professional services are a class of services that require an individual to hold an advanced degree or have experience in a specialized field. Professional services are usually procured through a Request for Proposals, where emphasis is placed on the quality of the vendor’s approach as the service is likely to be highly individualized. Services of this type include: legal, management consulting, information technology, accounting, auditing, actuarial, advertising, health, architecture, pure construction management (without including construction) and environmental analysis.

Standardized services typically do not require the provider to have experience in a specialized field or hold an advanced degree. A standardized service is clearly defined and highly commoditized; procurements for these services are generally awarded based on the lowest price. Examples include: security, janitorial, secretarial, transportation, collection and food related services. Contracts for services such as plumbing, electrical and HVA for maintenance and repair not related to new construction also fall into this category.

Mayor’s Office of Contract Services, *Agency Procurement Indicators, Fiscal Year 2010*, at 78-79.

a contract need not “directly result in the displacement of any city employee” in order to trigger a cost benefit analysis. Second, the bill would add “attrition” to its examples of types of reductions in the number of funded positions that would constitute displacement. Taken together, these modifications would require the City to adjust its consideration of displacement under Local Law 35, beyond that which “occurs contemporaneously with the solicitation of a new contract or the renewal of a prior one” (emphasis added),¹⁹ to include a more circumspect review of the ultimate impact of City contracting decisions.

Further, the bill would create a presumption of displacement whenever any of the following events occurred in the three year period preceding the proposed contract:

- Any reduction in funded positions (attrition, layoffs, demotion, etc.) of employees who performed the kinds of services sought in the proposed contract
- Announced PEGs (Program to Eliminate the Gap) that could impact employees who perform the kinds of services sought in the proposed contract
- Any other statement of a specific anticipated employment action that could impact employees who perform the kinds of services sought in the proposed contract

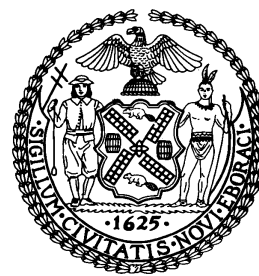
If any such event occurred, a contracting agency would be required to conduct a cost-benefit analysis, weighing the efficiencies of outsourcing the service versus performing the work in-house. The City’s poor record of performing cost-benefit analyses under the current law highlights the pitfalls of the existing framework, which relies solely on a subjective determination to trigger cost-efficiency procedures. This amendment establishes objective indicators to ensure that cost benefit analyses are conducted when it appears that a contract will result in or is the result of the displacement of City employees.

(4) Finally, the legislation would revise the certification procedure set forth in the law—the process by which agencies attest that a proposed service contract will not displace City employees—to require enhanced reporting of displacement determinations. The bill would require agencies to broadly construe the nature of the services sought, provide details regarding the bases upon which they determined that no displacement of employees performing such services would occur, and include specific information concerning the agency capacity to perform such services. This information would shed light on the City’s decisions to outsource services and would document that the City regularly weighs its capacity to perform work in-house.

Legislative Objectives

Proposed Int. No. 624-A is designed to clarify and better effectuate the intent of Local Law 35 of 1994. The annual contracting plan will provide City employees and private vendors with increased opportunities to prepare bids and proposals and the City will benefit from enhanced competition. The legislation in no way limits the City’s ability to contract out. It is not meant to stymie outsourcing. Rather, the bill intends to ensure that services contracts are in the best fiscal interests of the City. As the economy continues to wane, now more than ever, it is imperative that the City protect the public fisc by considering carefully its expenditure of tax dollars. Proposed Int. No. 624-A seeks to increase transparency and implement safeguards in the contracting process to make certain that the City’s limited resources are used efficiently.

(The following is the Fiscal Impact Statement for Int. No. 624-A:)



**THE COUNCIL OF THE CITY
OF NEW YORK
FINANCE DIVISION
PRESTON NIBLACK,
DIRECTOR
FISCAL IMPACT STATEMENT**

PROPOSED INTRO. NO: 624-A

COMMITTEE: Contracts

TITLE: A Local Law to amend the New York city charter, in relation to the procedure governing agency service contracts.

SPONSORS: By Council Members Mealy, James, Williams, Comrie, Jackson, Arroyo, Levin, Barron, Gennaro, Brewer and Dickens

for the Lower Ma_____

¹⁹ Transcript, *Oversight: Evaluating the Application and Efficacy of Local Law 35 of 1994*, Apr. 11, 2011, Committees on Contracts and Civil & Service and Labor, at 11.

SUMMARY OF LEGISLATION: Proposed Int. 624-A, would amend Local Law 35 of 1994 in order to further the goals of the law to increase transparency and maximize cost efficiencies in the procurement of service contracts. The New York City Council enacted Local Law 35 of 1994 in order to ensure that contracting agencies consider the costs and benefits to the City whenever proposing to enter into service contracts that would displace City employees. Specifically, the law mandates that the City weigh cost efficiencies before outsourcing service contracts by performing a comparative analysis between the costs and benefits of providing the service in-house and outside before entering into any such contract. By this process, the law is meant to ensure that agency outsourcing decisions are in the best fiscal interests of New Yorkers. Prop. Int 624-A replaces the term “technical, consultant, or personal” to instead identify the applicable services under the law as “standard or professional.” It would require the Mayor to provide public notice of the intent of City agencies, including those entities that receive funds from the city treasury but are exempt from the other procedural aspects of Local Law 35, such as the Department of Education, the Health and Hospitals Corporation, and the New York City Housing Authority, to solicit bids for standard or professional services in annual contracting plans or at least sixty days before they issue requests for proposals, invitations for bids, or other solicitations for service contracts.. The legislation would modify the ways in which agencies determine displacement under the law. The bill would require agencies to provide details regarding the bases upon which they determined that no displacement would occur, and require agencies to include specific information concerning the agency capacity to perform the solicited services.

EFFECTIVE DATE: This local law would take effect ninety days after its enactment into law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: N/A

FISCAL IMPACT STATEMENT:

	Effective FY12	FY Succeeding Effective FY13	Full Fiscal Impact FY12
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

IMPACT ON REVENUES: There would be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: It is estimated that there would be minimal to no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

ESTIMATE PREPARED BY: John Lisynskiy, Legislative Financial Analyst
 Scott Crowley, Deputy Director

HISTORY: Hearing held by the Committee on June 27, 2011 and the legislation was laid over by the Committee. Subsequent to this hearing Int 624 was amended and voted on by the Committee on September 21, 2011 as Proposed Int. 624-A. Proposed 624-A is slated to be voted by the Full Council on October 5, 2011.

DATE SUBMITTED TO COUNCIL: JUNE 27, 2011

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 624-A:)

Int. No. 624-A

By Council Members Mealy, James, Williams, Comrie, Jackson, Arroyo, Levin, Barron, Gennaro, Brewer, Dickens, Rose, Chin, Crowley, Lander, Mark-Viverito and Van Bramer.

A Local Law to amend the New York city charter, in relation to the procedure governing agency service contracts.

Be it enacted by the Council as follows:

Section 1. Subdivision a of section 312 of the New York city charter is amended to read as follows:

§ 312. Procurement; general rule and exceptions. a. Prior to entering into [or], renewing, or extending a contract valued at more than [one] two hundred thousand dollars to provide [technical, consultant, or personal] standard or professional services, including agency task orders pursuant to multi-agency task order contracts, but excluding emergency procurements, government-to-government purchases, and the procurement of legal services or consulting services in support of current or anticipated litigation, investigative or confidential services, an agency shall follow the procedure established herein and the mayor shall comply with the reporting requirements set forth in paragraph 8.

1. Prior to issuing an invitation for bids, request for proposals, or other solicitation, or renewing or extending an existing contract, the agency shall determine whether such contract is the result of or would [directly] result in the displacement of any city employee within the agency. For the purpose of this section, "displacement" shall mean a reduction in the number of funded positions, including but not limited to, that resulting from the attrition; layoff; demotion; bumping; involuntary transfer to a new class, title, or location; time-based reductions, or reductions in customary hours of work, wages, or benefits of any city employee.

a. There shall be a presumptive determination that a proposed contract is the result of or would result in displacement if any of the following events occurred in the three year period preceding the date the agency intends to issue an invitation for bids, request for proposal, or other solicitation, or renew or extend an existing contract:

(1) the displacement of a city employee within the agency who performs or has performed the services sought by the proposed contract and/or services of a substantially similar nature or purpose; or

(2) the announcement of spending reductions in connection with a budgetary program, including but not limited to a Program to Eliminate the Gap, that could result or has resulted in the displacement of a city employee within the agency who performs or has performed the services sought by the proposed contract and/or services of a substantially similar nature or purpose; or

(3) any other statement by an agency or the mayor of a specific anticipated employment action that could result or has resulted in the displacement of a city employee within the agency who performs or has performed the services sought by the proposed contract and/or services of a substantially similar nature or purpose.

b. If the agency determines that [such result] displacement would not occur, it shall include a certification to that effect, signed by the agency head, in any invitation for bids, request for proposals, or other solicitation, or with any contract renewal or extension. Such certification shall detail the basis upon which the agency determined that displacement would not occur, construing broadly the nature of the services sought and providing information including but not limited to: (i) whether any civil service title and/or job title within the agency currently performs the services solicited and/or services of a substantially similar nature or purpose, the names of such titles, and the extent to which agency employees within such titles currently perform such services; (ii) whether the solicited services expand, supplement, or replace existing services, and a detailed description comparing the solicited services with such existing services; (iii) whether there is capacity within the agency to perform the services solicited and, if there is no such capacity, a detailed description specifying the ways in which the agency lacks such capacity; (iv) for the term of the proposed contract, the projected headcount of employees within such titles or employees who perform such services and/or services of a substantially similar nature or purpose; and (v) confirmation that none of the events set forth in subparagraph a of this paragraph occurred within the agency in the three year period preceding the date such agency intends to issue an invitation for bids, request for proposal, or other solicitation, or renew or extend an existing contract.

c. If the agency determines that [such result] displacement would occur, the agency shall determine the costs incurred and the benefits derived in performing the service, consistent with the scope and specifications within the solicitation, renewal, or extension, with city employees, and shall submit such analysis, with all supporting documentation, prior to issuance of any solicitation or entry into any contract renewal or extension, to the comptroller.

2. Immediately upon receipt of bids, [and] proposals, and other solicitation responses, or prior to the renewal or extension of an existing contract, the agency shall submit such determination, analysis, and supporting documentation to the council and to the appropriate collective bargaining representatives representing employees who would be affected pursuant to paragraph 1 of subdivision a of this section.

3. Prior to award of a contract, a renewal, or an extension, the agency shall perform a comparative analysis of the costs expected to be incurred and the benefits expected to be derived from entering into, renewing, or extending a contract with the proposed vendor, based on such vendor's best and final offer, and such agency's analysis of the costs incurred and the benefits derived from providing the service with city employees. If the agency head intends to award, renew, or extend the contract, he or she shall submit the reasons therefor, together with such analysis, and all supporting documentation, to the comptroller, the council, and the appropriate collective bargaining representatives representing employees who would be affected pursuant to paragraph 1 of [paragraph]subdivision a of this section.

4. The council may, within thirty days after receipt of such reasons, analysis, and supporting documentation hold a hearing on this matter. No contract award, renewal, or extension shall be made prior to the expiration of this thirty-day period or a council hearing, whichever is sooner.

5. a. All cost and comparative analyses required under this section shall be conducted in accordance with standard methodology of the office of management and budget, and consistent with the rules of the procurement policy board, as both are modified herein, subject to further modification by local law. Such analyses shall include all reasonable costs associated with performing the service using city employees and all reasonable costs associated with performing the service under the proposed contract or contract renewal or extension.

b. Such analyses shall further include[,] the total number, qualifications, job descriptions, and titles of all personnel to be employed by the vendor under the proposed contract or contract renewal or extension, as well as the nature and cost of salaries and benefits to be provided to such personnel.

c. Such analyses shall further include, but not be limited to, the cost of employee supervision directly related to the provision of the service, vendor solicitation, contract preparation, contract administration, monitoring and evaluating the contractor, capitalization of equipment over the period such equipment shall be in use, supplies[;], the cost of providing the equivalent quantity and quality of service by city employees compared to the cost of providing such service by contract, based upon the best and final offer of the proposed vendor, and such other factors as will assist in arriving at full and accurate cost determinations and comparisons.

6. The reasons given to award, *renew*, or *extend* the contracts shall include all factors that have been considered in determining whether contracting for this service is in the best interest of the city, whether or not such reasons are contained within the cost or comparative analyses. Such factors shall include, but not be limited to, the potential for contractor default, the time required to perform the service, and the quality of the service to be delivered.

7. The mayor or his or her designee may prepare and implement a plan of assistance for displaced city employees, which may include, but need not be limited to, training to place such employees in comparable positions within the contracting agency or any other agency. The cost of such assistance plan may be included within the cost of contracting-out in the cost and comparative analyses.

8. a. For the purposes of this paragraph, "agency" means a city, county, borough or other office, position, administration, department, division, bureau, board, commission, authority, corporation, advisory committee or other agency of government, the expenses of which are paid in whole or in part from the city treasury, and shall include but not be limited to, the department of education, the health and hospitals corporation, and the New York city housing authority, but shall not include any court, or any local development corporation or other not for profit corporation or institution, including such a corporation or institution maintaining or operating a public library, museum, botanical garden, arboretum, tomb, memorial building, aquarium, zoological garden or similar facility.

b. The mayor shall, no later than July 31st of each year, produce and publish on the mayor's office of contract services website a plan and schedule for each agency detailing the anticipated contracting actions of each such agency for the upcoming fiscal year. The plan and schedule shall include: (i) information specific to each prospective invitation for bids, request for proposal, or other solicitation, including, but not limited to, the nature of services sought, the term of the proposed contract, the method of the solicitation the agency intends to utilize, the anticipated fiscal year quarter of the planned solicitation, the civil service and/or job titles within the agency who perform the services sought and/or services of a substantially similar nature or purpose, if any, and the headcount of employees within such titles who perform such services; and (ii) information specific to each proposed contract renewal or extension, including, but not limited to, any modifications sought to the nature of the services performed under the contract, the term of the proposed renewed or extended contract, the reason(s) the agency intends to renew or extend such contract, the month and year of the expiration of the existing contract, the civil service and/or job titles within the agency who perform the services sought and/or services of a substantially similar nature or purpose, if any, and the headcount of employees within such titles who perform such services.

c. If an agency intends to issue an invitation for bids, request for proposal, or other solicitation, or renew or extend an existing contract, but the mayor fails to include such prospective invitation, request, solicitation, renewal or extension in the plan and schedule, the mayor shall provide public notice sixty days before such agency issues such invitation, request, or solicitation, or enters into such renewal or extension. Such notice, which shall be posted on the mayor's office of contract services website and in the city record, shall include: (i) information specific to the prospective invitation for bids, request for proposal, or other solicitation, including, but not limited to, the nature of services sought, the term of the proposed contract, the method of the solicitation the agency intends to utilize, the civil service and/or job titles within the agency who perform the services sought and/or services of a substantially similar nature or purpose, if any, and the headcount of employees within such titles who perform such services; or (ii) information specific to the proposed contract renewal or extension, including, but not limited to, any modifications sought to the nature of the services performed under the contract, the term of the proposed renewed or extended contract, the reason(s) the agency intends to renew or extend such contract, the civil service and/or job titles within the agency who perform the services sought and/or services of a substantially similar nature or purpose, if any, and the headcount of employees within such titles who perform such services.

[8. For the purpose of this section, "displacement" shall mean any employment action that results in a reduction in the number of funded positions, including but not limited to, those resulting from the layoff; demotion; bumping; involuntary transfer to a new class, title, or location; time-based reductions, or reductions in customary hours of work, wages, or benefits of any city employee.]

§2. Effect of invalidity; severability. If any section, subdivision, paragraph, sentence, clause, phrase or other portion of this local law is, for any reason, declared

unconstitutional or invalid, in whole or in part, by any court of competent jurisdiction, such portion shall be deemed severable, and such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this local law, which remaining portions shall continue in full force and effect.

§3. This local law shall take effect ninety days after its enactment into law.

DARLENE MEALY, Chairperson; MICHAEL C. NELSON, ROBERT JACKSON, MELISSA MARK-VIVERITO; Committee on Contracts, September 21, 2011.

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

GENERAL ORDER CALENDAR

Resolution approving various persons Commissioners of Deeds

By the Presiding Officer –

Resolved, that the following named persons be and hereby are appointed Commissioners of Deeds for a term of two years:

Approved New Applicant's Report

<u>Name</u>	<u>Address</u>	<u>District #</u>
Kisha Murdaugh	1965 Lafayette Bronx, N.Y. 10473	18
Carmit Korkos	85-54 211 th Street Queens, N.Y. 11427	23
Ivan Cherry	87-40165 th Street Jamaica, N.Y. 11432	24
Christian Jernigan	99-32 62 nd Avenue Queens, N.Y. 11374	24
Rita Smith	124 Bay 22 nd Street Brooklyn, N.Y. 11214	43
Tiffany J. Gordon	3301 Farragut Road Brooklyn, N.Y. 11210	45
Olga Kourkine	2900 Ocean Avenue #6M Brooklyn, N.Y. 11235	48
Karol Lee	1765 80 th Street Brooklyn, N.Y. 11214	50

Approved New Applicants and Reapplicants

<u>Name</u>	<u>Address</u>	<u>District #</u>
Gabriel Colon	140 Columbia Street #11E New York, N.Y. 10002	2
Remona Dickenson	335 East 111 th Street #5M New York, N.Y. 10029	8
Melanie J. Wright	875 Amsterdam Avenue #8F New York, N.Y. 10025	8
Karyl J. Miller	2400 Hunter Avenue #10C Bronx, N.Y. 10475	12
Renata Owens	2802 Philip Avenue Bronx, N.Y. 10465	13
Anna M. Roberts	347 East 173 rd Street #2B Bronx, N.Y. 10457	14
Ronald Wilcox	1971 Webster Avenue #3H Bronx, N.Y. 10457	15
Andre Horton	887 Bryant Avenue #3D Bronx, N.Y. 10474	17
Jacqueline Leon	955 Walton Avenue #6D Bronx, N.Y. 10452	17
Linda Brown	2147 Starling Avenue #431 Bronx, N.Y. 10462	18
Nelly DelValle	2123 Gleason Avenue Bronx, N.Y. 10462	18
Birmaniam V. Pineiro	Garica- 2145 Starling Avenue #529	18

Jacqueline Pollitt	Bronx, N.Y. 10462 2010 Bruckner Blvd #10L Bronx, N.Y. 10473	8
Roger A. Davila	104-41 Roosevelt Avenue #1R Corona, N.Y. 11368	21
Natella Aminov	150-24 78 th Road Flushing, N.Y. 11367	24
Aviad Rave	85-35 Midland Parkway Jamaica, N.Y. 11432	24
Stacy D. Thompson	155-20 Jewel Avenue Queens, N.Y. 11367	24
Albert Willingham	142-35 84 th Drive #5G Briarwood, N.Y. 11435	24
Thelma Lynch	109-49 167 th Street J Jamaica, N.Y. 11433	27
Michael J. Alexander	227-09 143 rd Road Queens, N.Y. 11413	31
Eric P. Payne	215 Hoyt Street #2D Brooklyn, N.Y. 11217	33
John J. Curcio	124 Beadel Street Brooklyn, N.Y. 11222	34
Evelyn Monserrat	100 Himrod Street Brooklyn, N.Y. 11221	34
Zalmon Liberow	665 Crown Street Brooklyn, N.Y. 11213	35
Juan F. Nolasco	307 Grove Street #1R Brooklyn, N.Y. 11237	37
Valerie Hill	15 Bush Street #5D Brooklyn, N.Y. 11231	38
Noemi Martin	70A 15 th Street #2 Brooklyn, N.Y. 11215	38
Neil P. Johnson	141 Dahill Road Brooklyn, N.Y. 11218	39
Hector P. Molina	306 10 th Street #1 Brooklyn, N.Y. 11215	39
Jeffrey Schouten	421 East 23 rd Street Brooklyn, N.Y. 11226	40
Narcissus Thomas	590 Flatbush Avenue #14L Brooklyn, N.Y. 11225	40
Renee E. Sealy	1026 Herkimer Street Brooklyn, N.Y. 11233	41
Monica D. Haile	1240 Sutter Avenue #1E Brooklyn, N.Y. 11208	42
Grace Incognoli	1345 70 th Street #2 Brooklyn, N.Y. 11228	43
Paula Lubin	712 East 27 th Street #5H Brooklyn, N.Y. 11210	45
Myrtha Clerjeune	1256 Remsen Avenue Brooklyn, N.Y. 11236	46
Jose L. Rivera	1826 East 37 th Street Brooklyn, N.Y. 11234	46
Melvin H. Jackson	100 Stuyvesant Place Staten Island, N.Y. 10301	49
Joseph Nolasco	85 Decker Avenue Staten Island, N.Y. 10302	49
Justin Greene	20 Cliff Street #7A Staten Island, N.Y. 10305	50
Thomas Mazzella	559 Britton Avenue Staten Island, N.Y. 10304	50

On motion of the Speaker (Council Member Quinn), and adopted, the foregoing matter was coupled as a General Order for the day (see ROLL CALL ON GENERAL ORDERS FOR THE DAY).

Editor's Note: The following are the list of names from the Resolution approving various persons Commissioners of Deeds adopted at the Stated Meeting of September 21, 2011, Minutes, p. 4303:

Approved New Applicant's Report

<u>Name</u>	<u>Address</u>	<u>District #</u>
Stanislav A. Sazonov	89 Murray Street #5B New York, N.Y. 10007	1
Monica Andon	3080 Park Avenue #7F Bronx, N.Y. 10451	17
Mikal Anthony Rashid	107-31 107 th Street Queens, N.Y. 11417	32
Sonny Mukhopadhyay	210 Kingsland Avenue Brooklyn, N.Y. 11222	33
Volha Kashpur	1858 Bay Ridge Parkway #2 Brooklyn, N.Y. 11204	43
Frank John Musella	237 Bay 43 rd Street Brooklyn, N.Y. 11214	47
Sayyorakhon Khatamova	2000 Ocean Avenue #3B Brooklyn, N.Y. 11230	48
Lisamarie Ng	2436 East 23 rd Street Brooklyn, N.Y. 11235	48
<i>Approved New Applicants and Reapplicants</i>		
Peter C. Deluca	199 Bleecker Street New York, N.Y. 10012	3
Madelyn I. Solivan	747 10 th Avenue #18F New York, N.Y. 10019	3
Harriette C. Reynolds	401 East 34 th Street #N24E New York, N.Y. 10016	4
Barbara Chipman	311 East 50 th Street New York, N.Y. 10022	5
Diane Kay Krouse	301 East 78 th Street New York, N.Y. 10021	5
Alan Robert Bell	322 Central Park West #2B New York, N.Y. 10025	6
Irene-Joyce Berzak-Schoen	670 West End Avenue New York, N.Y. 10025	6
Rodney L. Carroll	458 West 150 th Street New York, N.Y. 10031	7
Margarita Maria Lantigua	105 Pinehurst Avenue #37 New York, N.Y. 10033	7
Ana J. Lantigua	105 Pinehurst Avenue #37 New York, N.Y. 10033	7
Dulce Santana	609 West 151 st Street #28 New York, N.Y. 10031	7
James E. Taylor	385 Edgecombe Avenue #54 New York, N.Y. 10031	7
Sylvia Colon	324 East 108 th Street #13B New York, N.Y. 10029	8
Ronald Morris	2065 1 st Avenue #12D New York, N.Y. 10029	8
Evelyn Negron	528 East 139 th Street Bronx, N.Y. 10454	8
Malcolm I. Roberts	382 Central Park West #19G New York, N.Y. 10025	8
Rolando Rodriguez	180 Brook Avenue #12B Bronx, N.Y. 10454	8
Doris D. White	410 Central Park West #10C New York, N.Y. 10025	8
Sonya Y. Crute	159-48 Harlem River Drive #12H New York, N.Y. 10039	9
Geoffrey Eaton	8 West 118 th Street #20E New York, N.Y. 10026	9
Jean M. Hockaday	161 West 140 th Street #63 New York, N.Y. 10030	9
Mark D. Goret	474 West 238 th Street #2H Bronx, N.Y. 10463	11
Mark McCormack	5790 Mosholu Avenue Bronx, N.Y. 10471	11
Isabel Quintero	3530 Decatur Avenue #2D	11

Bolanle B. Adewole	Bronx, N.Y. 10467 1020 East 229 th Street	12	Valerie Ayes	Far Rockaway, N.Y. 11691 86-29 155 th Avenue #5M	32
Jaczaida Ayala	Bronx, N.Y. 10466 140 Casals Place #11B	12	Barbara Koehler	Queens, N.Y. 11414 187 Beach 121 st Street	32
Jhasmine J. Figueroa	Bronx, N.Y. 10475 3023 Fish Avenue	12	Diallie Rodriguez	Rockaway Park, N.Y. 11694 97-31 80 th Street	32
Delores Hull	Bronx, N.Y. 10467 712 East Gunhill Road #4H	12	Gloria J. Sheuermann	Queens, N.Y. 11416 161-36 99 th Street	32
Dagny J. McDaniel	Bronx, N.Y. 10469 3317 Tiemann Avenue	12	Marlene N. Seara	Howard Beach, N.Y. 11414 149-49 114 th Street	32
Mildred S. Soto-Perez	Bronx, N.Y. 10467 3040 Cruger Avenue	12	Douglas W. Elliott	Queens, N.Y. 11420 118 Pierrepont Street	33
Sursattie Ketwaroo	Bronx, N.Y. 10462 1432 Glover Street	13	Evelyn Falcon	Brooklyn, N.Y. 11201 122 St. Marks Place	33
Doris Maranon	Bronx, N.Y. 10461 3121 Middletown Road #12N	13	Wilfredo Garcia	Brooklyn, N.Y. 11217 274 South 2 nd Street #7	34
Ann M. Progler	Bronx, N.Y. 10467 665 Thwaites Place #4J	13	Abraham A. Brikman	Brooklyn, N.Y. 11211 658 Montgomery Street	35
Mildred DeLeon	Bronx, N.Y. 10452 1131 Ogden Avenue #8H	16	Leonard A. Jackson	Brooklyn, N.Y. 11225 122 Ashland Place #7E	35
Cheddie M. DeFreitas	Bronx, N.Y. 10452 1219 Woodycrest Avenue	16	Berlinda McLeod	Brooklyn, N.Y. 11201 433 Lafayette Avenue #7F	35
Dahlia A. Williams	Bronx, N.Y. 10451 790 Concourse Village West #16M	16	Jacquelyn Safi	Brooklyn, N.Y. 11238 55 North Elliot Place #12H	35
Paula O. Ferguson	Bronx, N.Y. 10455 700 Westchester Avenue #6B	17	Stephen H. Serota	Brooklyn, N.Y. 11205 217 Washington Avenue	35
Leslie G. Marcovitch	Bronx, N.Y. 10454 383 East 143 rd Street #4B	17	Madeleine Whittington	Brooklyn, N.Y. 11225 1197 Carroll Street	35
Leticia Rodriguez	Bronx, N.Y. 10474 1232 Spofford Avenue	17	William Lugo	Brooklyn, N.Y. 11237 407 Menahan Street	37
Jeanine Theresa Givens	Bronx, N.Y. 10473 1710 Seward Avenue #2A	18	Zulma Rivera	Brooklyn, N.Y. 11215 558 Seventh Street #4B	38
Hector Maldonado	Bronx, N.Y. 10460 1430 Thieriot Avenue #4F	18	Sandra Crawford	Brooklyn, N.Y. 11212 688 Rockaway Avenue #2B	41
Nizaly Marrero	Bronx, N.Y. 10462 2090 East Tremont Avenue #5H	18	Betty L. Ferguson	Brooklyn, N.Y. 11233 2204 Dean Stree41t	41
Renee Thomas	Bronx, N.Y. 10462 2121 Saint Raymond's Avenue #7E	18	Carolyn Nixon	Brooklyn, N.Y. 11203 903 Lenox Road #D10	41
Luis A. Tones	Bronx, N.Y. 10472 1315 Fteley Avenue	18	Lloyd Roberts	Brooklyn, N.Y. 11212 123 East 92 nd Street #B2	41
Bruce Gamill	Queens, N.Y. 11361 47-15 212 th Street	19	Sonia Mendez	Brooklyn, N.Y. 11208 793 Logan Street	42
Neil Robert Berzak R.A.	Queens, N.Y. 11365 195-04 56 th Avenue	20	Arlene Schreiber	Brooklyn, N.Y. 11223 1736 East 7 th Street	44
Sabrina D. Chow	Queens, N.Y. 11355 138-35 Elder Avenue #11E	20	Melissa Ashton	Brooklyn, N.Y. 11236 113 East 89 th Street	45
Eliana Domb	Hollis Hills, N.Y. 11427 218-06 Peck Avenue	23	Joseph J. Jacobs	Brooklyn, N.Y. 11230 845 East 9 th Street	45
Simone B. Eisenberg-Blaut	Queens, N.Y. 11040 77-60 269 th Stree t	23	Kimberly J. Jones	Brooklyn, N.Y. 11202 319 East 49 th Street	45
Sylvia Logiudice-Lyba	Queens, N.Y. 11377 47-57 59 th Street	26	Eleanor A. Washington	Brooklyn, N.Y. 11234 4423 Avenue K	45
Floristeane Anthony	Queens, N.Y. 11433 173-22 105 th Avenue	27	Lucy Campos	Brooklyn, N.Y. 11234 4105 Avenue P	46
Betty Gayle	Queens, N.Y. 11434 164-01 Foch Blvd #2A	27	Frank J. Ferrara	Brooklyn, N.Y. 11229 2920 Avenue R	46
Fern J. Howell	Queens, N.Y. 11434 116-18 166 th Street	27	Marie R. Lennon	Brooklyn, N.Y. 11235 2939 Avenue Y #4E	46
Sandy B. Cruz	Woodhaven, N.Y. 11421 83-77 Woodhaven Blvd	30	Gladys Schutzman	Brooklyn, N.Y. 11234 1199 East 53 rd Street #3D	46
Russell Wagner	Queens, N.Y. 11378 59-07 60 th Avenue	30	Betti Altieri	Brooklyn, N.Y. 11214 2430 85 th Street	47
Jean McKelvin	Rosedale, N.Y. 11422 121-27 236 th Street	31	Wayne Butler	Brooklyn, N.Y. 11224 3743 Nautilus Avenue	47
Trumilla Stone	Queens, N.Y. 11434 144-39 168 th Street	31	Rita Goodman	Brooklyn, N.Y. 11224 2823 West 12 th Street #6H	47
Barbara Walston	462 Beach 47 th Street	31	Susie Lawson	17 Avenue W #2G	47

Hyacinth R. Taylor	Brooklyn, N.Y. 11223 18 Avenue V #3E	47
Valeriy Verkhovskiy	Brooklyn, N.Y. 11223 2180 East 8 th Street #1R	47
Diana Avishalom	Brooklyn, N.Y. 11223 2528 East 19 th Street #2	48
Rosemarie Gagliardi	Brooklyn, N.Y. 11235 2530 East 23 rd Street	48
Ephraim Nierenberg	Brooklyn, N.Y. 11210 966 East 23 rd Street	48
Angela Buttafuoco	Staten Island, N.Y. 10301 193 Morrison Avenue	49
Judith A. Capolomgo	Staten Island, N.Y. 10301 25 Devon Place	49
Jerry J. Cocozello	Staten Island, N.Y. 10310 275 Pelton Avenue	49
Joan Baldwin	Staten Island, N.Y. 10305 301 Humbert Street	50
Bruce Gonsky	Brooklyn, N.Y. 10314 89 Elson Street	50
Howard Halbreich	Staten Island, N.Y. 10314 396 Hawthorne Avenue	50
Saralynn Halbreich	Staten Island, N.Y. 10314 396 Hawthorne Avenue	50
Lillian L. Lagazzo	Staten Island, N.Y. 10306 201 Greeley Avenue	50
Patricia Nappi	Staten Island, N.Y. 10306 351 Ross Avenue	50
Anatoly Petrikovsky	Staten Island, N.Y. 10306 1169 Father Capodanno Blvd	50
Jorge F. Canepa	Staten Island, N.Y. 10308 3642 Amboy Road	51
Lorraine Garguilo	Staten Island, N.Y. 10306 97 Thollen Street	51
Veronica C. Lewis	Staten Island, N.Y. 10306 30 Croft Court	51
Jenny Schwartzbaum	Staten Island, N.Y. 10307 300 Loretto Street	51
Carmen G. Siconolfi	Staten Island, N.Y. 10312 45 Raily Court	51

ROLL CALL ON GENERAL ORDERS FOR THE DAY
(Items Coupled on General Order Calendar)

- (1) **Int 624-A --** Procedure governing agency service contracts.
- (2) **Res 959-A --** Westchester Square BID.
- (3) **Res 1068 --** Organizations to receive funding in the Expense Budget (**Transparency Resolution, October 5, 2011**).
- (4) **L.U. 468 & Res 1071 --** App. **20115790 TCM**, 183 West 10th Street, Borough of Manhattan, Council District no.3.
- (5) **L.U. 484 & Res 1072 --** App. **20115826 TCM**, 19 East 26th Street, Borough of Manhattan, Council District no.3.
- (6) **L.U. 485 & Res 1073 --** App. **C 100310 ZMX**, amendment of the Zoning Map, Section No. 3d, Council District no. 15, 17.
- (7) **L.U. 486 & Res 1074 --** App. **N 100311 ZRX** establishment of Inclusionary Housing designated areas in community Districts 3 and 6 and the modification of Section 74-743 within the boundaries of Community District 3.
- (8) **L.U. 487 & Res 1075 --** App. **C 100312 ZSX**, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street, Borough of the Bronx, Community District 3.
- (9) **L.U. 488 & Res 1076 --** App. **C 100313 ZSX**, Zoning Resolution to allow the distribution of required or permitted accessory off-street parking

- (10) **L.U. 489 & Res 1077 --** spaces without regard for zoning lot lines. App. **C 110297 ZSX**, General Development bounded by Bone Avenue, East 173rd Street, West Farms Road, and a line approximately 331 feet southwesterly of East 172nd Street (Block 6491, Lots 207 292 and 8900), Borough of the Bronx, Community District 3 r.
- (11) **L.U. 490 & Res 1078 --** App. **C 110234 HAX**, 1525 West Farms Road and the disposition of this property, Borough of the Bronx, Council District, 15.
- (12) **L.U. 491 & Res 1079 --** App. **C 110384 ZMX**, amendment of the Zoning Map, Section Nos. 1d, 2a and 2b, Borough of the Bronx, Council District no. 12.
- (13) **L.U. 493 & Res 1080 --** App. **C 110260 PQX**, 629 Courtlandt Avenue (Block 2411, Lot 41) for continued use as a child care center, Community District 1, Borough of the Bronx.
- (14) **L.U. 494 & Res 1070 --** 243 Kingston Avenue, Block 1251, Lot 1, Brooklyn, Council District No. 36.
- (15) **Resolution approving various persons Commissioners of Deeds.**

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:

Affirmative – Arroyo, Barron, Brewer, Cabrera, Chin, Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Foster, Garodnick, Gennaro, Gentile, Gonzalez, Greenfield, Halloran, Ignizio, Jackson, James, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Palma, Recchia, Reyna, Rodriguez, Rose, Seabrook, Vacca, Vallone, Jr., Van Bramer, Vann, Weprin, Williams, Oddo, Rivera, and the Speaker (Council Member Quinn) – **46**.

The General Order vote recorded for this Stated Meeting was 46-0-0 as shown above with the exception of the votes for the following legislative items:

The following was the vote recorded for **LU No. 485 & Res No. 1073; LU No. 486 & Res No. 1074; LU No. 487 & Res No. 1075; LU No. 488 & Res No. 1076; LU No. 489 & Res No. 1077; LU No. 490 & Res No. 1078:**

Affirmative – Arroyo, Brewer, Cabrera, Chin, Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Garodnick, Gennaro, Gentile, Gonzalez, Greenfield, Halloran, Ignizio, Jackson, James, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Palma, Recchia, Reyna, Rodriguez, Rose, Seabrook, Vacca, Vallone, Jr., Van Bramer, Vann, Weprin, Oddo, Rivera, and the Speaker (Council Member Quinn) – **43**.

Negative – Barron – **1**.

Abstention – Foster and Williams – **2**.

The following Introduction was sent to the Mayor for his consideration and approval: Int No. 624-A.

INTRODUCTION AND READING OF BILLS

Int. No. 684
By Council Members Brewer, Ferreras, James, Koppell, Lander, Lappin, Mendez and Palma.

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting vending against or within taxi stands.

Be it enacted by the Council as follows:

Section 1. Subdivision b of section 17-315 of subchapter two of chapter three of title seventeen of the administrative code of the city of New York is amended to read as follows:

b. No vending vehicle or pushcart or any other item related to the operation of a food vendor's business shall touch, lean against, or be affixed permanently or temporarily in any building or structure including, but not limited to, lamp posts, parking meters, mail boxes, traffic signal stanchions, fire hydrants, tree boxes, benches, bus shelters, *taxi stands*, refuse baskets or traffic barriers.

§ 2. Subdivision e of section 17-315 of subchapter two of chapter three of title seventeen of the administrative code of the city of New York is amended to read as follows:

e. No food vendor shall vend within any bus stop, *taxi stand*, within ten feet of any driveway, any subway entrance or exit, or any crosswalk at any intersection.

§ 3. This local law shall take effect one hundred twenty days after its enactment into law; provided, however, that the commissioner shall take any actions necessary prior to such effective date for the implementation of this local law including, but not limited to, the adoption of any necessary rules.

Referred to the Committee on Transportation.

Int. No. 685

By Council Members Brewer, Barron, Cabrera, Dickens, Dromm, Eugene, Foster, Gentile, Jackson, James, Lander, Mark-Viverito, Mealy, Mendez, Palma, Recchia, Seabrook, Williams, Nelson and Halloran.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the appropriate city agency to make available on the city's official website biographical information pertaining to all street name changes.

Be it enacted by the Council as follows:

Section 1. Declaration of legislative findings and intent. Due to increased awareness and questions from the people of the city of New York pertaining to the renaming and co-naming of streets, the Council believes it is appropriate to create a mechanism that will allow individuals to have biographical and/or background information available on the official city website that pertains to a renamed or co-named street.

§2. Chapter 1 of title 25 of the administrative code of the city of New York is amended by adding a new section, §25-102.2, to read as follows:

§25-102.2. *Street Name Reporting a. Whenever a street is renamed or co-named pursuant to section 25-102.1 of this chapter, the city shall make biographical and/or background information about the person or entity for whom the street was renamed or co-named available on the official city website.*

b. Such information shall be made available on the website within ninety days of the enactment of the local law which renamed or co-named the street.

§3. This local law shall take effect immediately upon its enactment into law and shall only be required for streets renamed or co-named after its enactment.

Referred to the Committee on Parks and Recreation.

Int. No. 686

By Council Members Cabrera, Chin, Ferreras, Fidler, Jackson, James Koppell, Mark-Viverito, Palma, Seabrook, Williams and Ulrich.

A Local Law to amend the administrative code of the city of New York, in relation to issuing certificates of occupancy for school buildings.

Be it enacted by the Council as follows:

Section 1 Section 27-259 of title 27 of the administrative code of the city of New York is amended to read as follows:

§27-259 Classification. *a. Buildings, building sections and spaces shall be classified in the educational occupancy group when persons occupy them for instruction or other educational purposes except those spaces occupied as a place of assembly. These spaces shall be classified in occupancy group F-assembly, under the provisions of article eight of this subchapter. Such buildings, building sections and spaces occupied for instruction and used exclusively by adults may be classified, by the commissioner in occupancy group E-business and if so classified such buildings, building sections and spaces shall comply with the requirements for such classification.*

b. No building classified in occupancy group g that is occupied for educational instruction for children through the twelfth grade may be used or occupied without having been issued a valid certificate of occupancy, provided that the commissioner shall promulgate rules allowing such buildings reasonable time to complete such work as may be necessary in order to obtain a valid certificate of occupancy.

§2. Chapter one of title 28 of the administrative code of the city of New York is amended by adding a new section 28-118.20 to read as follows:

§28-118.20 *Certificates of occupancy for school buildings. No school building classified in educational occupancy group E may be used or occupied without having been issued a valid certificate of occupancy, provided that the commissioner shall promulgate rules allowing such buildings reasonable time to complete such work as may be necessary in order to obtain a valid certificate of occupancy.*

§3. This local law shall take effect one hundred days after its enactment.

Referred to the Committee on Housing and Buildings.

Int. No. 687

By Council Members Cabrera, Williams, Dickens, Ferreras, Fidler, Foster, Jackson, James, Koppell, Koslowitz, Lander, Mendez, Palma, Rose, Seabrook, Vacca, Vann, Nelson, Sanders and Vallone, Jr.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the mayor's office of operations to report crime statistics by New York City Police Department precinct sector.

Be it enacted by the Council as follows:

Section 1. Section 3-112 of the administrative code of the city of New York is amended to read as follows:

§ 3-112. On-line reporting of [domestic violence and hate] crime statistics. The mayor's office of operations shall include the following police department statistics among the data presented on the My Neighborhood Statistics pages of the city's website or on any successor pages of such website that are substantially similar in form or function:

(a) *Domestic violence and hate crimes statistics. The following statistics shall be provided in a manner consistent with other police department data available on the pages of such website.*

(1) the number of domestic violence radio runs;

([b]2) the number of murders related to domestic violence;

([c]3) the number of rapes related to domestic violence;

([d]4) the number of felonious assaults related to domestic violence;

([e]5) the number of hate crimes;

([f]6) the number of murders determined by the police department to be hate crimes; and

([g]7) the number of felonious assaults determined by the police department to be hate crimes.

For purposes of subdivisions (a)([e]5) through ([g]7) of this section, the term "hate crime" shall have the meaning ascribed to it by section 485.05 of the New York penal law. [Such statistics shall be provided in a manner consistent with other police department data available on the pages of such website.]

(b) *Precinct Sector Statistics. On a monthly basis, the number of occurrences of each of the seven major felony crimes, disaggregated by each sector within each precinct, occurring in the previous month.*

§ 2. Chapter one of title 14 of the administrative code of the city of New York is amended to add a new section 14-154, to read as follows:

§14-154. *Sector statistics to be placed on the world wide web. (a) On a monthly basis the department shall make available to the public, through its website, the number of occurrences of each of the seven major felony crimes, disaggregated by each sector within each precinct, occurring in the previous month.*

(b) *The sector statistics, as required by subdivision a, above, shall be displayed on the first page of the department's crime statistics webpage, together with the police department's publicly available crime statistics for the seven major felonies, and shall be delivered to each community board in the city within 10 days of the information having been posted on the department's website.*

§ 3. This local law shall take effect ninety days after its enactment.

Referred to the Committee on Public Safety.

Res. No. 1064

Resolution calling upon the United States Congress to reauthorize the Violence Against Women Act (VAWA).

By Council Members Dromm, Ferreras, Barron, Brewer, Chin, Dickens, Gennaro, Jackson, James, Koppell, Koslowitz, Lander, Lappin, Mark-Viverito, Mealy, Mendez, Palma, Recchia, Rose, Seabrook, Van Bramer, Vann, Williams, Nelson, Reyna and Arroyo.

Whereas, Violence against women is committed on a daily basis and includes domestic violence, sexual assault or stalking; and

Whereas, This violence has an enormous emotional, physical and economic impact upon individuals, families and communities; and

Whereas, In a groundbreaking attempt to address such violence and its aftermath, the federal Violence Against Women Act (VAWA) was first authorized in 1994; and

Whereas, According to a Congressional Research Service Report entitled *Violence Against Women Act: History and Federal Funding*, VAWA emphasizes funding of law enforcement efforts as well as educational and social programs to prevent crime; and

Whereas, The report further explains that VAWA funding is focused on helping state, local and Indian tribal governments to strengthen law enforcement; and

Whereas, In New York State, VAWA grants have been awarded for direct services provided by district attorneys, police departments, courts and victim services organizations; and

Whereas, Most of New York's Sexual Assault Examiner Programs are supported by federal VAWA funds, which are administered by the Division of Criminal Justice Services, Office of Program Development and Funding; and

Whereas, In addition, according to the New York State Coalition Against Domestic Violence, many City-based domestic violence programs receive funding through VAWA grants; and

Whereas, Most of New York City's domestic violence and sexual assault service providers are recipients of VAWA funding, including the New York City Family Justice Centers; and

Whereas, Despite improvements in services to combat violence against women, New York City continues to need such funding; and

Whereas, According to the Mayor's Office to Combat Domestic Violence, in 2010, the New York City Police Department (NYPD) responded to 249,440 domestic violence incidents, which is an average of over 680 incidents per day; and

Whereas, A 2007 study done by the NYC Alliance Against Sexual Assault reported that sexual violence is prevalent among youth in New York City and found that more than 1 in 6 students surveyed by the Alliance reported experiencing sexual violence at some point in their lives; and

Whereas, Unlike most crimes in New York City, rapes and sexual assaults have risen in the last year according to 2011 NYPD data; and

Whereas, VAWA redefined the way domestic violence and other forms of violence against women are handled by establishing funding streams for changes in law enforcement, improvements in the criminal justice system, and shelters and services for victims; and

Whereas, VAWA's concept of a coordinated community response that encourages collaboration between law enforcement, judicial personnel and the public and private sectors in order to address the needs of victims of domestic violence, sexual assault and stalking is considered to be one of its most vital achievements; and

Whereas, Notably, VAWA also increased public awareness about violence against women; and

Whereas, VAWA was reauthorized in both 2000 and 2005, and is currently set to expire in 2011; and

Whereas, Previous reauthorizations included amendments that strengthened VAWA in various ways, for example by addressing and strengthening the protections afforded to immigrant victims of violence, improving confidentiality and broadening services to include children and teenagers; and

Whereas, Despite its great successes, and despite the fact that VAWA is scheduled to expire this year, no comprehensive reauthorization bill has yet been introduced; and

Whereas, On July 13, 2011, the United States Senate's Judiciary Committee held a hearing entitled "The Violence Against Women Act: Building on Seventeen Years of Accomplishments; and

Whereas, At that hearing numerous advocates noted the importance of continued support of VAWA and the valuable programs it supports; and

Whereas, According to the National Network to End Domestic Violence (NNEDV), "VAWA's reauthorization should build upon its successes and continue progress towards breaking the cycle of violence;" and

Whereas, NNEDV states that reauthorization of VAWA should enhance several areas including housing, workplace and military protections for victims, accountability for offenders and prevention programs to break the cycle of violence; and

Whereas, In the past seventeen years, VAWA has aided thousands of women and families and has likely prevented untold numbers from entering into or remaining in abusive relationships; and

Whereas, In a statement marking the 17th anniversary of VAWA, Vice President Joseph Biden, who as Senator was a prime sponsor of the original legislation, called on "a new generation to take action to reduce the high rates of violence and assault that continue to threaten young men and women across the country"; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the United

States Congress to reauthorize the Violence Against Women Act (VAWA).

Referred to the Committee on Women's Issues

Res. No. 1065

Resolution urging the U.S. Citizenship and Immigration Services to make visas, or other appropriate benefits, available to victims of immigration schemes who assist government officials in investigating or prosecuting the fraudulent activity.

By Council Members Dromm, Brewer, Cabrera, Chin, Ferreras, Jackson, James, Koppell, Lander, Mark-Viverito, Mendez, Palma, Rose, Seabrook, Van Bramer, Vann and Williams.

Whereas, Recently, U.S. Department of Homeland Security (DHS) launched a coordinated, nationwide effort among federal and state agencies and local immigrant aid organizations to crack down on fraudulent immigration service providers, including lawyers; and

Whereas, In 2010, the New York State Attorney General's Office stated that fraudulent immigration service providers defrauded immigrant New Yorkers out of millions of dollars in recent years; and

Whereas, Both federal appeals courts and immigration courts in New York City have been deluged with cases of immigrants who were misled by unlicensed and unqualified immigration service providers; and

Whereas, Immigration service providers are prohibited from falsely claiming to offer legal services, yet the 230 inspections conducted as part of the New York City Department of Consumer Affairs' (DCA) investigations since 2009 resulted in \$288,268 in fines for this and other offenses; and

Whereas, The DCA's efforts to eliminate the bad actors in this field will be more effective with active support and participation by immigrant New Yorkers; and

Whereas, Many immigrants are reluctant to work with law enforcement and government officials to prosecute unqualified and fraudulent immigration service providers due to prevalent fears that their identities may become known to Immigration and Customs Enforcement agents, which could ultimately lead to their removal from the United States; and

Whereas, According to the U.S. Citizenship and Immigration Services (USCIS), the U visa is set aside for victims of certain crimes who have suffered substantial mental or physical abuse as a result of the criminal activity and are willing to help law enforcement authorities in the investigation or prosecution of the criminal activity; and

Whereas, If USCIS issued U visas or comparable benefits to victims of immigration fraud, it would allow such victims to stay legally in the United States and protect them from adverse immigration consequences; and

Whereas, Immigrants who are shielded from the specter of removal can provide valuable assistance not only to local, state, and federal law enforcement but also to USCIS; now therefore, be it

Resolved, That the Council of the City of New York urges the U.S. Citizenship and Immigration Services to make visas, or other appropriate benefits, available to victims of immigration schemes who assist government officials in investigating or prosecuting the fraudulent activity.

Referred to the Committee on Immigration.

Res. No. 1066

Resolution calling upon the Mayor of the City of New York to convene an interagency commission to study obstacles faced by children of incarcerated parents, from arrest to reunification, and to consider the adoption of a bill of rights for children of incarcerated parents.

By Council Members Fidler, Barron, Brewer, Cabrera, Chin, Dromm, Eugene, Ferreras, Foster, Gennaro, Jackson, James, Koppell, Koslowitz, Lander, Mark-Viverito, Mealy, Mendez, Palma, Rose, Seabrook, Van Bramer, Vann and Williams.

Whereas, In New York State prisons, 58% of men and 71% of women report having one or more children according to the Departmental of Correctional Services Under Custody Report; and

Whereas, In New York City, the number of children with an incarcerated parent is unclear and there is no systematic method for counting or tracking this population; and

Whereas, The negative impacts of parental incarceration upon children can be apparent from the moment of arrest, as children who are directly exposed to the arrest of a parent often suffer from nightmares, flashbacks and post-traumatic stress disorder; and

Whereas, Several localities have arrest protocols in place to decrease the trauma a child experiences as a result of seeing his or her parent or guardian

arrested, but it is unclear what procedures or protocols the New York City Police Department follow when arresting a parent; and

Whereas, A majority of parents in state prisons report never having had a personal visit with their children as common problems associated with visitation include transportation, expense, stress due to interaction with correctional staff, and the imposition of various restrictions upon the children; and

Whereas, Children of incarcerated parents often experience financial instability and material hardship due to the fact that when a parent is incarcerated, family income declines and often remains depressed after a parent is released from prison; and

Whereas, Parental arrest can result in long-term foster care placement and eventually aging out of foster care; and

Whereas, Nationwide only 21% of children in foster care with an incarcerated mother reunify with family, compared to 40% for all children in foster care; and

Whereas, The New York City Administration for Children's Services has a Children of Incarcerated Parents Program which offers support and services for children in foster care but does not proactively identify children for the program and instead relies on other parties to contact the program; and

Whereas, Children of incarcerated parents may need services both during the time of the parent's incarceration and during reunification as these children are at an increased risk of poor school performance, drug use, mental health problems, and becoming incarcerated themselves; and

Whereas, Although there are many services available for parents who are incarcerated and their victims, there are relatively few available to the children of incarcerated parents; and

Whereas, Children of incarcerated parents may be subject to stigma and not receive the social support and sympathy generally given to families experiencing the involuntary loss of a family member; and

Whereas, Service organizations have adopted a Bill of Rights for Incarcerated Children which would help inform children of their rights and increase awareness of the needs of these children; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the Mayor of the City of New York to convene an interagency commission to study the obstacles faced by children of incarcerated parents, from arrest to reunification, and to consider the adoption of a bill of rights for children of incarcerated parents.

Referred to the Committee on General Welfare.

Res. No. 1067

Resolution supporting New York State Chief Judge Jonathan Lippman's call on the New York State Legislature to pass and the Governor to sign legislation raising the age of criminal responsibility for nonviolent offenses to 18 and permit the cases of 16 and 17 year-olds charged with such offenses to be adjudicated in the Family Court rather than the adult criminal justice system.

By Council Members Gonzalez, Crowley, Barron, Brewer, Cabrera, Chin, Dickens, Dromm, Ferreras, Foster, Jackson, James, Lander, Mark-Viverito, Mendez, Nelson, Palma, Recchia, Rose, Seabrook, Vann and Williams.

Whereas, At the time of enactment of the 1962 New York State Family Court Act, the New York State Legislature chose 16 to be the age of criminal responsibility as a temporary measure until public hearings and research could be conducted; and

Whereas, The age set by the New York State Legislature was never revisited and has now lasted half a century without meaningful reconsideration; and

Whereas, According to the Correctional Association of New York, New York is one of only two states in the country, along with North Carolina, in which youth arrested at age 16 or older are tried in adult court and confined in adult jails and prisons regardless of the crime with which they are charged; and

Whereas, In 37 states, including the District of Columbia, the age of criminal responsibility is 18 with 11 other states setting the age at 17; and

Whereas, According to the New York State Division of Criminal Justice Services ("DCJS"), 45,873 16 and 17 year-olds were arrested in New York State during 2010; and

Whereas, According to John Jay College of Criminal Justice, the majority of arrests for 16 and 17 year-olds were for nonviolent crimes; and

Whereas, According to the DCJS, 3,854 16 and 17 year-olds were convicted of felonies and misdemeanors in New York City in 2008; and

Whereas, Studies have shown that youth receiving juvenile sanctions had lower recidivism rates than youth receiving adult sanctions; and

Whereas, Youth subject to the jurisdiction of the Criminal and Supreme Court do not have access to the array of services and alternatives to incarceration, reentry based programs, and support services available to those under the jurisdiction of Family Court; and

Whereas, According to the New York Law Journal, scientific studies of the adolescent mind have shown that 16 and 17 year-olds lack the maturity and judgment to understand the legal consequences of their actions; and

Whereas, In the 2005 U.S. Supreme Court ruling *Roper v. Simmons*, the Court drew on new research on adolescent brain development to prohibit the imposition of the death penalty for youth under the age of 18; and

Whereas, In the 2010 U.S. Supreme Court ruling *Graham v. Florida*, the Court further held that juvenile offenders may not be sentenced to life imprisonment without parole for non-homicide offenses; and

Whereas, On September 21, 2011, New York State Chief Judge Jonathan Lippman addressed the Citizens Crime Commission of New York City regarding the need for juvenile justice system reform in the State of New York; and

Whereas, Chief Judge Lippman called on the New York State Legislature to introduce legislation increasing the age of criminal responsibility from 16 to 18 years of age in order to permit 16 and 17 year-olds charged with less serious crimes to have their cases adjudicated by the New York State Family Court, which is better suited to their needs; and

Whereas, In describing differences between adolescents and adults, Chief Judge Lippman stated, "In particular, [adolescents'] brains are not fully matured, and this limits their ability to make reasoned judgments and engage in the kind of thinking that weighs risks and consequences. Teenagers have difficulty with impulse control, and with resisting outside influences and peer pressure;" and

Whereas, Chief Judge Lippman stated the adult criminal justice system is focused on punishment and incarceration and is not designed to address the special problems and needs of 16 and 17 year-olds; and

Whereas, Chief Judge Lippman referred to the New York State Family Court as "a system that is focused on rehabilitation and getting children back on the right track, that offers supervision, mental health treatment, remedial education and other services and programs where judges are obligated by law to act in the best interests of the children who come before them - a mandate that does not exist in criminal court;" and

Whereas, Chief Judge Lippman questioned whether society is best served by burdening adolescents charged with less serious, nonviolent crimes with criminal records that may bar them from future employment and educational opportunities rather than providing them with rehabilitative options; and

Whereas, Chief Judge Lippman highlighted the financial and logistical concerns attached to raising the age of criminal responsibility for nonviolent crimes; and

Whereas, These complex issues include: (i) shifting thousands of cases a year to family court, (ii) strengthening the juvenile probation system, and (iii) increasing community-based services, all of which require funding; and

Whereas, Nevertheless, the Vera Institute of Justice recently completed a cost-benefit analysis of North Carolina's attempt to raise the age of criminal responsibility to age 18 and concluded that the economic benefits to the state would greatly exceed the costs - both over the short and long term; and

Whereas, Chief Judge Lippman underscored that prosecuting those adolescents charged with less serious crimes as adults in the criminal court does not improve public safety or quality of life in our communities; now, therefore, be it

Resolved, That the Council of the City of New York supports New York State Chief Judge Jonathan Lippman's call on the New York State Legislature to pass and the Governor to sign legislation raising the age of criminal responsibility for nonviolent offenses to 18 and permit the cases of 16 and 17 year-olds charged with such offenses to be adjudicated in the Family Court rather than the adult criminal justice system.

Referred to the Committee on Juvenile Justice

Int. No. 688

By Council Members Ignizio, James, Mealy, Recchia, Nelson, Halloran, Oddo and Ulrich.

A Local Law to amend the administrative code of the city of New York, in relation to verification of data for certain exemptions administered by the Department of Finance.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of Title 11 of the administrative code of the city of New York is amended to add a new section 11-134 to read as follows:

§11-134. Data verification. 1. No exemption described herein shall be granted unless the person applying for such exemption submits:

(a) if applying for the senior citizen homeowner exemption pursuant to section 11-245.3 of this title, a copy of government-issued identification such as a driver's license, passport or birth certificate for all owners turning sixty five by December thirty-first in the year in which they submit the application for an exemption pursuant to such section; a copy of the previous year federal tax returns and schedules and attachment for all owners to which the application for an exemption will apply. If any owner was not required to file, such applicant must submit proof of earnings, such as copies of W-2 forms, if applicable; social security benefit statements, if applicable; pension and annuity retirement income, if applicable; documentation of any unreimbursed medical or prescription expenses, if available; and any other information the commissioner deems necessary.

(b) if applying for the exemption for persons with disabilities pursuant to section 11-245.4 of this title, a copy of the previous year federal tax returns and schedules and attachment for all owners to which the application for an exemption will apply. If any owner was not required to file, such applicant must submit proof of earnings, such as copies of W-2 forms, if applicable; social security benefit statements, if applicable; pension and annuity retirement income, if applicable; documentation of any unreimbursed medical or prescription expenses, if available;

a copy of either an award letter from the Social Security Administration, an award letter from the Railroad Retirement Board or United States Postal Service, or a certificate from the State Commission for the Blind and Visually Handicapped; and any other information the commissioner deems necessary.

(c) if applying for the school tax relief exemption pursuant to section four hundred twenty-five of the real property tax law, a copy of government-issued identification such as a driver's license, passport or birth certificate; a copy of the previous year federal tax returns and schedules and attachment for all owners to which the application for an exemption will apply. If any owner was not required to file, such applicant must submit proof of earnings, such as copies of W-2 forms, if applicable; social security benefit statements, if applicable; pension and annuity retirement income; and any other information the commissioner deems necessary.

(d) if applying for the enhanced school tax relief exemption pursuant to subdivision four of section four hundred twenty-five of the real property tax law, a copy of government-issued identification such as a driver's license, passport or birth certificate; a copy of the previous year federal tax returns and schedules and attachment for all owners to which the application for an exemption will apply. If any owner was not required to file, such applicant must submit proof of earnings, such as copies of W-2 forms, if applicable; social security benefit statements, if applicable; pension and annuity retirement income; and any other information the commissioner deems necessary.

(e) if applying for the exemption for veterans pursuant to sections four hundred fifty-eight and four hundred fifty eight-a of the real property tax law, a copy of DD Form 214 "Certificate of Release or Discharge from Active Duty" or similar document issued by the United States Department of Defense upon a military service member's retirement, separation or discharge from active-duty military; if served in a combat zone or theater, then a copy of proof service in such zone or theater; if disabled in a line of duty, then a copy of a letter from the Veterans Administration documenting the disability rating for such veteran seeking a property tax exemption; and any other information the commissioner deems necessary.

(f) if applying for the exemption for clergy pursuant to section four hundred sixty of the real property tax law, a verification letter from the church employer; in cases where such clergy member was unable to perform such work due to an illness or impairment, then a copy of a physician's statement; in the case where the clergy member is over seventy, then a copy of a government-issued identification card, birth certificate, or baptismal certificate; or in the case where the applicant is the surviving unremarried spouse of the clergy member, then a copy of the applicant marriage certificate and a copy the deceased spouse death certificate; and any other information the commissioner deems necessary.

2. Any application for any exemption referenced in this section shall contain a certification clause that informs applicants that execution and submission of an application for an exemption referenced herein shall be deemed a certification of such applicant that all statements made on such application are true and correct to the best of the applicant's knowledge and that such applicant have made no willful false statements of material fact.

§2. This local law shall take effect one hundred eighty days after it shall become law.

Referred to the Committee on Finance.

Int. No. 689

By Council Members Koppell, Foster, James, Mendez and Rose.

A Local Law to amend the administrative code of the city of New York, in relation to the replacement of trees unlawfully removed from a Special Natural Area District.

Be it enacted by the Council as follows:

Section 1. Item 4.1 of section 28-201.2.2 of the administrative code of the city of New York, as amended by Local Law number 32 for the year 2009, is amended to read as follows:

4.1 The fine or civil penalty for a violation described in item 4 shall be not less than seven hundred fifty dollars for each tree damaged or removed. *In addition, any such trees damaged or removed shall be replaced by the person who removed such tree as directed by the department. In determining the type and size of the replacement tree, the department shall consult with the department of parks and recreation. If the person fails to replace the tree within thirty days following such determination by the department, additional civil penalties may be imposed against such person, to be determined by the commissioner by rule, in consultation with the department of parks and recreation.*

§2. This local law shall take effect ninety days after its enactment, except that the commissioner of buildings shall promulgate such rules as may be necessary to implement the provisions of this local law prior to such date.

Referred to the Committee on Parks and Recreation.

Int. No. 690

By Council Members Koslowitz, Gennaro, Comrie, Koppell, Dromm, Fidler, James, Mendez, Rose and Williams.

A Local Law to amend the administrative code of the city of New York, in relation to amusement arcades.

Be it enacted by the Council as follows:

Section 1. Subdivision c of section 20-211 of subchapter three of chapter two of title twenty of the administrative code of the city of New York is amended to read as follows:

c. "Amusement arcade" means any premises wherein there are located, in any combination, ten or more of the amusement devices and/or player operated amusement devices defined in subdivisions a and b of this section. *For the purposes of this subdivision, each of the following shall be considered one amusement device or one player operated amusement device: (i) an amusement device or player operated amusement device designed for use by more than one person; or (ii) a single machine or unit that contains more than one amusement device or more than one player operated amusement device.*

§ 2. This local law shall take effect immediately upon its enactment.

Referred to the Committee on Consumer Affairs.

Res. No. 1068

Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

By Council Member Recchia.

Whereas, On June 29, 2011 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2012 with various programs and initiatives (the "Fiscal 2012 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new designation and changes in the designation of certain organizations receiving local, aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, On June 29, 2010 the Council adopted the expense budget for fiscal year 2011 with various programs and initiatives (the "Fiscal 2011 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2011 Expense Budget by approving the new designation and changes in the designation of certain organizations receiving aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for Forest Park Trust, an organization receiving funding in the amount of \$26,750 within the budget of the Department of Parks and Recreation in accordance with the Fiscal 2012 Expense Budget, to read: "\$11,000 for Sports Clinics and \$15,750 for concerts and festivals in Highland Park."; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for Forest park Trust, an organization receiving funding in the amount of \$10,000 within the budget of the Department of Parks and Recreation in accordance with the Fiscal 2012 Expense Budget, to read: "To support community and holiday events in Forest Park, including Oak Ridge and the Forest Park Seuffert Bandshell."; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for New Yorkers for Park, an organization receiving funding in the amount of \$20,000 within the budget of the Department of Parks and Recreation in accordance with the Fiscal 2012 Expense Budget to read: "To support "The Open Space Index: Growing Up Healthy in East Harlem", a Collaborative Research Study with Mount Sinai School of Medicine."; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for One Stop Richmond Hill Community Center, Inc., an organization receiving funding in the amount of \$20,000 within the budget of the Department of Youth and Community Development in accordance with the Fiscal 2012 Expense Budget to read: "Funding for administrative costs, including salaries and fringe benefits for Program Director, Receptionist, Maintenance person, and 2 teachers for the Mommy & Me classes and 2 teachers for the Videoconferencing classes, as well as operating costs (utilities, insurance, supplies,

rent, CPA, postage, etc.) for local residents.”; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for Gerritsen Beach Cares, Inc., an organization receiving funding in the amount of \$22,500 within the budget of the Department of Youth and Community Development in accordance with the Fiscal 2012 Expense Budget to read: “To support the Community Service & Improvement program, which includes graffiti removal; locking up the Park access gates; public display of US Flags and holiday lights; and support of public events and youth programs with supplies, equipment, printing promotional material and postage to promote public activities.”; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving the new Description/Scope of Services for Bayview Community Council, Inc., an organization receiving funding in the amount of \$4,000 within the budget of the Department of Small Business Services in accordance with the Fiscal 2012 Expense Budget to read: “To offset costs of rent and utility bills.”; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2011 Expense Budget by approving the new Description/Scope of Services for Bobbi and the Strays, Inc., an organization receiving youth discretionary funding in the amount of \$5,000 within the budget of the Department of Youth and Community Development in accordance with the Fiscal 2011 Expense Budget to read: “To support education programming for youth and veterinary services.”; now, therefore be it

Resolved, That the City Council approves the new Description/Scope of Services for certain organizations receiving local discretionary funding in the Fiscal 2012 Expense Budget; and be it further

Resolved, That the City Council approves the new Description/Scope of Services for a certain organization receiving youth discretionary funding in the Fiscal 2011 Expense Budget; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the changes in the designation of a certain organization receiving aging discretionary funding in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 3; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Cultural after School Adventure Program in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 4; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Food Pantries-DYCD Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 5; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Small Business and Job Development/Financial Literacy Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 6; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the MWBE Leadership Associations Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 7; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Adult Literacy Services Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 8; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Autism Awareness Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 9; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the HIV/AIDS Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 10; and be it further

Resolved, That the City Council approves the changes in the designation of a certain organization receiving funding pursuant to the MOUSE Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 11; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Housing Preservation Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 12; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Adult Literacy Services PEG Restoration Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 13; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Domestic Violence and

Empowerment Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 14; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Senior Center Core Operating Costs Initiative in accordance with the Fiscal 2012 Expense Budget, as set forth in Chart 15; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2011 Expense Budget, as set forth in Chart 16; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2011 Expense Budget, as set forth in Chart 17; and be it further

Resolved, That the City Council approves changes in the designation of a certain organization receiving youth discretionary funding in accordance with the Fiscal 2011 Expense Budget, as set forth in Chart 18; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving funding in accordance with the Fiscal 2011 Expense Budget, as set forth in Chart 19.

Adopted by the Council (preconsidered and approved by the Committee on Finance; for text of the Exhibits, please see the attachment to the resolution following the Report of the Committee on Finance for Res No. 1068 printed in these Minutes).

Res. No. 1069

Resolution calling upon the Metropolitan Transportation Authority to allow seniors and disabled persons to also receive fare discounts on express buses during rush hours, between the hours of 6 am to 10 am and between 3 pm and 7 pm on Monday through Friday.

By Council Members Rose, Rivera, Nelson, Barron, Brewer, Cabrera, Chin, Dickens, Dromm, Foster, Gentile, Gonzalez, Jackson, James, Koslowitz, Mealy, Mendez, Palma, Recchia, Seabrook, Vann, Williams, Halloran, Koo and Ulrich.

Whereas, Currently eligible seniors, those 65 and older, and disabled persons can ride the local bus and subway for the half price fare any time of the day; and

Whereas, However, seniors and people with disabilities are not eligible for the half price fare on express bus service during rush hours; and

Whereas, With recent changes to cut door to door service and to increase Access-A-Ride’s feeder service to and from fixed routes, it is crucial that seniors and people with disabilities have access to alternative forms of transportation; and

Whereas, Many seniors and people with disabilities live on a fixed income, and those on Social Security and Social Security Supplemental Income have not received a cost-of-living adjustment in their benefits in the past two years; and

Whereas, Bus and subway fares increased twice in the past three years, and according to the Transportation Nation website, transportation costs in New York City are outpacing overall inflation; and

Whereas, The lack of rush hour discounted fares discourages some seniors and people with disabilities from being more active; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the Metropolitan Transportation Authority to allow seniors and disabled persons to also receive fare discounts on express buses during rush hours, between the hours of 6 am to 10 am and between 3 pm and 7 pm on Monday through Friday.

Referred to the Committee on Transportation.

L.U. No. 494

By Council Member Recchia:

243 Kingston Avenue, Block 1251, Lot 1, Brooklyn, Council District No. 36

Adopted by the Council (preconsidered and approved by the Committee on Finance).

L.U. No. 495

By Council Member Comrie:

Application no. 20115771 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of En Casa, LLC, to establish, maintain and operate an unenclosed sidewalk café located at 82 South 4th Street, Borough of Brooklyn, Council District no.34. This

application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 496

By Council Member Comrie:

Application no. 20115847 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Graham Central Café LTD d.b.a. La Piazzetta, to establish, maintain and operate an unenclosed sidewalk café located at 442 Graham Avenue, Borough of Brooklyn, Council District no.34. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

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

ANNOUNCEMENTS:

Thursday, October 6, 2011

★ Deferred

Committee on ~~GENERAL WELFARE~~ jointly with the Committee on ~~EDUCATION~~ and the Committee on ~~YOUTH SERVICES~~**10:00 A.M.**
Oversight — ~~Coordination between DHS, DOE and DYCD to Ensure Homeless Children and Youth are Properly Educated~~
~~Emigrant Savings Bank — 49-51 Chambers Street~~
..... Annabel Palma, Chairperson
..... Robert Jackson, Chairperson
..... Lewis A. Fidler, Chairperson

Committee on **PUBLIC SAFETY** **1:00 P.M.**
Oversight - Safety in NYC Ten Years After 9-11
Committee Room – 250 Broadway, 14th Peter Vallone, Chairperson

Committee on **TRANSPORTATION** **1:00 P.M.**
Res. 892 - By Council Members Chin, Vacca, Brewer, Cabrera, Comrie, Fidler, Koppell, Lander, Mendez, Recchia, Rose, Seabrook, Van Bramer, Vann, Williams, Nelson and Koo - Resolution calling on the United States House of Representatives and the United States Senate to pass and for the President to sign H.R. 873 and S.453 entitled “The Motorcoach Enhanced Safety Act of 2011, which would seek to overhaul and increase the safety of intercity buses.
Res. 981- By Council Members Chin, Brewer, James, Gentile, James, Koslowitz, Lander, Mendez, Recchia, Vacca, Vann, Williams, Jackson and Koo - Resolution calling on the United States House of Representatives and the United States Senate to pass and the President to sign H.R. 1390 entitled “The Bus Uniform Standards and Enhanced Safety Act of 2011,” which would seek to strengthen the regulation, monitoring and oversight of the motor carrier industry.
Res. 1000 - By Council Member Gennaro - Resolution calling upon the New York State Assembly to pass and the Governor to sign A.8113, in relation to the qualifications of bus drivers.
Oversight - Protecting Passengers - Ensuring the Safety of Intercity Buses
Committee Room – 250 Broadway, 16th Floor James Vacca, Chairperson

Monday, October 10, 2011

COLUMBUS DAY OBSERVED

Tuesday, October 11, 2011

★ Addition

Committee on **FINANCE** jointly with the Committee on **EDUCATION****10:00 A.M.**
Oversight - Examining the impact of staff layoffs in schools.
Emigrant Savings Bank – 49-51 Chambers Street
..... Domenic Recchia, Chairperson
..... Robert Jackson, Chairperson

★ Deferred

Committee on ~~CIVIL RIGHTS~~**10:00 A.M.**
Agenda to be announced
Committee Room – 250 Broadway, 14th Floor Deborah Rose, Chairperson

Committee on **VETERANS** jointly with the Committee on **MENTAL HEALTH, MENTAL RETARDATION, ALCOHOLISM, DRUG ABUSE AND DISABILITY SERVICES****10:00 A.M.**
Oversight - The Increased Rate of Suicides Among Veterans.
Committee Room – 250 Broadway, 16th Floor Mathieu Eugene, Chairperson
..... Oliver Koppell, Chairperson

★ Deferred

Committee on ~~SMALL BUSINESS~~ **1:00 P.M.**
Agenda to be announced
Committee Room – 250 Broadway, 14th Floor Diana Reyna, Chairperson

Wednesday, October 12, 2011

★ Deferred

Committee on ~~PARKS AND RECREATION~~ **10:00 A.M.**
Agenda to be announced
Committee Room – 250 Broadway, 14th Floor Melissa Mark Viverito, Chairperson

★ Deferred

Committee on ~~HOUSING AND BUILDINGS~~ **1:00 P.M.**
Agenda to be announced
Committee Room – 250 Broadway, 16th Floor Erik Martin-Dilan, Chairperson

Monday, October 17, 2011

★ Addition

Committee on **FINANCE** **10:00 A.M.**
Int. 644 - By Council Members Recchia, Vacca, Williams and Koo (by request of the Mayor) - A Local Law to amend the administrative code of the city of New York, in relation to the establishment of the Westchester Square business improvement district.
AND SUCH OTHER BUSINESS AS MAY BE NECESSARY
Committee Room – 250 Broadway, 16th Floor Domenic Recchia, Chairperson

★ Addition

Committee on **RULES, PRIVILEGES & ELECTIONS** **10:30 A.M.**
Agenda to be announced
Committee Room – 250 Broadway, 16th Floor Joel Rivera, Chairperson

Stated Council Meeting *Ceremonial Tributes – 1:00 p.m.*
..... *Agenda – 1:30 p.m.*
Location *~ Emigrant Savings Bank ~ 49-51 Chambers Street*.....

MEMORANDUM

September 28, 2011

TO: ALL COUNCIL MEMBERS

RE: TOUR BY THE COMMITTEE ON VETERANS

Please be advised that all Council Members are invited to attend a tour to:

Jericho Project's Fordham Village Veterans Community
355 East 194th Street
Bronx, NY 10458

The tour will be on **Tuesday, October 18, 2011 beginning at 2:00 p.m.** A van will be leaving from City Hall parking lot at **1:00 p.m. sharp.**

Council Members interested in riding in the van should call Brian Footer at 212-788-6879

Hon. Mathieu Eugene, Chairperson
Committee on Veterans

Hon. Christine C. Quinn
Speaker of the Council

Whereupon on motion of the Speaker (Council Member Quinn), the President Pro Tempore (Council Member Rivera) adjourned these proceedings to meet again for the Stated Meeting on Monday, October 17, 2011.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council

Editor's Local Law Note: Int Nos. 53-A, 518, and 531-A (adopted at the September 8, 2011 Stated Council Meeting), and Int Nos. 569 and 655-A (adopted at the September 21, 2011 Stated Council Meeting) were signed into law by the Mayor into law on September 27, 2011 as, respectively, Local Law Nos. 55, 56, 57, 58, and 59.

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