

SUPPLEMENT TO

THE CITY RECORD

THE COUNCIL —STATED MEETING OF
MONDAY, OCTOBER 17, 2011

THE COUNCIL

*Minutes of the Proceedings for the
STATED MEETING
of
Monday, October 17, 2011, 2:35 p.m.*

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

Council Members

Christine C. Quinn, Speaker

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

Excused: Council Members Barron, Reyna, Rivera, and Vann.

The Deputy Majority Leader (Council Member Comrie) 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 Comrie).

There were 47 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 Rabbi Gerald Sussman, Temple Emmanuel, 984 Post Avenue, Staten Island, NY 10302.

Father, we come before you.
We ask you that you would give us

the grace to do this work;
Lord, we ask you that you would give us, Lord,
the tenacity to do the right thing;
Lord, we ask you that you will grant us
peace under the pressure
that many of the Council Members go through;
We ask you for your presence to be here to guide us
and that ultimately, O God, we'll be able to help the people
That you have called us to represent
We pray this in thy mighty name
Everyone says: Amen.

At this point, The Speaker (Council Member Quinn) moved to spread the Invocation in full upon the Record.

At this point, the Speaker (Council Member Quinn) asked for a Moment of Silence in memory of the following individuals:

U.S. Army Private Danny Chin, 19, from lower Manhattan (Council Member Chin's district) died on October 3, 2011 while serving in Afghanistan. He was deployed by the 3rd Battalion, 21st Infantry Regiment, based out of Fort Waynewright, Alaska. He was the only child of immigrant parents. The Speaker (Council Member Quinn) noted that Council Member Chin accompanied his parents to JFK Airport to meet their son's remains for a dignified transfer and burial. The floor was then yielded to Council Member Chin who spoke of his parents' call for a full investigation into the cause of Private Chen's death.

Paula Ettlbrick, 56, former legal director at Lambda Legal, died on October 7, 2011 after a long battle with ovarian cancer. She was a lifelong activist for LGBT equality and social justice. Ms. Ettlbrick also served as the executive director of the Stonewall Community Foundation and as legislative director of the Empire State Pride Agenda. She was on the board of many national organizations and was a lecturer and an adjunct professor on "Sexuality and the Law" ; she lectured on LGBT and human rights issues at NYU, Barnard, Columbia, and the University of Michigan Law School.

Rev. Fred L. Shuttlesworth, 89, an important leader in the Civil Rights movement died on October 5, 2011 in Birmingham, Alabama. Rev. Shuttlesworth survived beatings and bombings in Alabama a half a century ago and was once called by Dr. King as "the most courageous Civil Rights fighter in the South". The floor was yielded to Council Member Foster who spoke in memory of Rev. Shuttlesworth.

ADOPTION OF MINUTES

Council Member Ignizio moved that the Minutes of the Stated Meeting of September 21, 2011 be adopted as printed.

MESSAGES & PAPERS FROM THE MAYOR

Preconsidered M-679

Communication from the Mayor - Submitting the name of Paula Berry to the Council for its advice and consent regarding her appointment to the

Waterfront Management Advisory Board, Pursuant to Sections 31 and 1303 of the City Charter.

October 5, 2011

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

Dear Speaker Quinn:

Pursuant to Sections 31 and 1303 of the New York City Charter, I am pleased to present the name of Paula Berry to the City Council for advice and consent regarding her appointment to the Waterfront Management Advisory Board.

When first appointed to the advisory board. Ms. Berry will serve for a term of one year. Thank you for reviewing this appointment.

Sincerely,

Michael R. Bloomberg
Mayor

Referred to the Committee on Rules, Privileges and Elections.

Preconsidered M-680

Communication from the Mayor - Submitting the name of Eric Goldstein to the Council for its advice and consent regarding her appointment to the Waterfront Management Advisory Board, Pursuant to Sections 31 and 1303 of the City Charter.

October 5, 2011

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

Dear Speaker Quinn:

Pursuant to Sections 31 and 1303 of the New York City Charter, I am pleased to present the name of Eric Goldstein to the City Council for advice and consent regarding his appointment to the Waterfront Management Advisory Board.

When first appointed to the advisory board. Mr. Goldstein will serve for a term of three years. Thank you for reviewing this appointment.

Sincerely,

Michael R. Bloomberg
Mayor

Referred to the Committee on Rules, Privileges and Elections.

Preconsidered M-681

Communication from the Mayor - Submitting the name of Michael Northrop to the Council for its advice and consent regarding her appointment to the Waterfront Management Advisory Board, Pursuant to Sections 31 and 1303 of the City Charter.

October 5, 2011

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

Dear Speaker Quinn:

Pursuant to Sections 31 and 1303 of the New York City Charter, I am pleased to present the name of Michael Northrop to the City Council for advice and consent regarding his appointment to the Waterfront Management Advisory Board.

When first appointed to the advisory board. Mr. Northrop will serve for a term of two years. Thank you for reviewing this appointment.

Sincerely,

Michael R. Bloomberg
Mayor

Referred to the Committee on Rules, Privileges and Elections.

Preconsidered M-682

Communication from the Mayor - Submitting the name of Henry Wan to the Council for its advice and consent regarding her appointment to the Waterfront Management Advisory Board, Pursuant to Sections 31 and 1303 of the City Charter.

October 5, 2011

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

Dear Speaker Quinn:

Pursuant to Sections 31 and 1303 of the New York City Charter, I am pleased to present the name of Henry Wan to the City Council for advice and consent regarding his appointment to the Waterfront Management Advisory Board.

When first appointed to the advisory board. Mr. Wan will serve for a term of one year. Thank you for reviewing this appointment.

Sincerely,

Michael R. Bloomberg
Mayor

Referred to the Committee on Rules, Privileges and Elections.

LAND USE CALL UPS

M-683

By Council Member Quinn:

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 409 West 13th Street, Council District no. 3 Application no. 20115845 TCM, shall be subject to review by the Council.

Coupled on Call – Up Vote

M-684

By Council Member Jackson:

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 591 Ft. Washington Ave., Council District no. 7 Application no. 20115782 TCM, shall be subject to review by the Council.

Coupled on Call – Up Vote

M-685

By Council Member Jackson:

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 5009 Broadway, Council District no. 7 Application no. 20115835 TCM, shall be subject to review by the Council.

Coupled on Call – Up Vote

M-686

By Council Member Lander:

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 210 Prospect Park Ave., Council District no. 39 Application no. 20125018 TCK, shall be subject to review by the Council.

Coupled on Call – Up Vote

M-687

By Council Member Recchia:

Pursuant to Rule 11.20(c) of the Council and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application no. C 100469 MMK , a change to the city map, shall be subject to Council review.

Coupled on Call – Up Vote

M-688

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 600 Metropolitan Ave., Council District no. 34 Application no. 20115843 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 Comrie) 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, Brewer, Cabrera, Chin, Comrie, Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Foster, Garodnick, Gennaro, Gentile, Gonzalez, Greenfield, Halloran, Ignizio, Jackson, James, Koo, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Palma, Recchia, Rodriguez, Rose, Sanders, Seabrook, Ulrich, Vacca, Vallone Jr., Van Bramer, Weprin, Williams, Wills, Oddo, and the Speaker (Council Member Quinn) – **47**.

At this point, the President Pro Tempore (Council Member Comrie) 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

Report of the Committee on Education

Report for Int. No. 155-A

Report of the Committee on Education in favor of approving and adopting, as amended, a Local Law to amend the New York city charter, in relation to requiring the chancellor of the city school district to submit to the council an annual report concerning school capacity and utilization.

The Committee on Education, to which the annexed amended proposed local law was referred on April 14, 2010 (Minutes, page 1286), respectfully

REPORTS:

INTRODUCTION

On Monday, October 17th, 2011 the Committee on Education, chaired by Council Member Robert Jackson, will vote on Proposed Int. No. 155-A, a local law to amend the New York City Charter, in relation to requiring the Chancellor of the City school district to submit to the Council an annual report concerning school capacity and utilization. A copy of the introduction is attached.

BACKGROUND

Parents and advocates have long expressed concerns about the accuracy and reliability of Department of Education (DOE) capacity and utilization data, since inaccurate information likely affects decisions regarding capital projects and co-location of schools (schools sharing space within a building). Parents and advocates have also questioned whether the DOE data truly reflects the reality of schools' space constraints.

Proposed Int. No. 155-A would provide greater transparency and more detailed information including a breakdown of specialized spaces in schools and whether non-instructional spaces, such as hallways, are used for instructional purposes. As such, Proposed Int. No. 155-A will provide valuable information to parents in determining an appropriate school placement for their children.

PROPOSED INT. NO. 155-A

Section one of Proposed Int. No. 155-A would amend section 522 of the New York City Charter by amending subdivision f and by adding a new subdivision g.

Proposed Int. No. 155-A would amend subdivision f of section 522 to require that, in addition to being provided to the City Council, the reporting required by the new subdivision g would also be placed on the DOE's website, and would also be distributed by other reasonable means, as determined the Chancellor. Further, the reporting required by subdivision g of this section would be provided electronically in a database program and a link to the information would be posted on each school's web portal.

The new subdivision g of section 522 would be entitled "capacity and utilization reporting" and would require that the Chancellor submit an annual report to the Council on school capacity and utilization data for the prior school year. Subdivision g would define the terms "academic intervention services," "health clinic," "non-school organization," "physical fitness space," "school," and "teacher's lounge." Specifically, "academic intervention services" would be defined as any academic or behavioral services provided to students in addition to regular classroom instruction including, but not limited to, services for special education students and students identified as english language learners; "health clinic" would mean any area within a school designated exclusively for providing health services to students including, but not limited to, physical examinations and screenings for vision, hearing and other medical conditions; "non-school organization" would mean any organization or program that is not operated by the New York City Department of Education including but not limited to, after school programs, general education development programs and social services; "physical fitness space" would mean any space used for the purpose of physical fitness instruction; "school" would mean any elementary, middle or high school within the jurisdiction of the New York City Department of Education and in any facility owned or leased by the City of New York, holding some combination thereof including, but not limited to, District 75 schools and charter schools; and "teacher's lounge" would mean any space exclusively designated for use by teachers and school staff for non-instructional time. Such report would be due on November first of each year, beginning in 2013 and would include information concerning capacity and school utilization as described below.

For each school building and each school within a building or structure that holds one or more schools, the report would include the total number of each type of room or space listed below and whether or not the room or space is shared, and the specified purpose for each room or space but only if the space or room is utilized for such purpose at least 50% of the time:

- (1) cluster rooms or specialty rooms, used for the purpose of delivering specialized instruction and the purposes for which such rooms are utilized in such subject areas including, but not limited to, art, music, dance, science, computer, theatre and shop, by type of usage, and the square footage of each such room;
- (2) rooms utilized for occupational or physical therapy, speech, hearing, vision, adaptive physical education, counseling, school-based support teams and testing accommodations for students with disabilities, by type of usage, and the square footage of each such room;
- (3) Rooms utilized for academic intervention services, and the square footage of each such room;

- (4) Rooms utilized as physical fitness space including, but not limited to, gymnasiums and other physical fitness space, including the square footage of each such room;
- (5) Non-instructional spaces, such as hallways, used for instructional purposes, academic intervention services, or therapeutic or counseling services;
- (6) Health clinics, and the square footage of each such health clinic;
- (7) Student locker rooms;
- (8) Student bathrooms;
- (9) Teachers' lounges;
- (10) Auditoriums, and the square footage of each such auditorium;
- (11) Libraries, and the square footage of each such library;
- (12) Lunchrooms, the square footage of each such lunchroom, and the number of periods or half periods in which the lunchroom is utilized for the purpose of serving meals each day by each school;
- (13) Rooms or spaces occupied by non-school organizations, and the square footage being occupied by each such organization.

All information required by this subdivision would be aggregated citywide, as well as disaggregated by community school district, council district and borough.

Finally, Section two of Proposed Int. No. 155-A would provide that this local law would take effect immediately after its enactment.

(The following is the text of the Fiscal Impact Statement for Int. No. 155-A:)



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

PROPOSED INTRO. NO: 155-A

COMMITTEES:
Education

TITLE: A Local Law to amend the city charter, in relation to requiring the chancellor of the city school district to submit to the council an annual report concerning school capacity and utilization.

SPONSORS: Council Members Jackson, Barron, Chin, Comrie, Crowley, Dickens, Dromm, Fidler, Gentile, James, Koppel, Koslowitz, Lander, Nelson, Palma, Recchia, Rodriguez, Rose, Seabrook, Vann, Williams, Foster, Lappin, Vacca, Cabrera, Mendez, Mark-Viverito, Garodnick, Van Bramer, Brewer, Weprin, Arroyo, Levin, Gennaro, Ulrich, and Ignizio

SUMMARY OF LEGISLATION: Proposed Int. 155-A would amend the city charter to increase and improve the information provided in the Department of Education's Enrollment-Capacity-Utilization report, as well as increase the availability of the report to the public. The report would include information for the following types of rooms or spaces in school buildings, aggregated citywide and disaggregated by community school district, council district, and borough: cluster rooms or specialty rooms used for the purpose of delivering specialized instruction and the purposes for which rooms are utilized in each subject areas, by type of usage and square footage of each room; and rooms utilized for occupational physical therapy, speech, hearing, vision, adaptive physical education, counseling, school-based support teams and testing accommodations for students with disabilities, by type of usage and the square footage of each room. The report would also include, aggregated citywide and disaggregated by community school district, council district, and borough the square footage of each of the following types of rooms or spaces: health clinics, auditoriums, libraries, rooms utilized as physical fitness space, rooms utilized for academic intervention services, and rooms or spaces used by non-school organizations. The report would include lunchrooms, the square footage of each lunchroom, and the number of periods or half periods in which the lunchroom is utilized for the purpose of serving meals each day by each school; non-instructional spaces used for instructional purposes, academic intervention services or therapeutic or counseling services, student locker rooms, student bathrooms, and teachers' lounges, each aggregated citywide and disaggregated by community school district, council district, and borough.

In addition, the report would include the total number of each type of room or space listed above, indicate whether such type of room or space is shared by multiple schools, and identify space utilized for a specific purpose if such space is primarily utilized for this purpose at least fifty percent of the time.

The report would be placed on the Department's website in an electronic form compatible with a non-proprietary database program, and a link to the report would be posted on each school's web portal. The report would be released to the Council in electronic form no later than November 1st of each year, containing capacity and utilization data for the prior school year, beginning in the year 2013.

EFFECTIVE DATE: **Immediately**

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

SOURCE OF INFORMATION: City Council Finance Division
Mayor's Office

ESTIMATE PREPARED BY: Christina Perrotti, Legislative Financial Analyst

HISTORY: Introduced as Intro. 155 by the Council on April 14, 2010 and referred to the Committee on Education. A hearing was held by the Committee on Education and the legislation was laid over by the Committee on April 28, 2010. An Amendment has been proposed and the amended version, Proposed Int. 155-A, is scheduled to be voted out of the Education Committee and the Full Council on October 17, 2011.

DATE SUBMITTED TO COUNCIL: April 14, 2010

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 155-A:)

Int. No. 155-A

By Council Members Jackson, Barron, Chin, Comrie, Crowley, Dickens, Dromm, Fidler, Gentile, James, Koppell, Koslowitz, Lander, Nelson, Palma, Recchia, Rodriguez, Rose, Seabrook, Vann, Williams, Foster, Lappin, Vacca, Cabrera, Mendez, Mark-Viverito, Garodnick, Van Bramer, Brewer, Weprin, Arroyo, Levin, Gennaro, Gonzalez, Ulrich, Ignizio and Greenfield.

A Local Law to amend the New York city charter, in relation to requiring the chancellor of the city school district to submit to the council an annual report concerning school capacity and utilization.

Be it enacted by the Council as follows:

Section 1. Subdivision f of section 522 of the New York city charter, as added by local law number 125 for the year 2005, is amended to read as follows:

f. Dissemination of information. The reporting required by subdivision c of this section shall, in addition to being provided to the city council, be placed on the department's website, and may be distributed by such other means as the chancellor, in his or her discretion, determines to be a reasonable method of providing such information to the public. *The reporting required by subdivision g of this section shall be provided to the city council in electronic form and be placed on the department's website in an electronic form compatible with a non-proprietary database program. Further, a link to the reporting required by subdivision g of this section shall be posted on each school's web portal, and such reporting may be distributed by such other means as the chancellor, in his or her discretion, determines to be a reasonable method of providing such information to the public.*

§2. Section 522 of the New York city charter is amended by adding a new subdivision g to read as follows:

g. *Capacity and utilization reporting. Not later than the first day of November of the year two thousand thirteen and not later than the first day of November of every year thereafter, the chancellor of the city school district shall submit to the council a report on capacity and utilization data for the prior school year. For the purposes of this subdivision, the following terms shall have the following meanings:*

"Academic intervention services" shall mean any academic or behavioral services provided to students in addition to regular classroom instruction including, but not limited to, services for special education students and students identified as english language learners;

"Health clinic" shall mean any area within a school designated exclusively for providing health services to students including, but not limited to, physical examinations and screenings for vision, hearing and other medical conditions;

"Non-school organization" shall mean any organization or program that is not operated by the New York city department of education including, but not limited to, after school programs, general education development programs and social services;

"Physical fitness space" shall mean any space used for the purpose of physical fitness instruction;

"School" shall mean any elementary, middle or high school within the jurisdiction of the New York city department of education and in any educational facility owned or leased by the city of New York, holding some combination thereof including, but not limited to, district 75 schools and charter schools; and

"Teachers' lounge" shall mean any space exclusively designated for use by teachers and school staff for non-instructional time.

Such report shall include the total number of each type of room or space listed below, indicate whether such type of room or space is shared by multiple schools, and provide the following information for each school building and each school within a building or structure that holds one or more schools, and shall identify space utilized for a specified purpose if such space is primarily utilized for such identified purpose no less than fifty percent of the time, provided that nothing herein shall prevent the reporting of additional spaces that are utilized for less than fifty percent of the time if such percentage of time is indicated in the report, provided that all information required by this subdivision shall be aggregated citywide, as well as disaggregated by community school district, council district and borough:

1. Cluster rooms or specialty rooms used for the purpose of delivering specialized instruction and the purposes for which such rooms are utilized in such subject areas including, but not limited to, art, music, dance, science, computer, theatre and shop, by type of usage, and the square footage of each such room;

2. Rooms utilized for occupational or physical therapy, speech, hearing, vision, adaptive physical education, counseling, school-based support teams and testing accommodations for students with disabilities, by type of usage, and the square footage of each such room;

3. Rooms utilized for academic intervention services, and the square footage of each such room;

4. Rooms utilized as physical fitness space including, but not limited to, gymnasiums and other physical fitness space, including the square footage of each such room;

5. Non-instructional spaces, such as hallways, used for instructional purposes, academic intervention services, or therapeutic or counseling services;

6. Health clinics, and the square footage of each such health clinic;

7. Student locker rooms;

8. Student bathrooms;

9. Teachers' lounges;

10. Auditoriums, and the square footage of each such auditorium;

11. Libraries, and the square footage of each such library;

12. Lunchrooms, the square footage of each such lunchroom, and the number of periods or half periods in which the lunchroom is utilized for the purpose of serving meals each day by each school;

13. Rooms or spaces occupied by non-school organizations, and the square footage being occupied by each such organization.

§3. This local law shall take effect immediately.

ROBERT JACKSON, Chairperson; CHARLES BARRON, LEWIS A. FIDLER, HELEN D. FOSTER, G. OLIVER KOPPELL, DANIEL R. GARODNICK, JESSICA S. LAPPIN, JAMES VACCA, FERNANDO CABRERA, MARGARET S. CHIN, DANIEL DROMM, KAREN KOSLOWITZ, STEPHEN T. LEVIN, DEBORAH L. ROSE, MARK S. WEPRIN, DAVID G. GREENFIELD, VINCENT M. IGNIZIO; Committee on Education, October 17, 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 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. 1084

Report of the Committee on Finance in favor of approving and adopting, 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 17, 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 17, 2011, amends the description for the Description/Scope of Services for Sunnyside Gardens Park, an organization receiving discretionary funding in accordance with the Fiscal 2012 Expense Budget in the amount of \$25,000 within the budget of the Department for the Aging. The Resolution changes the agency through which the organization will receive funding to the Department of Parks and Recreation and changes the Description/Scope of services to read: "Funds to be used to repair 48th and 50th streets, which includes replacing damaged sidewalk, install new sidewalk, curbs, stone wall, and steps on 50th. Also included is 280ft of landscaping on both streets. Funds will also be used to continue railroad tie wall on 48th st."

Also, this amends the description for the Description/Scope of Services for Sunnyside Gardens Park, an organization receiving discretionary funding in accordance with the Fiscal 2012 Expense Budget in the amount of \$22,600 within the budget of the Department for the Aging. The Resolution changes the agency through which the organization will receive funding to the Department of Parks and Recreation and changes the Description/Scope of services to read: "Funds to be used to repair 48th and 50th streets, which includes replacing damaged sidewalk, install new sidewalk, curbs, stone wall, and steps on 50th. Also included is 280ft of landscaping on both streets. Funds will also be used to continue railroad tie wall on 48th st."

Additionally, this Resolution amends the description for the Description/Scope of Services for the Staten Island Economic Development Corporation, an organization receiving local discretionary funding in accordance with the Fiscal

2012 Expense Budget in the amount of \$5,000 within the budget of the Department of Small Business Services. This Resolution changes the Description/Scope of services to read: "Funds to support the Annual Economic Development Conference."

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 discretionary funding in accordance with 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 pursuant to certain initiatives 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 4-7; and 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 Chart 8.

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 certain organizations 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 a certain organization receiving youth discretionary funding in accordance with the Fiscal 2012 Expense Budget. Chart 3 indicates the addition of the Bay Ridge Bensonhurst Beautification Preservation Alliance, Inc. as a fiscal conduit for the Fourth Avenue Presbyterian Church/The Children's Community Chorus, an organization receiving aging discretionary funding in the amount of \$3,500 within the Department of Youth and Community Development.

Chart 4 sets forth the new designation and changes in the designation of certain organizations receiving funding pursuant to the Cultural After School Adventure Initiative in accordance with the Fiscal 2012 Expense Budget.

Chart 5 sets forth certain organizations receiving funding pursuant to the Immigrant opportunities Cultural After School Adventure Initiative in accordance with the Fiscal 2012 Expense Budget

Chart 6 sets forth certain organizations receiving funding pursuant to the Infant Mortality Reduction Initiative,

Chart 7 sets forth the new designation and changes in the designation of a certain organization receiving funding in the amount of \$75,000 within the budget of the Department of Mental Health and Hygiene pursuant to the Asthma Control Program Initiative in accordance with the Fiscal 2012 Expense Budget. Funding in the amount of \$750,000 for the Long Island College Hospital will be removed, and provided to the SUNY Downtown Medical Center.

Chart 8 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.

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.

In connection herewith, Council Member Recchia offered the following resolution:

Res. No. 1084

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 local discretionary funding; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving a change in the agency through which the organization will receive funding in the amount of \$25,000 to the Department of Parks and Recreation and changes the Description/Scope of services to read: "Funds to be used to repair 48th and 50th streets, which includes replacing damaged sidewalk, install new sidewalk, curbs, stone wall, and steps on 50th. Also included is 280ft of landscaping on both streets. Funds will also be used to continue railroad tie wall on 48th st.;" and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving a change in the agency through which the organization will receive funding in the amount of \$22,600 to the Department of Parks and Recreation and changes the Description/Scope of services to read: "Funds to be used to repair 48th and 50th streets, which includes replacing damaged sidewalk, install new sidewalk, curbs, stone wall, and steps on 50th. Also included is 280ft of landscaping on both streets. Funds will also be used to continue railroad tie wall on 48th st.;" 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 Staten Island Economic Development Corporation, an organization receiving funding in the amount of \$5,000 within the budget of the Department of Small Business Services in accordance with the Fiscal 2012 Expense Budget, to read: "Funds to support the Annual Economic Development Conference.;" 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 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 new designation and changes in the designation of certain organizations 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 a certain organization 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 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 certain organizations receiving funding pursuant to the Immigrant Opportunity 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 certain organizations receiving funding pursuant to the Infant Mortality Reduction 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 and changes in the designation of certain organizations receiving funding pursuant to the Asthma Control Program 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 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 8.

ATTACHMENT:

CHART 2: Aging Discretionary

Member	Organization	EIN Number	Agency	U/A	Amount	Agt #	Fiscal Conduit	Sponsoring Organization	Fiscal Conduit
							EIN		EIN
Mealy	Department for the Aging	13-6400454	DFTA	003	(888,760.00)	125	003		
Mealy	Women's Senior Citizens Council - High Glroy Senior Center	13-6400454	DFTA	003	(320,000.00)	125	003		
Mealy	Fort Greene Senior Citizens Council - Chesapeake C. Center	11-2300840	DFTA	003	\$27,394.00	125	003		
Mealy	Brennan Center	11-2300840	DFTA	003	\$5,000.00	125	003		
Mealy	Crown Heights Preservation Committee Corporation - Shalom Senior Center	11-2322490	DFTA	003	\$5,000.00	125	003		
Mealy	Wayside Out-Reach Development, Inc. (WOROD) - Mt. Ararat Senior Center	11-3526690	DFTA	003	\$5,000.00	125	003		
Mealy	Wayside Out-Reach Development, Inc. (WOROD) - Tilden Senior Center	11-3526690	DFTA	003	\$10,200.00	125	003		
Mealy	Wayside Out-Reach Development, Inc. (WOROD) - Van Dyke Senior Center	11-3526690	DFTA	003	\$10,000.00	125	003		
Mealy	Wayside Out-Reach Development, Inc. (WOROD) - Brevoort Senior Center	11-3526690	DFTA	003	\$16,156.00	125	003		
Mealy	Wayside Out-Reach Development, Inc. (WOROD) - Rosetta Gaston Senior Center	11-3526690	DFTA	003	\$10,000.00	125	003		
					\$0.00				

* Indicates pending completion of pre-qualification review.

CHART 1: Local Initiatives

Member	Organization	EIN Number	Agency	U/A	Amount	Agt #	Fiscal Conduit	Sponsoring Organization	Fiscal Conduit
							EIN		EIN
Gentile	Narrow Botanical Garden, Inc., The	11-3382931	DYCD	005	(84,500.00)	260	005	Bay Ridge Bayside Preservation Association	11-2697921
Gentile	Narrow Botanical Garden, Inc., The	11-3382931	DYCD	005	\$4,500.00	260	005	Bay Ridge Bayside Preservation Association	11-2697921
Gentile	National Organization of Italian American Women, Inc.	13-3155702	DYCD	005	(63,500.00)	260	312	Bay Ridge Bayside Preservation Association	11-3232323
Gentile	National Organization of Italian American Women, Inc.	13-3155702	DYCD	005	\$3,500.00	260	312	Bay Ridge Bayside Preservation Association	11-3232323
Gentile	Regina Opera Company, Inc.	11-2734761	DYCD	005	(83,500.00)	260	005	Bay Ridge Bayside Preservation Association	11-3232323
Gentile	Regina Opera Company, Inc.	11-2734761	DYCD	005	\$3,500.00	260	005	Bay Ridge Bayside Preservation Association	11-3232323
Gentile	Scandinavian East Coast Museum	11-3634793	DYCD	005	(84,000.00)	260	005	Bay Ridge Bayside Preservation Association	11-2697921
Gentile	Scandinavian East Coast Museum	11-3634793	DYCD	005	\$4,000.00	260	005	Bay Ridge Bayside Preservation Association	11-2697921
CC	Friends of Sunnyside Gardens Park	26-1916532	DPR	003	\$25,000.00	126	003		
CC	Friends of Sunnyside Gardens Park	26-1916532	DPR	003	\$25,000.00	126	003		
Van Brimmer	Friends of Sunnyside Gardens Park	26-1916532	DPR	003	(822,600.00)	126	003		
Van Brimmer	Friends of Sunnyside Gardens Park	26-1916532	DPR	006	\$22,600.00	126	006		
Ferreras	Librarians Association of Queens East Elmhurst, Inc.	11-2228514	DYCD	005	(620,000.00)	260	005		
Ferreras	Librarians Association of Queens East Elmhurst, Inc.	11-2228514	DCA	003	\$20,000.00	126	003		
					\$0.00				

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

CHART 4: Cultural After-School Adventure (CASA)

Council Member	Organization	EIN Number	Agency	U/A	Amount	Agt #	Fiscal Conduit
							EIN
Baron	Creative Outlet Dance Theatre of Brooklyn	11-3307754	DCA	003	(820,000.00)	126	003
Baron	Neal Porter Foundation, Inc. - PS 279 Herman Schlieber	11-3271472	DCA	003	\$20,000.00	126	003
Levin	Coney Island History Project - Public School 16	03-0541772	DCA	003	(820,000.00)	126	003
Levin	TADAI Theater and Dance Alliance, Inc. - Public School 16	13-3311284	DCA	003	\$20,000.00	126	003
					\$0.00		

* Indicates pending completion of pre-qualification review.

CHART 3: Youth Discretionary

Member	Organization	EIN Number	Agency	U/A	Amount	Agt #	Fiscal Conduit
							EIN
Gentile	Fourth Avenue Presbyterian Church/The Children's Community Chorus	11-2693994	DYCD	312	(93,500.00)	260	312
Gentile	Fourth Avenue Presbyterian Church/The Children's Community Chorus	11-2693994	DYCD	312	\$3,500.00	260	312
					\$0.00		

* Indicates pending completion of pre-qualification review.

CHART 5: Immigrant Opportunities Initiative (Continued)

Council Member	Organization	EIN Number	Agency	Amount	Aggr #	U/A
Brooklyn	Jewish Community Council of Greater Coney Island, Inc.	11-2685181	DYCD	\$35,469.50	260	005
Brooklyn	Kings Bay YMC-YWHA, Inc.	11-3086815	DYCD	\$25,000.00	260	005
Brooklyn	Kingsbridge Heights Community Center, Inc.	13-2813809	DYCD	\$29,500.00	260	005
Brooklyn	Legal Aid Society	13-5562265	DYCD	\$68,750.00	260	005
Manhattan	Legal Aid Society	13-5562265	DYCD	\$33,254.50	260	005
Queens	Legal Aid Society	13-5562265	DYCD	\$60,000.00	260	005
Staten Island	Legal Aid Society	13-5562265	DYCD	\$37,500.00	260	005
Brooklyn	Legal Information for Families Today (LIFT)	13-5562265	DYCD	\$41,786.00	260	005
Brooklyn	Legal Services NYC - Bronx	13-3910567	DYCD	\$12,687.00	260	005
Manhattan	Legal Services NYC - Manhattan	13-2601199	DYCD	\$66,750.00	260	005
Queens	Legal Services NYC - Queens Legal Services Corporation	13-2656584	DYCD	\$32,254.50	260	005
Staten Island	Legal Services NYC - Staten Island Legal Services	13-2601199	DYCD	\$40,000.00	260	005
Manhattan	Little Sisters of the Assumption Family Health Services, Inc.	13-1628180	DYCD	\$53,500.00	260	005
Manhattan	Little Sisters of the Assumption Family Health Services, Inc.	13-2867881	DYCD	\$23,137.50	260	005
Queens	Little Sisters of the Assumption Family Health Services, Inc.	13-3344389	DYCD	\$25,000.00	260	005
Brooklyn	Mary Mitchell Youth and Family Center, Inc.	13-2738618	DYCD	\$23,137.50	260	005
Manhattan	Metropolitan New York Coordinating Council on Jewish Poverty, Inc.	13-3385032	DYCD	\$25,000.00	260	005
Queens	Metropolitan New York Coordinating Council on Jewish Poverty, Inc.	13-2738618	DYCD	\$25,000.00	260	005
Brooklyn	Metropolitan New York Coordinating Council on Jewish Poverty, Inc.	13-2738618	DYCD	\$112,000.00	260	005
Manhattan	MFY Legal Services, Inc.	13-2738618	DYCD	\$23,137.50	260	005
Brooklyn	Miteca Organization, Inc.	11-2685181	DYCD	\$86,005.00	260	005
Brooklyn	Mishlo-Montefiore Community Center, Inc.	13-2622748	DYCD	\$28,500.00	260	005
Manhattan	Neighborhood Defender Service, Inc.	11-2685181	DYCD	\$25,000.00	260	005
Queens	Neighborhood Initiatives Development Corporation (NIDC)	06-1286892	DYCD	\$28,500.00	260	005
Brooklyn	New York Legal Assistance Group	13-3110811	DYCD	\$31,000.00	260	005
Queens	New York Legal Assistance Group	13-3595428	DYCD	\$75,750.00	260	005
Manhattan	Northern Manhattan Coalition for Immigrant Rights	13-3595428	DYCD	\$93,000.00	260	005
Manhattan	Northern Manhattan Improvement Corporation	13-3255581	DYCD	\$39,123.00	260	005
Brooklyn	Philips Community Development Corporation	13-2972415	DYCD	\$23,137.50	260	005
Brooklyn	Polish and Slavic Center, Inc.	13-2707655	DYCD	\$26,500.00	260	005
Staten Island	Polishans Organized to Minister Our Community (POMOC), Inc.	11-2265870	DYCD	\$25,000.00	260	005
Queens	Polishans Organized to Minister Our Community (POMOC), Inc.	11-2594500	DYCD	\$25,000.00	260	005
Queens	Polishans Organized to Minister Our Community (POMOC), Inc. - St. Stanislaus Koslita Church	11-2594500	DYCD	\$40,000.00	260	005
Queens	Polishans Organized to Minister Our Community (POMOC), Inc.	11-2594500	DYCD	\$45,000.00	260	005
Manhattan	Research Foundation of the City University of New York - Citizenship NOW **	11-2375983	DYCD	\$25,000.00	260	005
Manhattan	Research Foundation of the City University of New York - Citizenship NOW **	13-1988190	CUNY	\$65,000.00	042	001
Brooklyn	Research Foundation of the City University of New York - Citizenship NOW **	13-1988190	CUNY	\$39,123.00	042	001
Manhattan	Research Foundation of the City University of New York - Citizenship NOW **	13-1988190	CUNY	\$23,137.50	042	001
Brooklyn	Research Foundation of the City University of New York - Citizenship NOW **	13-1988190	CUNY	\$21,000.00	042	001

CHART 6: Infant Mortality Reduction Initiative

Council Member	Organization	EIN Number	Agency	Amount	Aggr #	U/A
Manhattan	Infant Mortality Reduction Initiative	13-6400434	DOHMH	\$2,500,000.00	816	113
Brooklyn	African Services Committee	13-3749744	DOHMH	\$22,320.42	816	113
Brooklyn	Bedford Stuyvesant Family Health Center, Inc.	11-2412205	DOHMH	\$24,796.08	816	113
Brooklyn	Brooklyn Health Link	13-4045022	DOHMH	\$125,606.32	816	113
Brooklyn	Brooklyn Perinatal Network	13-3254484	DOHMH	\$22,320.42	816	113
Brooklyn	Brooklyn Perinatal Network	13-3428222	DOHMH	\$126,659.56	816	113
Brooklyn	Caribbean Women's Health Association, Inc.	13-3323168	DOHMH	\$95,000.31	816	113
Brooklyn	Christ the Rock World Restoration Church International, Inc.	62-1823281	DOHMH	\$18,606.94	816	113
Brooklyn	Christopher Rose Community Empowerment Campaign	11-3423812	DOHMH	\$18,606.94	816	113
Brooklyn	Church Avenue Merchants Block Association (CAMBA)	11-2490339	DOHMH	\$29,156.93	816	113
Brooklyn	Clergy United for Community Empowerment, Inc. (formerly SQCC)	11-3030795	DOHMH	\$24,796.08	816	113
Brooklyn	Community Healthcare Network, Inc.	13-3063068	DOHMH	\$171,045.32	816	113
Brooklyn	Community Healthcare Network, Inc. (Bronx)	13-3063068	DOHMH	\$22,320.42	816	113
Brooklyn	Community Healthcare Network, Inc. (Manhattan)	13-3063068	DOHMH	\$24,796.08	816	113
Brooklyn	Diabetes Community Services, Inc.	11-3722295	DOHMH	\$29,156.93	816	113
Brooklyn	DOHMH Infant, Maternal and Reproductive Health Programs	13-6400434	DOHMH	\$479,235.00	816	113
Brooklyn	Federation of County Networks	13-4156022	DOHMH	\$129,524.40	816	113
Brooklyn	Foresdale, Inc.	13-4156022	DOHMH	\$28,639.01	816	113
Brooklyn	Fort Greene Strategic Neighborhood Action Partnership (S.N.A.P.)	11-1631747	DOHMH	\$24,796.08	816	113
Brooklyn	Good Shepherd Services	11-3343941	DOHMH	\$29,447.82	816	113
Brooklyn	Greater Brooklyn Health Coalition	13-5598710	DOHMH	\$22,320.42	816	113
Brooklyn	Haitian Americans United For Progress, Inc.	11-3484928	DOHMH	\$29,156.93	816	113
Brooklyn	Little Sisters of the Assumption	11-2423857	DOHMH	\$18,606.94	816	113
Brooklyn	Lower East Side Family Union	13-2867881	DOHMH	\$24,796.08	816	113
Brooklyn	Morris Heights Health Center	23-7412423	DOHMH	\$27,890.65	816	113
Brooklyn	Mount Sinai School of Medicine of New York University	06-1091232	DOHMH	\$22,320.42	816	113
Brooklyn	New York Academy of Medicine	13-1624068	DOHMH	\$123,541.16	816	113
Brooklyn	Northern Manhattan Perinatal Partnership	13-1656574	DOHMH	\$19,200.00	816	113
Brooklyn	Northern Manhattan Perinatal Partnership	13-3782555	DOHMH	\$10,159.00	816	113
Brooklyn	NYC Health and Hospital Corp./East New York Diagnostic and Treatment Center	13-2655001	DOHMH	\$138,474.05	816	113
Brooklyn	NYC Health and Hospital Corp./East New York Diagnostic and Treatment Center	13-2655001	DOHMH	\$15,421.00	816	113

* Indicates pending completion of pre-qualification review.

CHART 5: Immigrant Opportunities Initiative

Council Member	Organization	EIN Number	Agency	Amount	Aggr #	U/A
Manhattan	Immigrant Opportunities Initiative	13-6400434	DYCD	\$3,924,725.00	260	005
Manhattan	African Services Committee	13-3749744	DYCD	\$23,137.50	260	005
Manhattan	American-Italian Coalition of Organizations, Inc. (AMICO)	11-2488438	DYCD	\$25,000.00	260	005
Manhattan	Asian Americans for Equality	13-3187752	DYCD	\$23,137.50	260	005
Brooklyn	Association of the Bar of the City of New York Fund, Inc. - City Bar Justice Center	13-6003018	DYCD	\$50,000.00	260	005
Brooklyn	Bedford Stuyvesant Community Legal Services Corporation	11-2488438	DYCD	\$50,335.00	260	005
Brooklyn	Boro Park Jewish Community Council	11-2475993	DYCD	\$50,000.00	260	005
Brooklyn	BrownWorks, Inc.	13-3254484	DYCD	\$67,250.00	260	005
Brooklyn	Brooklyn Chinese American Association, Inc.	11-3065656	DYCD	\$9,786.00	260	005
Brooklyn	Brooklyn Defender Services	11-3305468	DYCD	\$8,886.00	260	005
Brooklyn	Caribbean Women's Health Association, Inc.	13-3323168	DYCD	\$25,000.00	260	005
Brooklyn	Catholic Migration Services, Inc.	11-3048411	DYCD	\$25,000.00	260	005
Brooklyn	Center for Law and Social Justice, Megar Evers College **	13-1988190	CUNY	\$29,786.00	042	001
Queens	Central American Legal Assistance	11-2685181	DYCD	\$60,000.00	260	005
Manhattan	Chinese American Planning Council, Inc.	13-6202692	DYCD	\$23,137.50	260	005
Brooklyn	Chinese American Planning Council, Inc.	13-6202692	DYCD	\$25,939.00	260	005
Brooklyn	Church Avenue Merchants Block Association (CAMBA)	11-2488438	DYCD	\$16,786.00	260	005
Queens	City University of New York School of Law Foundation, Inc., The **	11-2622003	CUNY	\$58,000.00	042	001
Brooklyn	Committee for Hispanic Children and Families, Inc. The	11-2622003	DYCD	\$50,000.00	260	005
Brooklyn	Committee for Hispanic Children and Families, Inc. The	11-2622003	DYCD	\$23,137.50	260	005
Manhattan	Comprehensive Development, Inc.	11-2684728	DYCD	\$23,137.50	260	005
Brooklyn	Council of Jewish Organizations of Flatbush, Inc.	13-3861648	DYCD	\$53,654.50	260	005
Brooklyn	Cypress Hills Local Development Corporation	11-2684728	DYCD	\$63,685.00	260	005
Manhattan	Dominican Women's Development Center, Inc.	13-3693865	DYCD	\$39,123.00	260	005
Queens	Ecuadorian Interracial Center, Inc.	01-4627174	DYCD	\$25,000.00	260	005
Brooklyn	Emerald Isle Immigration Center	11-2932528	DYCD	\$31,000.00	260	005
Queens	Emerald Isle Immigration Center	11-2932528	DYCD	\$18,000.00	260	005
Brooklyn	Federation of Italian American Organizations of Brooklyn, Ltd.	11-2932528	DYCD	\$25,000.00	260	005
Brooklyn	Flushing Jewish Community Council	11-2507510	DYCD	\$50,000.00	260	005
Queens	Flushing Jewish Community Council	11-2507510	DYCD	\$25,167.00	260	005
Brooklyn	Gambian Brooklyn New York, Inc.	11-2695559	DYCD	\$6,000.00	260	005
Queens	Haitian Americans United for Progress, Inc.	13-3948438	DYCD	\$25,000.00	260	005
Queens	Haitian American Neighborhood Action Committee, Inc. (HANAC)	11-2423857	DYCD	\$47,000.00	260	005
Manhattan	HIV Law Project, Inc., The	11-2905632	DYCD	\$14,000.00	260	005
Manhattan	Housing Conservation Coordinators, Inc.	13-3790564	DYCD	\$39,123.00	260	005
Manhattan	Housing Conservation Coordinators, Inc.	61-0141489	DYCD	\$39,123.00	260	005

CHART 5: Immigrant Opportunities Initiative (Continued)

Council Member	Organization	EIN Number	Agency	Amount	Aggr #	U/A
Brooklyn	Sanctuary for Families, Inc.	13-3193119	DYCD	\$61,250.00	260	005
Manhattan	Sanctuary for Families, Inc.	13-3193119	DYCD	\$23,137.50	260	005
Queens	Sanctuary for Families, Inc.	13-3193119	DYCD	\$100,000.00	260	005
Brooklyn	Sanctuary for Families, Inc.	13-3193119	DYCD	\$12,000.00	260	005
Brooklyn	SBH Community Service Network, Inc. (Sephardic Bkhar Cholim)	23-7406410	DYCD	\$25,000.00	260	005
Brooklyn	South Bronx Over all Economic Development Corporation	13-2368022	DYCD	\$22,000.00	260	005
Brooklyn	South Queens Boys and Girls Club, Inc.	13-2605605	DYCD	\$22,000.00	260	005
Queens	Southside Community Mission, Inc.	11-1969067	DYCD	\$50,000.00	260	005
Brooklyn	Staten Island Employment Education Consortium	13-3097567	DYCD	\$70,839.00	260	005
Staten Island	Staten Island Employment Education Consortium	13-3097567	DYCD	\$65,000.00	260	005
Brooklyn	Supportive Childrens Advocacy Network (SCAN)	13-2812953	DYCD	\$31,000.00	260	005
Brooklyn	United Jewish Organizations, Inc.	11-1950787	DYCD	\$25,000.00	260	005
Brooklyn	United Jewish Organizations (UJO) of Williamsburg	11-2728233	DYCD	\$25,000.00	260	005
Manhattan	Urban Justice Center	13-3442022	DYCD	\$39,123.00	260	005
Manhattan	Urban Justice Center	13-3442022	DYCD	\$39,123.00	260	005
Brooklyn	West Bronx Housing and Neighborhood Resource Center, Inc.	13-2841841	DYCD	\$31,000.00	260	005
Staten Island	William A. Egps Community Center, Inc.	66-1074714	DYCD	\$25,000.00	260	005
Queens	Young Korean American Service and Education Center, Inc.	11-2710506	DYCD	\$34,000.00	260	005
Brooklyn	Youth Ministries For Peace and Justice	13-4006535	DYCD	\$66,250.00	260	005

(\$144,123.00)

CHART 6: Infant Mortality Reduction Initiative (Continued)

Organization	EIN Number	Agency	Amount	Agy #	U/A *
Queens Comprehensive Perinatal Council (Downstate NY Healthy Start Project staff)	11-2870422	DOHMH	\$24,796.08	816	113
Richmond Medical Center d/b/a Richmond University Medical Center	74-3177454	DOHMH	\$16,606.94	816	113
SCO-Family of Services (Brooklyn NFP)	11-2777068	DOHMH	\$261,303.67	816	113
SIDS of PA (at/ka Cribs for Kids)	25-1442808	DOHMH	\$50,000.00	816	113
St. Barnabas Hospital	13-1740122	DOHMH	\$22,320.42	816	113
Urban Health Plan, Inc.	23-7360305	DOHMH	\$22,320.42	816	113
Visiting Nurse Service of New York Home Care, Inc./Early Steps Family Center	13-1624211	DOHMH	\$24,796.08	816	113
William F. Ryan Health Center	13-2894976	DOHMH	\$27,890.65	816	113
			(\$149,339.02)		

* Indicates pending completion of pre-qualification review.

CHART 7: Asthma Control Program

Organization	EIN Number	Agency	Amount	Agy #	U/A *
Long Island College Hospital	11-1018885	DOHMH	(\$75,000.00)	816	113
SUNY Downstate Medical Center	11-1018885	DOHMH	\$75,000.00	816	113
			\$0.00		

* Indicates pending completion of pre-qualification review.

CHART 8: Local Initiatives-Fiscal 2011

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A *	Fiscal Consult
Jackson	Forest Hills Football League, Inc.	11-3057287	DYCD	(\$1,000.00)	260	312	EN
Jackson	Washington Heights Inwood Coalition	13-2987268	DYCD	\$1,000.00	260	312	
Sanders, Jr.	Margaret Community Corporation	11-2534700	DYCD	(\$15,000.00)	260	005	
Sanders, Jr.	Rosedale Jets Football Association, Inc.	11-3401835	DYCD	(\$3,500.00)	260	312	
Sanders, Jr.	Margaret Community Corporation	11-2534700	DYCD	(\$16,000.00)	260	005	
Sanders, Jr.	Southern Queens Park Association, Inc.	11-2432446	DYCD	(\$53,500.00)	260	005	
			\$0.00				

* Indicates pending completion of pre-qualification review.

DOMENIC M. RECCHIA, Jr., Chairperson; GALE A. BREWER, LEROY G.COMRIE, Jr., LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, VINCENT M. IGNIZIO, JAMES S. ODDO; Committee on Finance, October 17, 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 Rules, Privileges & Elections

Report for M-646

Report of the Committee on Rules, Privileges and Elections approving the re-appointment by the Mayor of Susan Klitzman as a member of the New York City Board of Health.

The Committee on Rules, Privileges and Elections, to which the annexed communication was referred on October 17, 2011, respectfully

REPORTS:

Topic I: New York City Board of Health – (Mayor’s nominees for re-appointment upon advice and consent of the Council)

- Susan Klitzman, [M-646]
- Sixto Caro, MD, [M-647]

Pursuant to *New York City Charter* (“the Charter”) § 553, there shall be in the New York City Department of Health and Mental Hygiene (“the Department”)¹ a for the Lower Ma_____

¹ On November 6, 2001, the voters of New York City approved the merger of the New York City Department of Health and the New York City Department of Health, Mental Retardation and Alcoholism Services to create a new agency called the Department of Public Health. The agency is presently known as the Department of Health and Mental Hygiene.

Board of Health (“the Board”)², the Chairperson of which shall be the Commissioner of the Department.

The main function of the Board is to promulgate the *New York City Health Code* (“Code”), which can encompass any matter within the jurisdiction of the Department, and has “the force and effect of law.” [Charter § 558.] The Board may legislate on “all matters and subjects to which the power and authority of the Department extends.” [Charter § 558(c).] The jurisdiction of the Department is among the most extensive and varied of all City agencies. Except as otherwise provided by law, the Department has jurisdiction to regulate all matters affecting health in the City and to perform all those functions and operations performed by the City that relate to the health of the people of the City, including but not limited to the mental health, mental retardation, alcoholism and substance abuse related needs of the people of the City. [Charter § 556.] The scope of the Department’s jurisdiction includes such diverse disciplines as communicable diseases, environmental health services, radiological health, food safety, veterinary affairs, water quality, pest control and vital statistics. New emerging pathogens and biological warfare are the most recent additions to the Department’s roster of concerns.

In addition to its primary legislative function in relation to the *Code*, the Board is charged with certain administrative responsibilities. The Board may issue, suspend or revoke permits (e.g., food vendor permits) or may delegate this duty to the Commissioner, in which case a party aggrieved by the decision of the Commissioner has a right of appeal to the Board. [Charter § 561.] The Board may declare a state of “great and imminent peril” and take appropriate steps subject to Mayoral approval. [Charter § 563.] Other administrative functions of the Board are contained in the *Administrative Code of the City of New York*. One important function is to declare conditions as public nuisances and to order that such conditions be abated or otherwise corrected. [Administrative Code § 17-145.]

In addition to the Chairperson, the Board consists of ten members, five of whom shall be doctors of medicine who shall each have had not less than ten years experience in any or all of the following: clinical medicine, neurology, psychiatry, public health administration or college or university public health teaching. The other five members need not be physicians. However, non-physician members shall hold at least a Masters degree in environmental, biological, veterinary, physical, or behavioral health or science, or rehabilitative science or in a related field, and shall have at least ten years experience in the field in which they hold such a degree. The Chairperson of the Mental Hygiene Advisory Board³ sits as one of the ten board members, provided that such individual meets the requirements for Board membership of either a physician or non-physician member.

The nine Board members other than the Chairperson and the member who shall be the Chairperson of the Mental Hygiene Advisory Board shall serve without compensation and shall be appointed by the Mayor, each for a term of six-years.⁴ In the case of a vacancy, the Mayor shall appoint a member to serve for the un-expired term. [Charter § 553(b).] The Mayor’s appointees are subject to the advice and consent of the New York City Council as set forth in *Charter* § 31.

The Commissioner shall designate such Department employees as may be necessary to the service of the Board, including an employee designated by him to serve as the Secretary to the Board. [Charter § 553 (c).]

Pursuant to *Charter* § 554, a member of the Board other than the Chairperson may be removed by the Mayor upon proof of official misconduct or of negligence in official duties or of conduct in any manner connected with his/her official duties, that tends to discredit his/her office, or of mental or physical inability to perform his/her duties. Prior to removal, however, the Board member shall receive a copy of the charges and shall be entitled to a hearing before the Mayor and to the assistance of counsel at such hearing.

for the Lower Ma_____

² The ballot proposal approved by the City’s voters on November 6, 2001, expanded the Board’s membership from five to eleven members (including the Commissioner), while maintaining the current ratio of medical to non-medical personnel. Also, member terms were reduced from eight years to six years, and staggered to assure continuity. The Charter Revision Commission (the “Commission”) asserted that these changes would ensure that the Board is better able to address today’s “more complex public health threats and meet the new and emerging public health challenges of the future.” Also, the Commission reasoned that the expansion of the Board would “provide the opportunities to increase the variety of expertise represented, and allow for inclusion of representatives with experience relating to special health needs of different racial and cultural groups in the City.” Moreover, the Commission felt “a larger Board would also bring to bear greater diversity of academic, clinical and community perspectives on the broad spectrum of public health problems and issues that need to be addressed.” Report of the New York City Charter Revision Commission, *Making Our City’s Progress Permanent*, pp69-70 (September 5, 2001).

³ This body advises the Commissioner of Health and Mental Hygiene and the Deputy Commissioner for Mental Hygiene Services in the development of community mental health, mental retardation, alcoholism and substance abuse facilities and services and programs related thereto. Charter § 568.

⁴ The term of the Board of Health Chair, who is the Commissioner of Health, is not specified. The Chair of the Mental Hygiene Advisory Board can serve an unlimited number of four-year terms on that advisory Board and, thus, on the New York City Board of Health as well. Mental Hygiene Law § 41.11(d) and Charter § 568(a)(1).

If re-appointed, Ms. Klitzman, a Brooklyn resident, will serve the remainder of a six-year term that will expire on May 31, 2014. A copy of Ms. Klitzman’s résumé and report/resolution is annexed to this briefing paper.

If re-appointed, Dr. Caro, a Brooklyn resident, will serve the remainder of a six-year term that will expire on May 31, 2016. A copy of Dr. Caro’s résumé and report/resolution is annexed to this briefing paper.

Topic II: New York City Environmental Control Board – (Mayoral nominee for appointment upon advice and consent of the Council)

- **Elizabeth Knauer [M-648]**

Within the New York City Office of Administrative Trials and Hearings (“OATH”) there is an Environmental Control Board (“ECB”) that adjudicates notices of violation issued by various city agencies including the Departments of Environmental Protection, Police, Sanitation, Health and Mental Hygiene, Fire and Buildings. ECB has the power to render decisions and orders and to impose civil penalties under law provided for such violations. ECB may apply to a court of competent jurisdiction for enforcement of any decision, order or subpoena that it issues. ECB’s responsibilities and structure are outlined in *New York City Charter* section 1049-a.

Among the provisions of law enforced by ECB are those relating to the cleanliness of city streets; the disposal of wastes; the provision of a pure, wholesome and adequate supply of water; the prevention of air, water and noise pollution; the regulation of street peddling; and the city response to emergencies caused by releases or threatened releases of hazardous substances. ECB has the authority to make, amend or rescind such rules and regulations to carry out its duties. Also, ECB has concurrent jurisdiction with the Board of Health to enforce those provisions of the health code and the rules and regulations relating thereto that the Board of Health shall designate.

ECB consists of the Commissioners of the Departments of Environmental Protection, Sanitation, Health and Mental Hygiene, Buildings, Police, Fire and the Chief Administrative Law Judge of OATH, as well as six persons appointed by the Mayor with the advice and consent of the Council. The Chief Administrative Judge of OATH serves as Chair of ECB. Within its appropriation, ECB may appoint an Executive Director and such hearing officers, including non-salaried hearing officers and other employees as it finds necessary, to properly perform its duties.

Members other than agency Commissioners may not be employed by the City. Five of the six non-Commission members must possess broad general background and experience, one in each of the following areas: air pollution control, water pollution control, noise pollution control, real estate, or the business community. The sixth non-Commissioner member represents the general public. Members other than the agency Commissioners are compensated and receive a \$175.10 per-diem when performing the work of ECB. Member terms are for four years.

If appointed, Ms. Knauer will serve for the remainder of a four-year term that will expire on March 5, 2013, as the ECB member with experience in the field of water pollution control. A copy of Ms. Knauer’s résumé and report/resolution is annexed to this Briefing paper.

Topic III: New York City Waterfront Management Advisory Board – (Mayoral Candidates for appointment upon advice and consent of the Council)

- **Eric Goldstein [Preconsidered M-680]**
- **Paula Berry [Preconsidered M-679]**
- **Henry Wan [Preconsidered M-682]**
- **Michael Northrop [Preconsidered M-681]**

New York City Charter (“Charter”) §1303 provides for the establishment of a Waterfront Management Advisory Board (“the Board”). The Board serves as an advisory body to the Deputy Mayor for Economic Development, the Commissioner of Small Business Services, and the City Planning Commission concerning any matters relating to the industrial, commercial, residential, recreational or other use of wharves, waterfront property and waterfront infrastructure in the City.

The Board consists of 17 members: the Deputy Mayor for Economic Development, as Chairperson; the Commissioner of Small Business Services, as Vice Chair; the Chairperson of the City Planning Commission; the Commissioner of Environmental Protection; one City Council Member designated by the City Council; and twelve members to be appointed by the Mayor with the advice and consent of the City Council, provided that there is at least one appointed member from each borough. Appointed members shall include representatives of labor, the maritime industries, the transportation industries, the real estate industry, the hospitality industries, as well as environmental advocates and community advocates.

The 12 appointed members of the Board serve for staggered three-year terms, except that of the members first appointed: four shall be appointed for terms of one-year, four shall be appointed for terms of two years, and four shall be appointed for terms of three years. Members serve without compensation.

As enumerated in *Charter* §1303(e), the Board is required to:

(1) Hold at least one meeting every six months;

(2) Consult and advise the Deputy Mayor for Economic Development, the Commissioner of Small Business Services and the City Planning Commission on any matter relating to the industrial, commercial, residential, recreational or other use or development of wharves, waterfront property and waterfront infrastructure in the City, and on other matters as may be requested by the Chairperson of the Board;

(3) Create any committees or subcommittees consisting of at least one Board member or their designated representative as the board deems appropriate to carry out the Board's responsibilities, provided that there shall be a committee on recreational uses of the waterfront ; and

(4) Issue a report by March 1, 2010, and every two years after, to the Mayor, the City Council, and Borough Presidents regarding the development of wharves, and waterfront property and infrastructure in the City during the immediately preceding two calendar years, provided that the report due March 1, 2010 shall relate to calendar year 2009 only.

If appointed, Mr. Goldstein, a Manhattan resident, will be eligible to serve the remainder of a three-year term that began on September 1, 2011 and expires on August 31, 2014. Copies of Mr. Goldstein's résumé and report/resolution are annexed to this briefing paper.

If appointed, Ms. Berry, a Brooklyn resident, will be eligible to serve the remainder of a one-year term that began on September 1, 2011 and expires on August 31, 2012. Copies of Ms. Berry's résumé and report/resolution are annexed to this briefing paper.

If appointed, Mr. Wan, a Queens resident, will be eligible to serve the remainder of a one-year term that began on September 1, 2011 and expires on August 31, 2012. Copies of Mr. Wan's résumé and report/resolution are annexed to this briefing paper.

If appointed, Mr. Northrop, a Brooklyn resident, will be eligible to serve the remainder of a two-year term that began on September 1, 2011 and expires on August 31, 2013. Copies of Mr. Northrop's résumé and report/resolution are annexed to this briefing paper.

(After interviewing the candidates and reviewing the relevant material, this Committee recommends the appointment of the nominees; for nominee Susan Klitzman [M-646], please see below; for the other nominees please see respectfully, the Reports of the Committee on Rules, Privileges and Elections for M-647 , [Sixto Caro, MD], M-648 [Elizabeth Knauer], Preconsidered M-679 [Paula Berry], Preconsidered M-680 [Eric Goldstein], Preconsidered M-681 [Michael Northrop], and Preconsidered M-682 [Henry Wan] printed in these Minutes)

The Committee on Rules, Privileges and Elections which was referred to on September 21, 2011, respectfully reports:

Pursuant to §§ 31 and 553 of the New York City Charter, the Committee on Rules, Privileges and Elections, hereby approves the re-appointment by the Mayor of Susan Klitzman as a member of the New York City Board of Health to serve for the remainder of a six-year term expiring on May 31, 2014.

In connection herewith, Council Member Rivera offered the following resolution:

Res. No. 1085

Resolution approving the re-appointment by the Mayor of Susan Klitzman as a member of the New York City Board of Health.

By Council Member Rivera

RESOLVED, that pursuant to §§ 31 and 553 of the New York City Charter, the Council does hereby approve the re-appointment by the Mayor of Susan Klitzman

as a member of the New York City Board of Health for the remainder of a six-year term expiring on May 31, 2014.

LEROY G. COMRIE, Jr., Acting Chairperson; ERIK MARTIN-DILAN, LEWIS A. FIDLER, ROBERT JACKSON, VINCENT J. GENTILE, INEZ E. DICKENS, JAMES VACCA, ELIZABETH S. CROWLEY, KAREN KOSLOWITZ, JAMES S. ODDO, CHRISTINE C. QUINN; Committee on Rules, Privileges and Elections, October 17, 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 M-647

Report of the Committee on Rules, Privileges and Elections approving the re-appointment by the Mayor of Dr. Sixto Caro as a member of the New York City Board of Health.

The Committee on Rules, Privileges and Elections, to which the annexed communication was referred on October 17, 2011, respectfully

REPORTS:

(For text of Briefing Paper, please see the Report of the Committee on Rules, Privileges and Elections for M-646 printed in these Minutes).

The Committee on Rules, Privileges and Elections which was referred to on September 21, 2011, respectfully reports:

Pursuant to §§ 31 and 553 of the New York City Charter, the Committee on Rules, Privileges and Elections, hereby approves the re-appointment by the Mayor of Dr. Sixto Caro as a member of the New York City Board of Health to serve for the remainder of a six-year term expiring on May 31, 2016.

In connection herewith, Council Member Rivera offered the following resolution:

Res. No. 1086

Resolution approving the re-appointment by the Mayor of Dr. Sixto Caro as a member of the New York City Board of Health.

By Council Member Rivera.

RESOLVED, that pursuant to §§ 31 and 553 of the New York City Charter, the Council does hereby approve the re-appointment by the Mayor of Dr. Sixto Caro as a member of the New York City Board of Health for the remainder of a six-year term expiring on May 31, 2016.

LEROY G. COMRIE, Jr., Acting Chairperson; ERIK MARTIN-DILAN, LEWIS A. FIDLER, ROBERT JACKSON, VINCENT J. GENTILE, INEZ E. DICKENS, JAMES VACCA, ELIZABETH S. CROWLEY, KAREN KOSLOWITZ, JAMES S. ODDO, CHRISTINE C. QUINN; Committee on Rules, Privileges and Elections, October 17, 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 M-648

Report of the Committee on Rules, Privileges and Elections approving the appointment by the Mayor of Elizabeth Knauer as a member of the New York City Environmental Control Board.

The Committee on Rules, Privileges and Elections, to which the annexed communication was referred on October 17, 2011, respectfully

REPORTS:

(For text of Briefing Paper, please see the Report of the Committee on Rules, Privileges and Elections for M-646 printed in these Minutes).

The Committee on Rules, Privileges and Elections which was referred to on September 21, 2011, respectfully reports:

Pursuant to §§ 31 and 1049-a of the New York City Charter, the Committee on Rules, Privileges and Elections, hereby approves the appointment by the Mayor of Elizabeth Knauer as a member of the New York City Environmental Control Board to serve for the remainder of a four-year term expiring on March 5, 2013.

In connection herewith, Council Member Rivera offered the following resolution:

Res. No. 1087

Resolution approving the appointment by the Mayor of Elizabeth Knauer as a member of the New York City Environmental Control Board.

By Council Member Rivera.

RESOLVED, that pursuant to §§ 31 and 1049-a of the New York City Charter, the Council does hereby approve the appointment by the Mayor of Elizabeth Knauer as a member of the New York City Board Environmental Control Board for the remainder of a four-year term expiring on March 5, 2013.

LEROY G. COMRIE, Jr., Acting Chairperson; ERIK MARTIN-DILAN, LEWIS A. FIDLER, ROBERT JACKSON, VINCENT J. GENTILE, INEZ E. DICKENS, JAMES VACCA, ELIZABETH S. CROWLEY, KAREN KOSLOWITZ, JAMES S. ODDO, CHRISTINE C. QUINN; Committee on Rules, Privileges and Elections, October 17, 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 Rules, Privileges and Elections and had been favorably reported for adoption.

Report for Preconsidered M-679

Report of the Committee on Rules, Privileges and Elections approving the appointment by the Mayor of Paula Berry as a member of the New York City Waterfront Management Advisory Board.

The Committee on Rules, Privileges and Elections, to which the annexed communication was referred on October 17, 2011, respectfully

REPORTS:

(For text of Briefing Paper, please see the Report of the Committee on Rules, Privileges and Elections for M-646 printed in these Minutes).

The Committee on Rules, Privileges and Elections which was referred to on October 17, 2011, respectfully reports:

Pursuant to §§ 31 and 1303 of the New York City Charter, the Committee on Rules, Privileges and Elections, hereby approves the appointment by the Mayor of Paula Berry as a member of the New York City Waterfront Management Advisory

Board to serve for the remainder of a one-year term that began on September 1, 2011 and expires on August 31, 2012.

In connection herewith, Council Member Rivera offered the following resolution:

Res. No. 1088

Resolution approving the appointment by the Mayor of Paula Berry as a member of the New York City Waterfront Management Advisory Board.

By Council Member Rivera.

RESOLVED, that pursuant to §§ 31 and 1303 of the New York City Charter, the Council does hereby approve the appointment by the Mayor of Paula Berry as a member of the New York City Waterfront Management Advisory Board to serve for the remainder of a one-year term that began on September 1, 2011 and expires on August 31, 2012.

LEROY G. COMRIE, Jr., Acting Chairperson; ERIK MARTIN-DILAN, LEWIS A. FIDLER, ROBERT JACKSON, VINCENT J. GENTILE, INEZ E. DICKENS, JAMES VACCA, ELIZABETH S. CROWLEY, KAREN KOSLOWITZ, JAMES S. ODDO, CHRISTINE C. QUINN; Committee on Rules, Privileges and Elections, October 17, 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 Rules, Privileges and Elections and had been favorably reported for adoption.

Report for Preconsidered M-680

Report of the Committee on Rules, Privileges and Elections approving the appointment by the Mayor of Eric Goldstein as a member of the New York City Waterfront Management Advisory Board.

The Committee on Rules, Privileges and Elections, to which the annexed communication was referred on October 17, 2011, respectfully

REPORTS:

(For text of Briefing Paper, please see the Report of the Committee on Rules, Privileges and Elections for M-646 printed in these Minutes).

The Committee on Rules, Privileges and Elections which was referred to on October 17, 2011, respectfully reports:

Pursuant to §§ 31 and 1303 of the New York City Charter, the Committee on Rules, Privileges and Elections, hereby approves the appointment by the Mayor of Eric Goldstein as a member of the New York City Waterfront Management Advisory Board to serve for the remainder of a three-year term that began on September 1, 2011 and expires on August 31, 2014.

In connection herewith, Council Member Rivera offered the following resolution:

Res. No. 1089

Resolution approving the appointment by the Mayor of Eric Goldstein as a member of the New York City Waterfront Management Advisory Board.

By Council Member Rivera.

RESOLVED, that pursuant to §§ 31 and 1303 of the New York City Charter, the Council does hereby approve the appointment by the Mayor of Eric Goldstein as a member of the New York City Waterfront Management Advisory Board to serve

for a three-year term that began on September 1, 2011 and expires on August 31, 2014.

LEROY G. COMRIE, Jr., Acting Chairperson; ERIK MARTIN-DILAN, LEWIS A. FIDLER, ROBERT JACKSON, VINCENT J. GENTILE, INEZ E. DICKENS, JAMES VACCA, ELIZABETH S. CROWLEY, KAREN KOSLOWITZ, JAMES S. ODDO, CHRISTINE C. QUINN; Committee on Rules, Privileges and Elections, October 17, 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 Rules, Privileges and Elections and had been favorably reported for adoption.

Report for Preconsidered M-681

Report of the Committee on Rules, Privileges and Elections approving the appointment by the Mayor of Michael Northrop as a member of the New York City Waterfront Management Advisory Board.

The Committee on Rules, Privileges and Elections, to which the annexed communication was referred on October 17, 2011, respectfully

REPORTS:

(For text of Briefing Paper, please see the Report of the Committee on Rules, Privileges and Elections for M-646 printed in these Minutes).

The Committee on Rules, Privileges and Elections which was referred to on October 17, 2011, respectfully reports:

Pursuant to §§ 31 and 1303 of the New York City Charter, the Committee on Rules, Privileges and Elections, hereby approves the appointment by the Mayor of Michael Northrop as a member of the New York City Waterfront Management Advisory Board to serve for a two-year term that began on September 1, 2011 and expires on August 31, 2013.

In connection herewith, Council Member Rivera offered the following resolution:

Res. No. 1090

Resolution approving the appointment by the Mayor of Michael Northrop as a member of the New York City Waterfront Management Advisory Board.

By Council Member Rivera.

RESOLVED, that pursuant to §§ 31 and 1303 of the New York City Charter, the Council does hereby approve the appointment by the Mayor of Michael Northrop as a member of the New York City Waterfront Management Advisory Board to serve for a two-year term that began on September 1, 2011 and expires on August 31, 2013.

LEROY G. COMRIE, Jr., Acting Chairperson; ERIK MARTIN-DILAN, LEWIS A. FIDLER, ROBERT JACKSON, VINCENT J. GENTILE, INEZ E. DICKENS, JAMES VACCA, ELIZABETH S. CROWLEY, KAREN KOSLOWITZ, JAMES S. ODDO, CHRISTINE C. QUINN; Committee on Rules, Privileges and Elections, October 17, 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 Rules, Privileges and Elections and had been favorably reported for adoption.

Report for Preconsidered M-682

Report of the Committee on Rules, Privileges and Elections approving the appointment by the Mayor of Henry Wan as a member of the New York City Waterfront Management Advisory Board.

The Committee on Rules, Privileges and Elections, to which the annexed communication was referred on October 17, 2011, respectfully

REPORTS:

(For text of Briefing Paper, please see the Report of the Committee on Rules, Privileges and Elections for M-646 printed in these Minutes).

The Committee on Rules, Privileges and Elections which was referred to on October 17, 2011, respectfully reports:

Pursuant to §§ 31 and 1303 of the New York City Charter, the Committee on Rules, Privileges and Elections, hereby approves the appointment by the Mayor of Henry Wan as a member of the New York City Waterfront Management Advisory Board to serve for the remainder of a one-year term that began on September 1, 2011 and expires on August 31, 2012.

In connection herewith, Council Member Rivera offered the following resolution:

Res. No. 1091

Resolution approving the appointment by the Mayor of Henry Wan as a member of the New York City Waterfront Management Advisory Board.

By Council Member Rivera

RESOLVED, that pursuant to §§ 31 and 1303 of the New York City Charter, the Council does hereby approve the appointment by the Mayor of Henry Wan as a member of the New York City Waterfront Management Advisory Board to serve for the remainder of a one-year term that began on September 1, 2011 and expires on August 31, 2012.

LEROY G. COMRIE, Jr., Acting Chairperson; ERIK MARTIN-DILAN, LEWIS A. FIDLER, ROBERT JACKSON, VINCENT J. GENTILE, INEZ E. DICKENS, JAMES VACCA, ELIZABETH S. CROWLEY, KAREN KOSLOWITZ, JAMES S. ODDO, CHRISTINE C. QUINN; Committee on Rules, Privileges and Elections, October 17, 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>
Gregory Peterkin	3440 Fenton Avenue #3A Bronx, N.Y. 10469	12
LaQuanda Norman	2102 Lacombe Avenue Bronx, N.Y. 10473	18

Dora S. Tenecela	37-60 88 th Street #5A Queens, N.Y. 11372	21	Marlene J. Reed	109-44 160 th Street #1C Queens, N.Y. 11433	28
April Hill	171-27 105 th Avenue Jamaica, N.Y. 11433	27	Judith Levi	97-50 Queens Blvd #B2 Queens, N.Y. 11374	29
Brenda Carter	153-29 110 th Road Queens, N.Y. 11433	28	Janet Smith	118-17 Union Turnpike Queens, N.Y. 11375	29
Shandelle Solny	2315 Avenue O Brooklyn, N.Y. 11210	48	Chanieka N. Pennix	433 Beach 40 th Street #6F Far Rockaway, N.Y. 11691	314
Hasmik Vardanyav	1921 Avenue K #C11 Brooklyn, N.Y. 11230	48	Patricia Butler	103 Beach 215 th Street Rockaway Point, N.Y. 11697	32

Approved New Applicants and Reapplicants

<u>Name</u>	<u>Address</u>	<u>District #</u>			
Daryl Williams	55 Rutgers Street #7 New York, N.Y. 10002	1	Marlene Potter	8200 Shore Front Parkway #9L Queens, N.Y. 11693	32
Peter Balaban	14 East 28 th Street #822 New York, N.Y. 10016	3	Helen H. Sweeney	235 Beach 138 th Street Queens, N.Y. 11694	32
Arlene R. Tuff	1780 1 st Avenue #11G New York, N.Y. 10128	4	Joann Valentine	91-32 91 st Street Queens, N.Y. 11421	32
Gennaro A. Irace	201 West 83 rd Street #2B New York, N.Y. 10024	6	Jonathan Hutchinson	70 Prospect Park West #2D Brooklyn, N.Y. 11215	33
Betty Hammond	270 Convent Avenue New York, N.Y. 10031	7	Elizabeth Falabella	337 Leonard Street Brooklyn, N.Y. 11211	34
Curtis Tibbs	157 10 Riverside Drive West #31 New York, N.Y. 10032	7	Francis Taveras	390 Central Avenue Brooklyn, N.Y. 11221	34
Nellie Rivera	310 East 115 th Street #7C New York, N.Y. 10029	8	Geneva Butts	10 Clinton Street #9P Brooklyn, N.Y. 11201	35
Lunette Holmes	235 West 135 th Street New York, N.Y. 10030	9	Charlene S. Lamar	55 North Elliot Place Brooklyn, N.Y. 11205	35
George G. Buns	140-22 Elgar Place #22L Bronx, N.Y. 10475	12	Kelly Wallace	1088 Bergan Avenue Brooklyn, N.Y. 11234	36
Patricia Cipollaro	2420-5 Hunter Avenue Bronx, N.Y. 10475	12	Mary Virginia Ward	959 Park Place #5B Brooklyn, N.Y. 11213	36
Miriam Milan	632 East 226 th Street Bronx, N.Y. 10466	12	Deanne Negron	281 21 st Street Brooklyn, N.Y. 11215	38
Frances A. Foye	1122 Calhoun Avenue Bronx, N.Y. 10465	13	Anthony Pantano	90 President Street Brooklyn, N.Y. 11231	39
Colleen A. McCarthy	149C Edgewater Park Bronx, N.Y. 10465	13	Evelyn Mercurius	947 Montgomery Street #3D Brooklyn, N.Y. 11213	41
Anna Marie Wallace	1740 Mulford Avenue #5C Bronx, N.Y. 10461	13	Carol K. Jacobs	959 Hegeman Avenue Brooklyn, N.Y. 11208	42
Ileana Freeman	1126 Sherman Avenue Bronx, N.Y. 10456	16	Linda Moses	359 Wortman Avenue #3A Brooklyn, N.Y. 11207	42
Sandra Ocasio	1230 Spofford Avenue #GB Bronx, N.Y. 10474	17	Nelida Velazquez	675 86 th Street #B2 Brooklyn, N.Y. 11228	43
Lizette Barcene	1686 Metropolitan Avenue #7D Bronx, N.Y. 10462	18	Joan Ingrid Daniels	2406 Newkirk Avenue #3C Brooklyn, N.Y. 11226	45
James C. Watson	1041 Pugsley Avenue Bronx, N.Y. 10472	18	Sasha Jenkins	520 East 37 th Street Brooklyn, N.Y. 11203	45
Damaris Marrero	20-24 127 th Street Flushing, N.Y. 11356	19	Donna Manzo	3413 Avenue T Brooklyn, N.Y. 11234	46
Jean H. Schwarwsin	203 Park Lane Douglaston, N.Y. 11363	19	Alvin Pankin	1798 East 26 th Street Brooklyn, N.Y. 11229	46
Beatrice Constantine	67-11 161 st Street #1D Queens, N.Y. 11365	24	Philippa C. Falotico	226 Avenue Z Brooklyn, N.Y. 11214	47
Genese Jackson	89-44 162 nd Street #6J Queens, N.Y. 11432	24	Charles L. Spivey, Jr.	2833 West 32 nd Street Brooklyn, N.Y. 11224	47
Melissa A. Rivera	62-59 108 th Street Queens, N.Y. 11375	24	Toby Schechner	35 Seacoast Terrace OS Brooklyn, N.Y. 11235	48
Olugbenga A. Ajala	115-74 Newburg Street St. Albans, N.Y. 11412	27	Charles C. DeStefano	1082 Victory Blvd Staten Island, N.Y. 10301	49
Roberta M. Williams	200-044 116 th Avenue Queens, N.Y. 11412	27	Barbara Mastropietro	427 Ingram Avenue Staten Island, N.Y. 10314	49
Crystal A. Nixon	130-16 Foch Blvd Jamaica, N.Y. 11420	28	Vincent T. D'Ambrosio	109 Radcliff Road Staten Island, N.Y. 10305	50
			Brenda A. Hamilton	372 Westwood Avenue Staten Island, N.Y. 10314	50
			Theresa M. Morace	350 London Road Staten Island, N.Y. 10306	50
			Barbara J. Pardi	982 Rockland Avenue	50

Patricia M. Canepa	Staten Island, N.Y. 10314 3642 Amboy Avenue Staten Island, N.Y. 10308	51
Gail A. Cooney	649 Barlow Avenue Staten Island, N.Y. 10312	51
Anthony S. Economou	316 Dewey Avenue Staten Island, N.Y. 10308	51
Denzil Klippel	27 Waterside Parkway Staten Island, N.Y. 10308	51
Josephine M. Newstad	45 Elmwood Avenue Staten Island, N.Y. 10308	51
Ann Pinckney	308 Merrymount Street #2 Staten Island, N.Y. 10314	51
Christie Rich	546 Ilyssa Way Staten Island, N.Y. 10312	51

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).

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

- (1) **M 646 & Res 1085 --** Dr. Susan Klitzman – Board of Health.
- (2) **M 647 & Res 1086 --** Dr. Sixto Caro – Board of Health.
- (3) **M 648 & Res 1087 --** Elizabeth Knauer – Environmental Control Board.
- (4) **M 679 & Res 1088 --** Paula Berry – Waterfront Management Advisory Board.
- (5) **M 680 & Res 1089 --** Eric Goldstein – Waterfront Management Advisory Board.
- (6) **M 681 & Res 1090 --** Michael Northrop – Waterfront Management Advisory Board.
- (7) **M 682 & Res 1091 --** Henry Wan – Waterfront Management Advisory Board.
- (8) **Int 155-A --** In relation to requiring the chancellor of the city school district to submit to the council an annual report concerning school capacity and utilization.
- (9) **Res 1084 --** Organizations to receive funding in the Expense Budget (**Transparency Resolution, October 17, 2011**).
- (10) **Resolution approving various persons Commissioners of Deeds.**

The President Pro Tempore (Council Member Comrie) 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, Brewer, Cabrera, Chin, Comrie, Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Foster, Garodnick, Gennaro, Gentile, Gonzalez, Greenfield, Halloran, Ignizio, Jackson, James, Koo, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Palma, Recchia, Rodriguez, Rose, Sanders, Seabrook, Ulrich, Vacca, Vallone, Jr., Van Bramer, Weprin, Williams, Wills, Oddo, and the Speaker (Council Member Quinn) – **47**.

The General Order vote recorded for this Stated Meeting was 47-0-0 as shown above

The following Introductions were sent to the Mayor for his consideration and approval: Int No 155-A.

INTRODUCTION AND READING OF BILLS

Int. No. 691

By Council Members Brewer, Cabrera, Ferreras, Fidler, Foster, James, Koslowitz, Mark-Viverito, Palma, Seabrook, Williams and Koo.

A Local Law to amend the administrative code of the city of New York, in relation to reporting and posting online information pertaining to mobile food vendors.

Be it enacted by the Council as follows:

Section 1. Subchapter 2 of chapter 3 of title 17 of the administrative code of the city of New York is amended by adding a new section 325.2 to read as follows:

325.2 Report on Mobile Food Vending. a. The department shall prominently post the following information on the section(s) of the department’s website relating to mobile and temporary food vendors:

- (i) the number of mobile food vendor licenses issued to individuals;*
- (ii) the number of full-term mobile food permits issued for pushcarts pursuant to section 17-307 (b)(2)(a);*
- (iii) the number of full-term mobile food permits issued for vehicles pursuant to section 17-307 (b)(2)(a);*
- (iv) the number of full-term mobile food permits issued for pushcarts pursuant to section 17-307 (b)(2)(b), disaggregated by borough;*
- (v) the number of full-term mobile food permits issued for vehicles pursuant to section 17-307 (b)(2)(b), disaggregated by borough;*
- (vi) the number of full-term mobile food permits issued for pushcarts pursuant to section 17-307 (b)(3)(a); and*
- (vii) the number of full-term mobile food permits issued for vehicles pursuant to section 17-307 (b)(3)(a).*

b. The obligations of the department under this section shall be continuing and the department shall ensure that all information provided pursuant to this section is accurate and current. At a minimum the department shall update such information on a monthly basis.

§2. This local law shall take effect 90 days after enactment.

Referred to the Committee on Health.

Res. No. 1081

Resolution calling upon the United States Senate to approve and President Barack Obama to ratify the International Covenant on Economic, Social and Cultural Rights (ICESCR) and the Optional Protocol to the ICESCR upon signature, with all due speed.

By Council Members Dromm, Ferreras, James, Lander, Palma, Rose, Seabrook and Williams.

Whereas, The United Nation’s International Bill of Human Rights provides the basis for international human rights law and is comprised of the Universal Declaration of Human Rights (UDHR), the International Covenant on Civil and Political Rights (ICCPR), and the International Covenant on Economic, Social and Cultural Rights (ICESCR); and

Whereas, The United Nations General Assembly adopted the UDHR in 1948; and

Whereas, The United Nations General Assembly adopted both the ICCPR and the ICESCR in 1966, and each covenant entered into force in 1976; and

Whereas, 167 countries, including the United States, have ratified, acceded to, or succeeded to the ICCPR, which commits states parties to respect the civil and political rights of individuals, including the right to life, freedom of religion, freedom of speech, freedom of assembly, electoral rights, and rights to due process and a fair trial; and

Whereas, 160 countries have ratified, acceded to, or succeeded to the ICESCR, which commits states parties to work toward the granting of economic, social, and cultural rights to individuals, including labor rights and the rights to health, education, and an adequate standard of living that ensures adequate housing, food, water, and sanitation; and

Whereas, The United States signed the ICESCR in 1977 but has not yet ratified it; and

Whereas, In 2008, the United Nations General Assembly unanimously adopted the Optional Protocol to the ICESCR to provide a complaint mechanism for individuals who have experienced violations of the ICESCR, which the United States has neither signed nor ratified; and

Whereas, Without the United States’ signature and ratification of the Optional Protocol, individuals in the United States who experience violations of rights protected under the ICESCR lack a mechanism to redress violations under the ICESCR; and

Whereas, New York City is home to many human rights watchdog organizations, including the American Civil Liberties Union, the National Economic and Social Rights Initiative, and the Center for Constitutional Rights, that are dedicated to advancing and protecting the rights guaranteed by the United States Constitution, the UDHR, and the ICESCR; and

Whereas, Economic, social, and cultural rights, as previously mentioned, include labor rights and the rights to health, education, and an adequate standard of living, which are all important issues to New Yorkers; and

Whereas, Ratification of the ICESCR by the United States would protect persons, including those who live in New York City, from being denied such rights; and

Whereas, By ratifying and signing the Optional Protocol to the ICESCR, the

United States would be committed to providing a method of redress for individuals in New York City and throughout the nation whose rights under the ICESCR have been violated; and

Whereas, The comprehensive protection of human rights requires the protection of economic, social, and cultural rights as well as the protection of civil and political rights; and

Whereas, Having the ICESCR and Optional Protocol ratified and signed would send a message to the global community that as a democratic nation, the United States is fully committed to ensuring all human rights throughout the country, including in New York City; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the United States Senate to approve and President Barack Obama to ratify the International Covenant on Economic, Social and Cultural Rights (ICESCR) and the Optional Protocol to the ICESCR upon signature, with all due speed.

Referred to the Committee on Cultural Affairs, Libraries & International Intergroup Relations.

Res. No. 1082

Resolution calling upon the Bloomberg Administration to eliminate all forms of three-quarter housing, including referrals made by City agencies.

By Council Members Foster, James, Recchia, Rose and Seabrook.

Whereas, According to a January 2008 Coalition for the Homeless report, “Warehousing the Homeless: The Rising Use of Illegal Boarding Houses to Shelter Homeless New Yorkers” (“the Report”), the term three-quarter housing refers to small, private residential buildings that are operated as illegal boarding houses for homeless and low-income adults; and

Whereas, According to a 2009 article in the New York Times, “Partitioned Apartments Are Risky, but Common in New York” (“the New York Times article”), in such apartments rooms are illegally converted to house multiple people in one room and such apartments are dirty, unregulated and unsafe; and

Whereas, According to the New York Times article, in 2005 a fire broke out in a partitioned apartment; because the illegal partitions in the apartment left the firefighters disoriented two firefighters jumped out a window to their deaths; and

Whereas, City housing inspectors issued 654 hazardous code violations against the 62 three-quarter houses included in the Report; violations included collapsing floors and ceilings, illegal conversions, fire safety hazards, leaks, holes in walls, broken windows, infestations of vermin, and lack of heat; and

Whereas, The Department of Buildings issued 226 violations against 47 of the houses in the Report; violations included illegal use as a homeless shelter, single room occupancy, or rooming house, and citations for maintenance insufficiencies including collapsed walls, cracked ceilings, and fire safety hazards; and

Whereas, According to advocates, three-quarter houses often misrepresent themselves as supportive programs and force tenants to attend treatment programs even though they do not offer services and are not recognized or licensed by a government agency to provide services; and

Whereas, Additionally, tenants report that three-quarter house landlords require tenants to attend substance abuse programs even if they do not have substance abuse problems; and

Whereas, Tenants and advocates believe there is a financial relationship between landlords and the substance abuse programs they are referred to since once the treatment program concludes tenants are illegally evicted from the house; and

Whereas, Furthermore, advocates attest that most three-quarter house tenants are low-income and may be receiving public assistance, Social Security or other public benefits and landlords may receive payments directly from City and State agencies to provide housing for this population; and

Whereas, According to advocates, referrals to three-quarter houses are made from City and State agencies including, but not limited to, the New York City Health and Hospitals Corporation, the New York City Department of Health and Mental Hygiene, the New York City Human Resources Administration, the New York City Department of Homeless Services, the New York State Office of Alcoholism and Substance Abuse Services, and the New York State Office of Mental Health; and

Whereas, According to the Report, landlords routinely refuse to provide leases and instead offer informal resident agreements outlining house rules, many of which violate basic tenant rights established under New York State law; and

Whereas, Therefore, illegal evictions are a common problem in three-quarter houses as tenants who complete treatment, complain about housing conditions, or do not comply with house rules are often unlawfully removed from the home; and

Whereas, Once evicted, tenants often have nowhere to turn except to return to homeless shelters and, therefore, three-quarter houses are a revolving door perpetuating homelessness; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the Bloomberg Administration to eliminate all forms of three-quarter housing, including referrals made by City agencies.

Referred to the Committee on General Welfare.

Int. No. 692

By Council Members Garodnick, Chin, Dromm, Fidler, James, Koppell, Lander, Palma, Rose and Williams.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of consumer affairs to post and maintain renderings or drawings for approved sidewalk cafés on the department’s website.

Be it enacted by the Council as follows:

Section 1. Subchapter six of chapter two of title twenty of the New York city administrative code is amended by adding a new section 20-228 to read as follows:

§ 20-228 **Posting of Approved Sidewalk Café Drawings** a. The department shall post and maintain on its website the renderings or drawings contained in all approved applications for sidewalk cafés licensed according to section 20-244 of this subchapter. The renderings or drawings for each sidewalk café shall be sorted on the department’s website by borough and shall be listed in alphabetical order by the name of the business operating such sidewalk café.

§ 2. This local law shall take effect one hundred and twenty days after its enactment.

Referred to the Committee on Consumer Affairs.

Int. No. 693

By Council Members Gennaro, Fidler, James, Koppell, Palma, Rose, Williams and Halloran.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the city to assume responsibility for cleaning sidewalks that abut certain retaining walls.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 16 of the administrative code of the city of New York is hereby amended by adding a new section 16-123.1 to read as follows:

§16-123.1 **Sidewalk cleaning near retaining walls.** Notwithstanding any other provision of law, the department shall have the responsibility for cleaning all sidewalks that abut a retaining wall where such retaining wall is at least ten feet in height and three hundred fifty feet in length. Such cleaning shall include the removal of snow, ice, litter and vegetation growth.

§2. This local law shall take effect immediately upon its enactment.

Referred to the Committee on Sanitation and Solid Waste Management.

Int. No. 694

By Council Members Gennaro, Garodnick, Brewer, Fidler, Gentile, James, Koppell, Lander, Mark-Viverito, Palma, Sanders, Seabrook, Williams and Halloran.

A Local Law to amend the New York city charter, in relation to facilitating the development of geothermal energy.

Be it enacted by the Council as follows:

Section 1. Legislative findings and intent. The Council finds that the constant temperature of the Earth creates underground sources of heat, hot water and steam which can become fuel to produce geothermal energy. Various forms of geothermal energy have been used for hundreds of years. Modern technology accesses these underground reservoirs, steam deposits and hot air by drilling, and then uses the heat or hot water directly or uses it to create power. Geothermal energy represents an enormous, underused power source that provides clean, renewable energy in a virtually unlimited supply.

The Council further finds that geothermal energy can be used for ground source heating and cooling. Ground source heating and cooling can be effected almost anywhere in the United States using a geothermal heat pump, a highly efficient renewable energy technology that takes advantage of the constant temperature of the Earth beneath the surface. The heat pump captures the heat stored in the Earth or in ground water during the winter and transfers it into buildings; during the summer, the heat pump transfers heat out of the buildings and back into the ground. In other words, the ground acts as a heat source in winter and a heat sink in summer. Applications of this technology include use for space heating and cooling, and providing hot water. Many residential and commercial organizations in New

England operate with ground source heating and cooling systems, including Trinity Church and the Massachusetts Audubon Nature Center in Boston, Massachusetts, and the City Hall Annex in Cambridge, Massachusetts. New York City also has residential buildings either using, or planning to use, geothermal energy, including a twenty-six story, two hundred and twenty-five apartment New York City Housing Authority building on East 28th Street that is scheduled to convert to geothermal heat and hot water. The building currently relies on steam pressure supplied by Con Edison and the retrofitting will be paid for with \$650,000 of American Recovery and Reinvestment Act funds and \$500,000 from the New York City Housing Authority for the portion of the work that is funded by the City. The cost of geothermal heating at the complex is expected to be about half of the current heating bills and such heating will constitute a completely renewable energy source, with no use of fossil fuels. Another New York City building using geothermal energy is 9 East 64th Street, a new residential building in Manhattan.

Use of renewable energy will help New York City reduce fossil fuel dependence, improve air quality, reduce adverse public health impacts from poor air quality and help diversify the suite of renewable energy sources used. Geothermal technologies represent a major opportunity for reducing national energy use, greenhouse gases and pollution, while delivering comfort, reliability and significant fuel cost savings to homeowners.

Therefore, the Council finds that it is in the best interests of the City to explore measures that would facilitate and increase the use of geothermal energy sources in New York City.

§2. Paragraphs c and d of subdivision 3 of section 1301 of the New York city charter are amended and a new paragraph e is added to read as follows:

c. *to develop, implement and manage energy-related programs for economic development and other purposes, including, without limitation, the administration of the public utility service established by section 22-301 of the administrative code, and to exercise all of the functions, powers and duties of such public utility service; [and]*

d. *to perform such other responsibilities with respect to energy matters, including responsibilities delegated elsewhere by the charter, as the mayor shall direct[.]; and*

e. *to facilitate the use of geothermal energy by undertaking a study to ascertain the geothermal subzones within the city most suitable for the use of geothermal energy for building heating, cooling and electricity generation. The study shall include, but not be limited to, identification and tracking of the public and private heating, cooling and electricity generation projects, if any, currently utilizing geothermal energy, the specific practical and legal impediments to greater use of geothermal energy, and the measures needed to increase and facilitate use of geothermal energy in new construction, alterations of one- and two-family dwellings, multiple dwellings and commercial and institutional buildings and structures. A draft of such study shall be submitted to the mayor and the speaker of the council on or before August 1, 2012. A final study with recommendations for greater use of geothermal energy in the city shall be submitted to the mayor and the speaker of the council by December 1, 2012. In the event that the study concludes that no greater use may be made of geothermal energy at that time, the department shall explain its reasons therefor. If there are no recommendations made with respect to the facilitation of greater use of geothermal energy in New York City, the department shall undertake another study in three years to examine this issue again and ascertain whether greater utilization of geothermal energy is more feasible at that time.*

§3. Subdivision 4 of section 1301 of the New York city charter is amended to read as follows:

4. For purposes of subdivision three of this section[.]:

a. "Energy" ["energy"] shall include work or heat that is, or may be, produced from any fuel or source, including but not limited to electrical, fossil, geothermal, wind, hydro, solid waste, tidal, solar and nuclear.

b. "Geothermal energy" shall mean the natural heat energy of the Earth which is recovered to heat or cool buildings or generate electricity.

c. "Ground source heat pump" shall mean any electrically powered system that uses the stored energy of the earth to provide heating, cooling and hot water for buildings.

d. "Geothermal subzone" shall mean any area designated by the commissioner as suitable for the use of geothermal energy for heating, cooling and hot water production for buildings or for the production of electrical energy. Designation of these areas would include consideration of site specific geology and hydrogeology, the types of suitable soils, and the presence of bedrock or aquifers.

§4. This local law shall take effect one hundred eighty days after its enactment, except that the commissioner of small business services shall take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Environmental Protection.

Int. No. 695

By Council Members Lappin, Dromm, James, Koslowitz, Lander, Palma, Rose, Sanders, Seabrook, Williams and Koo.

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting a taxicab from remaining in a taxi-stand line with their off duty light engaged.

Be it enacted by the Council as follows:

Section 1. Subdivision a of section 19-507 of the administrative code of the city of New York is amended to read as follows:

a. The commission shall fine any driver, or suspend or revoke the driver's license of any driver, as provided in subdivision b of this section, who shall have been found in violation of any of the following:

1. No driver of a taxicab shall seek to ascertain, without justifiable grounds, the destination of a passenger before such passenger shall be seated in the vehicle.

2. No driver of a taxicab shall refuse, without justifiable grounds, to take any passenger or prospective passenger to any destination within the city.

3. No driver of a vehicle the fares of which are set by the commission shall charge or attempt to charge a fare above the fare set by the commission.

4. No driver of a for-hire vehicle shall accept passengers unless the passengers have engaged the use of the for-hire vehicle on the basis of telephone contract or prearrangement.

5. *No driver of a taxicab shall allow his or her taxicab to remain at a taxi-stand with the off duty light engaged.*

§2. This local law shall take effect immediately after its enactment into law.

Referred to the Committee on Transportation.

Res. No. 1083

Resolution calling on the U.S. House of Representatives and the U.S. Senate to pass H.R. 1879 and S.980 entitled "The United States Ferry System Investment Act," which would increase funding to the federal Ferry Boat Discretionary Grant Program.

By Council Members Nelson, Chin, Gonzalez, James, Koppell, Lander, Rose and Williams.

Whereas, In New York City, the Staten Island Ferry provides an essential connection between the boroughs of Staten Island and Manhattan, carrying over 21 million passengers per year; and

Whereas, An additional 10 million passengers use privately operated ferry services to commute between New York and New Jersey; and

Whereas, Privately operated ferry services also provide limited service within the five boroughs of New York City, including the existing commuter service along the East River and formerly provided service between the Rockaways and Lower Manhattan; and

Whereas, The development of parkland along the waterfront, including but not limited to, Baretto Point Park, Brooklyn Bridge Park, Governor's Island, Harlem Piers, Hudson River Park and Randall's Island, potentially creates a demand for ferry service to and from these locations; and

Whereas, According to a study released by the New York Economic Development Corporation (NYCEDC), New York City has roughly 43 waterfront sites with the potential for commuter ferry service; and

Whereas, Existing federal grant programs do not provide much funding for the provision of ferry service; and

Whereas, In 2009 the Ferry Boat Discretionary Grant Program provided \$67 million to ferry systems nationwide; and

Whereas, Currently there are two companion bills pending in Congress, H.R. 1879 and S.980, both entitled the United States Ferry System Investment Act of 2011; and

Whereas, These bills would increase funding to the Ferry Boat Discretionary Grant Program, which under the proposed legislation, could distribute grant money in the amount of \$1.2 billion over a six year period; and

Whereas, Under the proposed legislation, these grants would cover up to 80 percent of the capital expenditures for ferry vessels, terminals and other shore side infrastructure; and

Whereas, An expanded ferry service network could further assist the development of New York City's waterfront and complement the region's transportation network; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the U.S. House of Representatives and the U.S. Senate to pass H.R. 1879 and S.980 entitled "The United States Ferry System Investment Act," which would increase funding to the federal Ferry Boat Discretionary Grant Program.

Referred to the Committee on Waterfronts.

Int. No. 696

By Council Members Palma, Brewer, Cabrera, Chin, Dromm, Ferreras, Foster, Gonzalez, James, Koslowitz, Lander, Mark-Viverito, Sanders Jr., Seabrook and Williams.

A Local Law to amend the administrative code of the city of New York, in relation to reporting on finger imaging of food stamp applicants.

Be it enacted by the Council as follows:

Section 1. Section 21-132 of the administrative code of the city of New York, as added by local law number 82 of 2005, is renumbered to be section 21-133 and amended to read as follows:

[§ 21-132.]§ 21-133. Handling of applications for the food stamp program.

a. Submission of applications by facsimile. Within one year of the effective date of the local law that added this section, the commissioner shall develop and maintain a procedure that enables applicants for the federal food stamp program to submit applications by facsimile.

b. Waiver of face-to-face interviews. The commissioner shall maintain a procedure for waiving a face-to-face interview for applicants for food stamps for whom the requirement constitutes a hardship, including but not limited to illness, transportation difficulties, care of a household member, or work or training hours which prevent the applicant from participating in an in-office interview. Within 180 days of the effective date of the local law that added this section, a description of the circumstances under which a face-to-face interview can be waived shall be included in any information developed and circulated by or on behalf of the department that describes the food stamp program.

c. Receipt. Upon written or oral application to the department for food stamps an applicant shall immediately be provided with a receipt, which shall be in the form of a checklist and shall include, at a minimum, the date of the application, a description of the information received, and an indication as to whether any application for such benefits and services is complete or incomplete, and if incomplete, such receipt shall identify any information or documents needed in order for the application to be deemed complete.

d. Ensuring accuracy of public information regarding location and office hours of food stamp offices. The department shall regularly review all information available to the public on the department's website or any other website maintained by or on behalf of the city of New York; any printed materials developed and circulated by or on behalf of the department or the city of New York; and any information provided by 311 or any hotline operated by or on behalf of the department, that describes the locations and office hours of all food stamp offices in New York city and update such information as necessary to maintain accuracy. At a minimum, the department shall review all such information on a monthly basis.

e. Approvals. To the extent that the requirements set forth in this section are subject to the approval of the state office of temporary and disability assistance or the United States department of agriculture or any other state or federal agency, the commissioner shall request such permission within 90 days of the effective date of the local law that added this section.

f. *Annual finger imaging report. No later than April 1, 2012, and no later than every April 1 thereafter, the commissioner shall submit to the speaker of the city council a report detailing, for the preceding fiscal year: (i) the number of applicants for the federal food stamps program not also applying for cash assistance who were subject to finger imaging, (ii) the amount of city tax levy funds spent on conducting such finger imaging, (iii) the number of cases of fraud detected by finger imaging, and (iv) the number of applicants referred for criminal prosecution based on information obtained by such finger imaging.*

§2. This local law shall take effect immediately.

Referred to the Committee on General Welfare.

Res. No. 1084

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 local discretionary funding; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving a change in the agency through which the organization will receive funding in the amount of \$25,000 to the Department of Parks and Recreation and changes the Description/Scope of services to read: "Funds to be used to repair 48th and 50th streets, which includes replacing damaged sidewalk, install new sidewalk, curbs, stone wall, and steps on 50th. Also included is 280ft of landscaping on both streets. Funds will also be used to continue railroad tie wall on 48th st."; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2012 Expense Budget by approving a change in the agency through which the organization will receive funding in the amount of \$22,600 to the Department of Parks and Recreation and changes the Description/Scope of services to read: "Funds to be used to repair 48th and 50th streets, which includes replacing damaged sidewalk, install new sidewalk, curbs, stone wall, and steps on 50th. Also included is 280ft of landscaping on both streets. Funds will also be used to continue railroad tie wall on 48th st."; 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 Staten Island Economic Development Corporation, an organization receiving funding in the amount of \$5,000 within the budget of the Department of Small Business Services in accordance with the Fiscal 2012 Expense Budget, to read: "Funds to support the Annual Economic Development Conference."; 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 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 new designation and changes in the designation of certain organizations 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 a certain organization 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 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 certain organizations receiving funding pursuant to the Immigrant Opportunity 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 certain organizations receiving funding pursuant to the Infant Mortality Reduction 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 and changes in the designation of certain organizations receiving funding pursuant to the Asthma Control Program 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 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 8.

Adopted by the Council (preconsidered and approved by the Committee on Finance; for Exhibits, please see attachment to the resolution following the Report of the Committee on Finance for Res No. 1084 printed in these Minutes).

L.U. No. 497

By Council Member Comrie:

Application no. 20125124 HAM, In Rem Action no. 48, submitted by the Department of Finance and the Department of Housing Preservation and Development, pursuant to Section 11-412 of the Administrative Code for the conveyance of property and related tax exemptions located in Community Board 9, Council District no. 7, Borough of Manhattan.

Referred to the Committee on Land Use and the Subcommittee on Planning, Dispositions and Concessions.

L.U. No. 498

By Council Member Comrie:

Application no. 20125125 HAK, In Rem Actions no. 48 and no. 49, submitted by the Department of Finance and the Department of Housing Preservation and Development, pursuant to Section 11-412 of the Administrative Code and Article 16 of the General Municipal Law for the transfer and disposition of property and related tax exemptions located in Community Boards 3, 9, 10 and 11, Council Districts no. 2, 7, 8 and 9, Borough of Manhattan.

Referred to the Committee on Land Use and the Subcommittee on Planning, Dispositions and Concessions.

L.U. No. 499

By Council Member Comrie:

Application no. 20125161 HAK, an Urban Development Action Area Project located at 106 Hopkinson Avenue, 237 Sumpter Street, 220 McDougal Street, 2019 Fulton Street, 728 Madison Street, 766 Herkimer Street and 516 Crescent Street, Council Districts no. 41 and no. 42, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for a partial tax exemption.

Referred to the Committee on Land Use and the Subcommittee on Planning, Dispositions and Concessions.

L.U. No. 500

By Council Member Comrie:

Application no. 20125162 HAM, an Urban Development Action Area Project located at 166 and 168-170 Mulberry Street, Council District no. 1, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for a partial tax exemption.

Referred to the Committee on Land Use and the Subcommittee on Planning, Dispositions and Concessions.

L.U. No. 501

By Council Member Comrie:

Application no. 20115782 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 187 Restaurant Corp. d.b.a. Taconia Mexican Grill, to establish, maintain and operate an unenclosed sidewalk café located at 591 Fort Washington Avenue, Borough of Manhattan, Council District no.7. 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. 502

By Council Member Comrie:

Application no. 20115843 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 600 Metropolitan Corp. d.b.a. Alligator Lounge, to continue to maintain and operate an unenclosed sidewalk café located at 600 Metropolitan 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.

L.U. No. 503

By Council Member Comrie:

Application no. 20115845 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 13th Street Entertainment, LLC d.b.a. Brasserie Beaumarchais, to continue to maintain and operate an unenclosed sidewalk café located at 409 West 13th 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.

Referred to the Committee on Land Use and the Subcommittee on Zoning and Franchises.

L.U. No. 504

By Council Member Comrie:

Application no. 20125018 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 210 PPW Restaurant, LLC d.b.a. The Double Windsor, to establish, maintain and operate an unenclosed sidewalk café located at 210 Prospect Park West, Borough of Brooklyn, Council District no.39. 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. 505

By Council Member Comrie:

Application no. 20115835 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Hashi Sushi Fusion Inc. d.b.a. Hashi, to establish, maintain and operate an unenclosed sidewalk café located at 5009 Broadway, Borough of Manhattan, Council District no.7. 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. 506

By Council Member Comrie:

Application no. C 100469 MMK by the Department of City Planning and Coney Island Holdings, L.L.C., pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment of the City Map, involving the modification of grades in West 21st Street between Surf Avenue and the Public Beach, and in Ocean Way between West 22nd Street and parachute Way, Community District, 13, Borough of Brooklyn, Council District no. 47. 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.

Referred to the Committee on Land Use and the Subcommittee on Planning, Dispositions and Concessions.

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

ANNOUNCEMENTS:

Tuesday, October 18, 2011

Committee on **GENERAL WELFARE** jointly with the
 Committee on **EDUCATION** and the
 Committee on **YOUTH SERVICES** **1:00 P.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 **VETERANS** **2:00 P.M.**
 Tour: Jericho Project’s Fordham Village Veterans Community
 Location: 355 East 194th Street
 Bronx, NY 10458
 Details Attached
 Mathieu Eugene, Chairperson

Wednesday, October 19, 2011

★ *Deferred*
 Committee on **IMMIGRATION** **10:00 A.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 14th Floor Daniel Dromm, Chairperson

Committee on **PUBLIC SAFETY** jointly with the
 Committee on **WOMEN’S ISSUES** **10:00 A.M.**
 Oversight - Combatting Sex Trafficking in NYC: Examining Law Enforcement
 Efforts- Prevention and Prosecution
 Emigrant Savings Bank – 49-51 Chambers
 Peter Vallone, Chairperson
 Julissa Ferreras, Chairperson

★ *Deferred*
 Committee on **LOWER MANHATTAN REDEVELOPMENT** jointly with the
 Committee on **WATERFRONTS** **1:00 P.M.**
 Oversight – The Future of the South Street Seaport Museum
 Committee Room – 250 Broadway, 16th Floor Margaret Chin, Chairperson
 Michael Nelson, Chairperson

★ *Deferred*
 Committee on **FIRE AND CRIMINAL JUSTICE SERVICES** **1:00 P.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 14th Floor
 Elizabeth Crowley, Chairperson

★ *Deferred*
 Committee on **ECONOMIC DEVELOPMENT** **1:00 P.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 14th Floor
 Karen Koslowitz, Chairperson

Monday, October 24, 2011

Committee on **HIGHER EDUCATION** **10:00 A.M.**
 Oversight - Evaluating the Impact of College Remediation at Community Colleges
 and Other Postsecondary Institutions
 Committee Room – 250 Broadway, 16th Floor
 Ydanis Rodriguez, Chairperson

★ *Note Time, Topic and Committee Addition*
 Committee on **CONTRACTS** jointly with the
 ★ Committee on **TECHNOLOGY** **10:00 A.M.**
 ★ Oversight - Managing New York City Government IT Contracts

Committee Room – 250 Broadway, 14th Floor Darlene Mealy, Chairperson
 Fernando Cabrera, Chairperson

Committee on **HEALTH** **1:00 P.M.**
 Oversight - NYC’s Efforts to Increase Organ and Tissue Donations.
 Committee Room – 250 Broadway, 14th Floor
 Maria del Carmen Arroyo, Chairperson

★ *Deferred*
 Committee on **CIVIL RIGHTS** **1:00 P.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 16th Floor Deborah Rose, Chairperson

★ *Addition*
 Committee on **SMALL BUSINESS** jointly with the
 Committee on **ECONOMIC DEVELOPMENT** **1:00 P.M.**
 Tour: North Brooklyn Industrial Business Zone
 Location: 11 Catherine Street
 Brooklyn, NY
 Details Attached...
 Diana Reyna, Chairperson
 Karen Koslowitz, Chairperson

Tuesday, October 25, 2011

Committee on **PUBLIC HOUSING** **10:00 A.M.**
 Oversight – Improvements and Remaining Challenges to NYCHA’s Section 3
 Resident Employment Program.
 Committee Room – 250 Broadway, 14th Floor
 Rosie Mendez, Chairperson

★ *Deferred*
 Committee on **FINANCE** **10:00 A.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 16th Floor
 Domenic Recchia, Chairperson

Committee on **TECHNOLOGY** jointly with the
 Committee on **GENERAL WELFARE** **1:00 P.M.**
 Oversight - Examining Worker Connect, the New Inter-Agency Database at ACS,
 HRA and DHS
 Committee Room – 250 Broadway, 14th Floor
 Fernando Cabrera, Chairperson
 Annabel Palma, Chairperson

Committee on **ENVIRONMENTAL PROTECTION** **2:00 P.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 16th Floor James Gennaro, Chairperson

Wednesday, October 26, 2011

★ *Deferred*
 Committee on **AGING** **10:00 A.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 14th Floor Jessica Lappin, Chairperson

★ *Deferred*
 Committee on **PARKS AND RECREATION** **10:00 A.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 16th Floor
 Melissa Mark Viverito, Chairperson

★ *Deferred*
 Committee on **CONSUMER AFFAIRS** **10:00 A.M.**
 Agenda to be announced
 Hearing Room – 250 Broadway, 16th Floor Daniel Garodnick, Chairperson

★ *Deferred*

Committee on **EDUCATION** **1:00 P.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 16th Floor Robert Jackson, Chairperson

★ *Note Topic Addition*

Committee on **SANITATION AND SOLID WASTE MANAGEMENT** **1:00 P.M.**
 ★Oversight - An Overview of Waste-to-Energy Technologies
 Committee Room – 250 Broadway, 16th Floor Letitia James, Chairperson

★ *Note Topic and Committee Addition*

Committee on **WATERFRONTS** jointly with the
 ★Committee on **ECONOMIC DEVELOPMENT** **1:00 P.M.**
 ★Oversight - Sunset Park Waterfront Vision Plan: Status of Economic and Waterfront Developments.
 Committee Room – 250 Broadway, 14th Floor Michael Nelson, Chairperson
 Karen Koslowitz, Chairperson

Thursday, October 27, 2011

Subcommittee on **ZONING & FRANCHISES** **9:30 A.M.**
 See Land Use Calendar Available Monday, October 24, 2011
 Committee Room – 250 Broadway, 16th Floor
 Mark Weprin, Chairperson

★ *Deferred*

Committee on **CULTURAL AFFAIRS, LIBRARIES & INTERNATIONAL INTERGROUP RELATIONS** **10:00 A.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 14th Floor
 James Van Bramer, Chairperson

★ *Topic Addition*

Committee on **HOUSING AND BUILDINGS** **10:00 A.M.**
 Oversight – The Loft Board: Its Functions and Responsibilities.
 Committee Room – 250 Broadway, 14th Floor Erik Martin-Dilan, Chairperson

Subcommittee on **LANDMARKS, PUBLIC SITING & MARITIME USES** **11:00 A.M.**
 See Land Use Calendar Available Monday, October 24, 2011
 Committee Room – 250 Broadway, 16th Floor Brad Lander, Chairperson

Subcommittee on **PLANNING, DISPOSITIONS & CONCESSIONS** **1:00 P.M.**
 See Land Use Calendar Available Monday, October 24, 2011
 Committee Room – 250 Broadway, 16th Floor Stephen Levin, Chairperson

Committee on **GOVERNMENTAL OPERATIONS** **2:00 P.M.**
 Int. 634 - By Council Members Brewer, Dickens, Dromm, Fidler, Foster, James, Koslowitz, Lander, Williams and Nelson - A Local Law to amend the administrative code of the city of New York, in relation to requiring notice to the city council of challenges to local laws.
 Committee Room – 250 Broadway, 14th Floor Gale Brewer, Chairperson

Friday, October 28, 2011

★ *Topic Additions*

Committee on **CONSUMER AFFAIRS** **10:00 A.M.**
 Int. 247 - By Council Members Comrie, Brewer, Koslowitz, Palma, Recchia and Williams - A Local Law to amend the administrative code of the city of New York, in relation to the sale of tickets to individual consumers by operators of theater, music, or sporting events taking place in New York City at places of entertainment.
 Oversight - Ticket Sales in New York City – Setting the “Stage” for Increased Consumer Protections
 Committee Room – 250 Broadway, 16th Floor
 Daniel Garodnick, Chairperson

★ *Topic Addition*

Committee on **FIRE AND CRIMINAL JUSTICE SERVICES** **10:00 A.M.**

★Oversight - Examining the Operation of Potter's Field by the N.Y.C. Department of Correction on Hart Island.
 Hearing Room – 250 Broadway, 16th Floor Elizabeth Crowley, Chairperson

★ *Committee Addition*

Committee on **AGING** jointly with the
 ★Subcommittee on **SENIOR CENTERS** **10:00 A.M.**
 Oversight – Seniors and Technology
 Committee Room – 250 Broadway, 14th Floor
 Jessica Lappin, Chairperson
 David Greenfield, Chairperson

★ *Note Time and Location Changes*

Committee on **COMMUNITY DEVELOPMENT** **★1:00 P.M.**
 Agenda to be announced
 ★Committee Room – 250 Broadway, 16th Floor Albert Vann, Chairperson

Committee on **TECHNOLOGY** **1:00 P.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 14th Floor
 Fernando Cabrera, Chairperson

Monday, October 31, 2011

★ *Addition*

Committee on **CIVIL RIGHTS** **10:00 A.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 14th Floor Deborah Rose, Chairperson

★ *Addition*

Committee on **PARKS AND RECREATION** jointly with the
 Committee on **LOWER MANHATTAN REDEVELOPMENT** **10:00 A.M.**
 Oversight - Status of Parkland Redevelopment in Lower Manhattan
 Committee Room – 250 Broadway, 16th Floor
 Melissa Mark-Viverito, Chairperson
 Margaret Chin, Chairperson

Committee on **FINANCE** **1:00 P.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 16th Floor
 Domenic Recchia, Chairperson

★ *Addition*

Committee **ON CULTURAL AFFAIRS, LIBRARIES & INTERNATIONAL INTERGROUP RELATIONS** **1:00 P.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 14th Floor
 James Van Bramer, Chairperson

★ *Addition*

Committee on **TRANSPORTATION** jointly with the
 Committee on **CIVIL SERVICE AND LABOR** **1:00 P.M.**
 Oversight: Ensuring the Safety of Transit Workers
 Hearing Room – 250 Broadway, 16th Floor James Vacca, Chairperson
 James Sanders, Chairperson

Tuesday, November 1, 2011

Committee on **JUVENILE JUSTICE** **10:00 A.M.**
 Agenda to be announced
 Committee Room – 250 Broadway, 14th Floor
 Sara M. Gonzalez, Chairperson

Committee on **LAND USE** **10:00 A.M.**
 All items reported out of the subcommittees
AND SUCH OTHER BUSINESS AS MAY BE NECESSARY
 Committee Room – 250 Broadway, 16th Floor Leroy Comrie, Chairperson

Committee on **TRANSPORTATION** **1:00 P.M.**
 Agenda to be announced

Committee Room – 250 Broadway, 14th Floor James Vacca, Chairperson

Committee on **EDUCATION** **1:00 P.M.**

Agenda to be announced

Committee Room – 250 Broadway, 16th Floor Robert Jackson, Chairperson

Thursday, November 3, 2011

Stated Council Meeting..... Ceremonial Tributes – 1:00 p.m.

..... Agenda – 1:30 p.m.

Location..... ~ Emigrant Savings Bank ~ 49-51 Chambers Street.....

Whereupon on motion of the Speaker (Council Member Quinn), the President Pro Tempore (Council Member Comrie) adjourned these proceedings to meet again for the Stated Meeting on Thursday, November 3, 2011.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council

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